

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK**

**FEDERAL TRADE COMMISSION, and
PEOPLE OF THE STATE OF NEW
YORK, by ERIC T. SCHNEIDERMAN,
Attorney General of the State of New York,**
Plaintiffs,
v.
4 STAR RESOLUTION LLC, et al.
Defendants.

Case No. 15-CV-112S(F)

**STIPULATED ORDER FOR
PERMANENT INJUNCTION AND
MONETARY JUDGMENT WITH
INDIVIDUAL DEFENDANT
TRAVELL THOMAS AND THE
4 STAR CORPORATE
DEFENDANTS**

Plaintiffs, th Commission People of the State of
New York, by Eric T. Schneiderman, Attorney General of the State of New York
, filed their Complaint for Permanent Injunction and Other Equitable
Relief in this matter

2. The Complaint charges that Defendants participated in deceptive and unlawful debt collection practices in violation of Section 5 of the FTC Act, 15 U.S.C. § 4692b FDCPA, 15 U.S.C. §§ 1692 1692p, N.Y. Executive Law § 63(12), N.Y. General Business Law § 349, and N.Y. General Business Law § 601.
3. The 4 Star Defendants

C. provide to any consumer, arrange for any consumer to receive, or assist any consumer in receiving, any secured or unsecured debt relief product or service.

8. **Individual Defendants** Travell Thomas, Maurice Sessum, and Charles Blakely

III.

9. **Person**

corporation, partnership, sole proprietorship, limited liability company, association, cooperative, or any other group or combination acting as an entity.

10. means Garry M. Graber.

11. **Secured or unsecured debt relief product or service**, with respect to any mortgage, loan, debt, or obligation between a person and one or more secured or unsecured creditors or debt collectors, any product, service, plan, or program represented, expressly or by implication, to: (A) negotiate, settle, or in any way alter the terms of payment or other terms of the mortgage, loan, debt, or obligation, including but not limited to, a reduction in the amount of interest, principal balance, monthly payments, or fees owed by a person to a secured or unsecured creditor or debt collector; (B) stop,

right to reinstate the mortgage, loan, debt, or obligation or redeem a dwelling or other collateral; (E) obtain any waiver of an acceleration clause or balloon payment contained in any promissory note or contract secured by any dwelling or other collateral; or (F) negotiate, obtain, or arrange (i) a short sale of a dwelling or other collateral, (ii) a deed-in-lieu of foreclosure, or (iii) any other disposition of a mortgage, loan, debt, or obligation other than a sale to a third party that is not the secured or unsecured loan holder. The foregoing shall include any manner of claimed assistance, including but not debt, or obligation.

ORDER

I. BAN ON DEBT COLLECTION ACTIVITIES

IT IS ORDERED that the 4 Star Defendants, whether acting directly or through an intermediary, are permanently restrained and enjoined from:

- A. Participating in debt collection activities; and
- B. Advertising, marketing, promoting, offering for sale, selling, or buying any consumer or commercial debt or any information

A. M

a full or partial refund, or the circumstances in which a full or partial refund will be provided to the consumer; and

8. Any other fact material to consumers concerning any financial-related product or service, such as: the total costs; any material restrictions, limitations, or conditions; or any material aspect of its performance, efficacy, nature, or central characteristics; and

- B. Advertising or assisting others in advertising credit terms other than those terms that actually are or will be arranged or offered by a creditor or lender.

III.

Forfeiture/ Money Judgment filed in S4 15 Cr. 667 (KPF) (S.D.N.Y.)

[Dkt. No. 372], to the extent not already transferred, transfer as directed

below all fun

Money Judgment filed in S4 15 Cr. 667 (KPF) (S.D.N.Y.) [Dkt. No. 372].

3. _____ shall, pursuant to the Consent Preliminary Order Of Forfeiture/ Money Judgment filed in S4 15 Cr. 667 (KPF) (S.D.N.Y.) [Dkt. No. 372], to the extent not already transferred, transfer to the _____ all of the funds, if any, held in the attorney escrow account at the Law Office of Michael A. Benson that contains assets repatriated from the TD Canada Trust bank accounts xxxx██████, xxxx██████, and xxxx██████ in the name of Individual Defendant Travell Thomas, in accordance with instructions to be provided by a representative of the _____.
4. The Receiver is ordered to transfer all of the remaining assets of the 4 Star Defendants, if any, held by the Receiver to the _____.
Such transfer must be made within 120 days of entry of this Order by electronic fund transfer in accordance with instructions to be provided by a representative of the _____. The Receiver and Plaintiffs can mutually agree to extend the 120-day deadline without further order of the Court. If the Receiver and Plaintiffs cannot agree on an extension, the Receiver may seek an extension from the Court upon a showing of good cause on notice to Plaintiffs.
5. _____ Southern District of New York in Case No. 15 Cr 667 (KPF) determines that assets referenced in this Section of this Order should not be forfeited

any other material misstatement or omission in the financial representations identified above.

