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15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 **FEDERAL TRADE COMMISSION,**

18 Plaintiff,

19 v.

20 **SEQUOIA ONE, LLC, et al.,**

21 Defendants.
22

Case No. 2:15-cv-01512-JCM-CWH

**STIPULATED ORDER
FOR PERMANENT INJUNCTION
AND SETTLEMENT OF CLAIMS
AS TO DEFENDANT JASON
KOTZKER**

23
24 Plaintiff, the Federal Trade Commission (“FTC”), filed its Complaint for Permanent
25 Injunction and Other Equitable Relief (“Complaint”) for a permanent injunction and other
26 equitable relief in this matter, pursuant to Section 13(b) of the Federal Trade Commission Act
27 (“FTC Act”), 15 U.S.C. § 53(b). Pursuant to Federal Rule of Evidence 408 and the protections
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1. **“Corporate Defendants”** means Sequoia One, LLC and Gen X Marketing Group, LLC, and their successors and assigns.
2. **“Defendants”** means all of the Individual Defendants and the Corporate Defendants, individually, collectively, or in any combination.
3. **“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 consumer in receiving, credit, debit, or stored value cards; (c) improve, repair, or arrange to improve or repair, any consumer’s credit record, credit history, or credit rating; or (d) provide advice or assistance to improve any consumer’s credit record, credit history, or credit rating.

PROHIBITED MISREPRESENTATIONS RELATING TO ALL PRODUCTS OR SERVICES

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with any of them who receive actual notice of this Order by personal service, facsimile
transmission, email, or otherwise, whether acting direcire/MCID 20 >>BDC 0 >>4(lw)4(i(c)2()-e)5..re

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1 K. The Stipulating Defendant acknowledges that his Taxpayer Identification Numbers
2 (Social Security Numbers or Employer Identification Numbers), which the
3 Stipulating Defendant previously submitted to the FTC, may be used for collecting
4 and reporting on any delinquent amount arising out of this Order, in accordance with
5 31 U.S.C. § 7701.

6 L. Upon written request from a representative of the FTC, any consumer reporting
7 agency may furnish consumer reports concerning the Stipulating Defendant, pursuant
8 to Section 604(a)(1) of the Fair Credit Reporting Act, 15 U.S.C. § 1681b(a)(1).
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10 **ORDER ACKNOWLEDGMENTS**

11 **VI. IT IS FURTHER ORDERED** that the Stipulating Defendant obtain acknowledgments
12 of receipt of this Order:
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14 A. The Stipulating Defendant, within 7 days of entry of this Order, must submit to the
15 FTC an acknowledgment of receipt of this Order sworn under penalty of perjury.

16 B.
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1 C. From each individual or entity to which the Stipulating Defendant delivered a copy of
2 this Order, the Stipulating Defendant must obtain, within 30 days, a signed and dated
3 acknowledgment of receipt of this Order.

4 **COMPLIANCE REPORTING**

5 **VII. IT IS FURTHER ORDERED** that the Stipulating Defendant make timely submissions
6 to the FTC:

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8 A. One year after entry of this Order, the Stipulating Defendant must submit a
9 compliance report, sworn under penalty of perjury:

- 10 1. The Stipulating Defendant must: (a) identify the primary physical, postal, and
11 email address and telephone number, as designated points of contact, which
12 representatives of the FTC may use to communicate with the Stipulating
13 Defendant; (b) identify all of the Stipulating
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1 Defendant performs services whether as an employee or otherwise and any entity
2 in which the Stipulating Defendant has any ownership interest; and (c) describe in
3 detail such Stipulating Defendant's involvement in each such business, including
4 title, role, responsibilities, participation, authority, control, and any ownership.

5 B. For 10 years following entry of this Order, the Stipulating Defendant must submit a
6 compliance notice, sworn under penalty of perjury, within 14 days of any change in
7 the following:
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9 1. The Stipulating Defendant must report any change in: (a) any designated point of
10 contact; or (b) any entity that the Stipulating Defendant has any ownership
11 interest in or controls directly or indirectly that may affect compliance obligations
12 arising under this Order, including: creation, merger, sale, or dissolution of the
13 entity or any subsidiary, parent, or affiliate that engages in any acts or practices
14 subject to this Order.
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16 2. Additionally, the Stipulating Defendant must report any change in: (a) name,
17 including aliases or fictitious name, or residence address; or (b) title or role in any
18 business activity, including any business for which the Stipulating Defendant
19 performs services whether as an employee or otherwise and any entity in which
20 the Stipulating Defendant has any ownership interest, and identify the name,
21 physical address, and any Internet address of the business or entity.
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23 C. The Stipulating Defendant must submit to the FTC notice of the filing of any
24 bankruptcy petition, insolvency proceeding, or similar proceeding by or against the
25 Stipulating Defendant within 14 days of its filing.
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the Stipulating Defendant who has agreed to such an interview. The person interviewed may have counsel present.

C. The FTC may use all other lawful means, including posing, through its representatives, as consumers, suppliers, or other individuals or entities, to the Stipulating Defendant or any individual or entity affiliated with the Stipulating Defendant, without the necessity of identification or prior notice. Nothing in this Order limits the FTC's lawful use of compulsory process, pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49, 57b-1.

ENTRY OF JUDGMENT

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