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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Federal Trade Commission,

Plaintiff,

v.

Sitesearch Corporation, dba LeapLab, a
Nevada corporation; et al.,

Defendants.

No. CV-14-02750-PHX-NVW

**FINAL JUDGMENT AND ORDER
FOR INJUNCTIVE AND OTHER
RELIEF**

On December 22, 2014, Plaintiff, the Federal Trade Commission (“FTC” or “Commission”) brought this action for injunctive and equitable monetary relief against Sitesearch Corp., formerly known as LeapLab Corp. (“Defendant”), for unfair and deceptive acts or practices related to its sale of consumer payday loan applications containing consumer

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1 entered default. (Doc. 15). On December 3, 2015, the FTC filed a motion for default
2 judgment against Defendant pursuant to Rule 55(b) of the Federal Rules of Civil
3 Procedure. On December 10, 2015, the Court granted the FTC's motion for default
4 judgment. The Court now enters this Final Judgment and Order for Injunctive and Other
5 Relief ("Order") against Defendant.

6 **Findings**

7 1. This is an action by the FTC instituted under Section 13(b) of the FTC Act, 15
8 U.S.C. § 53(b). The Complaint charges that Defendant participated in unfair acts or
9 practices in violation of Section 5 of the FTC Act, 15 U.S.C. § 45, in connection with the
10 disclosure of consumers' Sensitive Personal Information. The Complaint seeks both
11 permanent injunctive relief and equitable monetary relief for Defendant's unfair acts or
12 practices as alleged therein.

13 2. The FTC has the authority under Section 13(b) of the FTC Act to seek the relief
14 it has requested.

15 3. This Court has jurisdiction over the subject matter of this case and has
16 jurisdiction over Defendant. Venue in the District of Arizona is proper.

17 4. The activities of Defendant, as alleged in the Complaint, are in or affecting
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10. The consumer harm caused by Defendant’s unfair and deceptive business practices is a conservative, yet proper, measure of monetary liability in this case.

11. Consumer harm caused by Defendant’s sale of consumers’ Sensitive Personal Information to Ideal Financial equals \$4,124,710. Defendant is jointly and severally liable for equitable monetary relief in the amount of \$4,124,710, plus postjudgment interest pursuant to 28 U.S.C. § 1961, which will accrue upon entry of this Order.

12. Entry of this Order is in the public interest. There being no just reason for delay, the Clerk is directed to enter judgment immediately.

Definitions

For the purpose of this Order, the following definitions apply:

1. “**Defendant**” means SiteSearch Corp., formerly known as LeapLab Corp., and its successors and assigns.

2. “**Financial Product or Service**” means any product, service, plan, or program represented, expressly or by implication, to:

- A. provide any consumer, arrange for any consumer to receive, or assist any consumer in receiving, a loan or other extension of credit;
- B. provide any consumer, arrange for any consumer to receive, or assist any

1 account can be accessed, or by which a consumer might be charged for goods or services,
2 including through third parties such as telecommunications carriers.

3 **ORDER**

4 **I. Prohibition on the Disclosure of Sensitive Personal Information**

5 IT IS THEREFORE ORDERED that Defendant is hereby permanently restrained
6 and enjoined from, or assisting others engaged in, selling, transferring, or otherwise
7 disclosing a consumer's Sensitive Personal Information to any Person, except as
8 otherwise provided in Sections IV or IX of this Order; provided, however, that this
9 Section I shall not prohibit the Defendant from transferring or otherwise disclosing a
10 consumer's Sensitive Personal Information to the extent necessary to process payment for
11 any product or service sold by the Defendant di

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including the products and services offered, the means of advertising, marketing, and sales, and the involvement of any other defendant; (d) describe in detail whether and how De

1 Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington,
2 DC 20580. The subject line must begin: FTC v. Sitesearch, et al.

3 **VIII. Recordkeeping**

4 IT IS FURTHER ORDERED that Defendant must create certain records for 20
5 years after entry of the Order and retain each such record for 5 years. Specifically,
6 Defendant must create and maintain the following records:

- 7 A. Proof of consumers' express, informed consent to have their Sensitive
8 Personal Information transferred or disclosed, which includes the
9 consumer's name, and, if collected, phone number, and address; the
10 manner, time, place, and method of the authorization; and sufficient data to
11 readily show the complete consumer experience, including an audio
12 recording of the entirety of any telemarketing transaction;
- 13 B. Accounting records showing the revenues from all goods or services sold,
14 all costs incurred in generating those revenues, and the resulting net profit
15 or loss;
- 16 C. Personnel records showing, for each
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to under penalty of perjury, that the information provided is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 01/11/12 at [City, State]

Signature of [Name]

Title of [Name]

Organization of [Name]

Address of [Name]

City, State, ZIP of [Name]

Country of [Name]

Phone Number of [Name]

Fax Number of [Name]

E-mail Address of [Name]

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