- F. If the suspension of the judgment is lifted, the judgment becomes immediately due as to that 4 Star Defendant in the amount specified in Subsection A above (which the parties stipulate only for purposes of this Section represents the consumer injury amount alleged in the Complaint), less any payment previously made pursuant to this Section, plus interest computed from the date of entry of this Order.

used for collecting and reporting on any delinquent amount arising out of this Order, in accordance with 31 U.S.C. § 7701.

- K. Any money paid to the Commission pursuant to this Order may be deposited into a fund administered by the Commission or its designee to be used for equitable relief, including consumer redress and any attendant expenses for the administration of any redress fund. If a representative of the Commission decides that direct redress to consumers is wholly or partially impracticable or money remains after redress is completed, the Commission may apply any remaining money for such other equitable relief (including consumer information remedies) as it determines to be reasonably related to Complaint. Any money not used for such equitable relief is to be deposited to the U.S. Treasury as disgorgement. The 4 Star Defendants have no right to challenge any actions the Commission or its representatives may take pursuant to this Subsection.
- L. Plaintiffs may request any tax-related information, including amended tax returns and any other filings, that the 4 Star Defendants have the authority to release. Within 14 days of receipt of a written request from a representative of either Plaintiff in this case, the 4 Star Defendants must take all necessary steps (such as filing a completed IRS Form 4506 or 8821) to cause the IRS or other tax authority to provide information directly to either Plaintiff.
- M. The 4 Star Defendants shall execute, or cause to be executed, within 3 days of written request, all documents necessary to effectuate the transfers of the assets identified in Subsection B of this Section.

- A. Each of the 4 Star Defendants, within 7 days of entry of this Order, must submit to the Commission and the NYAG, an acknowledgment of receipt of this Order sworn under penalty of perjury.
- B. For 20 years after entry of this Order, Individual Defendant Travell Thomas for any business that he, individually or collectively with any other Defendant, is the majority owner or controls directly or indirectly, and 4 Star Resolution, PMI, International Recovery, Check Solutions, Check Fraud, and Fourstar Revenue must each

communicate with such Defendant; (b) identify all of that D businesses by all of their names, telephone numbers, and physical, postal, email, and Internet addresses; (c) describe the activities of each business, including the goods and services offered, the means of advertising, marketing, and sales, and the involvement of any other Defendant (which Individual Defendant Travell Thomas must describe if he knows or should know due to his own involvement); (d) describe in detail whether and how that defendant is in compliance with each Section of this Order; and (e) provide a copy of each Order Acknowledgment obtained pursuant to this Order, unless previously submitted to the Commission;

2. Additionally, Individual Defendant Travell Thomas must: (a) identify all telephone numbers and all physical, postal, email, and Internet addresses, including all residences; (b) identify all business activities, including any business for which he performs services whether as an employee or otherwise and any entity in which he has any ownership interest; and (c) describe in detail his involvement in each such business, including title, role, responsibilities, participation, authority, control, and any ownership.

B. For 20 years after entry of this Order, each of the 4 Star Defendants must submit a compliance notice, sworn under penalty of perjury, within 14 days of any change in the following:

1. Each of the 4 Star Defendants must report any change in: (a) any designated point of contact; or (b) the structure of any Corporate

Defendant or any entity that such defendant has any ownership interest in or controls directly or indirectly that may affect compliance obligations arising under this Order, including: creation, merger, sale, or dissolution of the entity or any subsidiary, parent, or affiliate that engages in any acts

DEbrief@ftc.gov or sent by overnight courier (not the U.S. Postal Service) to:
Associate Director for Enforcement, Bureau of Consumer Protection, Federal
Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580.
The subject line must begin: *FTC & NYAG v. 4 Star Resolution LLC, et al.*,
Matter Number X150023.

IX. RECORDKEEPING

X. COMPLIANCE MONITORING

IT IS FURTHER ORDERED that, for the purpose of monitoring the 4 Star compliance with this Order, including the financial representations upon which part of the judgment was suspended and any failure to transfer any assets as required by this Order:

- A. Within 14 days of receipt of a written request from a representative of either Plaintiff, each of the 4 Star Defendants must: submit additional compliance reports or other requested information, which must be sworn under penalty of perjury; appear for depositions; and produce documents for inspection and copying. Plaintiffs are also authorized to obtain discovery, without further leave of Court, using any of the procedures prescribed by Federal Rules of Civil Procedure 29, 30 (including telephonic depositions), 31, 33, 34, 36, 45, and 69.
- B. For matters concerning this Order, Plaintiffs are authorized to communicate directly with the 4 Star Defendants. The 4 Star Defendants must permit representatives of either Plaintiff to interview any employee or other person affiliated with the 4 Star Defendants who has agreed to such an interview. The person interviewed may have counsel present.
- C. Plaintiffs may use all other lawful means, including posing, through their representatives, as consumers, suppliers, or other individuals or entities, to the 4 Star Defendants or any individual or entity affiliated with them, without the necessity of identification or prior notice. Nothing in this Order limits the Commission

the FTC Act, 15 U.S.C. §§ 49, 57b-1.

