UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

)
In the Matter of)
) FILE No. 182 3195
EmpiriStat, Inc.)
-) AGREEMENT CONTAINING
a corporation.) CONSENT ORDER
•)
)

The Federal Trade Commission ("Commission") has conducted an investigation of certain acts and practices of EmpiriStat, Inc. ("Proposed Respondent"). The Commission's Bureau of Consumer Protection ("BCP") has prepared a draft of an administrative Complaint ("draft Complaint"). BCP and Proposed Respondent, through its duly authorized officer, enter into this Agreement Containing Consent Order ("Consent Agreement") to resolve the allegations in the attached draft Complaint through a proposed Decision and Order to present to the Commission, which is also

- 2. Proposed Respondent neither admits nor denies any of the a llegations in the Complaint, except as specifically stated in the Decision and Order. Only for purposes of this action, Proposed Respondent admits the facts necessary to establish jurisdiction.
- 3. Proposed Respondent waives:
 - A. Any further procedural steps;
 - B. The requirement that the Commission's Decision contain a statement of findings of fact and conclusions of law; and
 - C. All rights to seek judicial review or otherwise to challenge or contest the validity of the Decision and Order issued pursuant to this Consent Agreement.
- 4. This Consent Agreement will not become part of dhreha Clonts and information about them publicly releadoes not constitute final approval, but it serves as the basis for further

APPROVED:	
MARK EICHORN	
Assista	