



United States of America  
FEDERAL TRADE COMMISSION  
East Central Region

1111 Superior Avenue, Suite 200  
Cleveland, Ohio 44114  
(216) 263 3455

Jon Miller Steiger  
Director

March 17, 2023

**CEASE AND DESIST DEMAND**

*VIA EMAIL TO:*

*atlantaregulatory@ticket.clacconnect.com*

Peerless Network, Inc.  
John Barnicle, CEO  
433 West Van Buren Street  
Suite 401S  
Chicago, IL 60607  
c/o Joe Solana, Registered Agent

We have determined that Peerless Network, Inc. is apparently routing and transmitting illegal robocall traffic, directly or indirectly, for entities involved in the following campaigns:

- € Amazon-AuthorizeOrder
- € Apple-iCloud-AccountBreached
- € Authorized-Order
- € AutoWarranty-Extend2
- € AutoWarranty-ExtendOrReinst
- € CBP-GovtImpers
- € CCIRR-P1FinancialImpers
- € CCIRR-Various
- € CCIRR-VisaAlert
- € DebtRelief-COVID-19Payment
- € DebtRelief-ZeroTax
- € Discount-Avail50%
- € FedReserv-Impers
- € Financial-Impers-6
- € IRS-ProcessingCenter
- € Legal-Enforcement-Notice
- € Medicare-Advisor
- € Solar-TheSolarProject
- € SSA-CalltheSSA
- € SSA-Suspended



- € Initiating or causing the initiation of calls that deliver prerecorded messages,<sup>4</sup> unless the person called provided the seller express written permission to call (16 C.F.R. § 310.4(b)(1)(v)); and
- € Initiating or causing the initiation of telemarketing calls to numbers listed on the National Do Not Call Registry, unless the person called provided express written permission to receive calls from the seller or the seller had an existing business relationship with the person called (16 C.F.R. § 310.4(b)(1)(iii)(B)).

The FTC can obtain civil penalties for TSR violations. Each illegal call is subject to a maximum civil penalty of \$50,120. *See* 16 C.F.R. § 1.98. In addition, a violation of the TSR is a violation of Section 5 of the FTC Act. *See* 15 U.S.C. §§ 6102(c), 57a(d)(3), 45(a). Accordingly, the FTC has authority to seek both preliminary and permanent injunctive relief to address TSR violations. *See* 15 U.S.C. § 53(b). The FTC may also seek the refund of money or payment of damages to address TSR violations. *See* 15 U.S.C. § 57b(b).

Combatting illegal telemarketing is a top priority for the FTC, with a special emphasis on halting illegal robocalls.<sup>5</sup> We want you to be aware that the FTC has, for example, brought assisting and facilitating claims against technology companies that knowingly provided software and servers used by illegal robocallers, even though these technology companies did not contract directly with the illegal robocallers. *See FTC v. James B. Christiano*, Case No. 8:18-cv-00936 (C.D. Cal. May 31, 2018).

We also bring to your attention that the FTC has sued VoIP service providers for allegedly violating the TSR. In *FTC v. Educare*, the FTC alleged that defendant Globex Telecom, Inc. assisted and facilitated telemarketers it knew, or consciously avoided knowing, were violating the TSR's prohibitions on calls delivering prerecorded messages. *See FTC v. Educare Centre Services, Inc.*, No. 19-cv-01116-GKI-GWS, D. Tex. Dec. 3, 2019).

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Enclosures:

Attachment A (Chart of illegal robocalls)

Attachment B (TSR)

Attachment C (*Educare* Amended Complaint)

Attachment D (*Alcazar* Complaint)

# ATTACHMENT A

<b>Date of ITG Notification</b>	<b>Date of Call</b>	<b>Caller ID</b>	<b>Robocall Campaign Identifier</b>	<b>Link to Robocall Recording</b>	<b>Potential Violation</b>
2/1/2023	1/18/2023	7652948817	Financial-Impers-6	<a href="https://portal2.tracebacks.org/api/public/attachments/1222041">https://portal2.tracebacks.org/api/public/attachments/1222041</a>	16 C.F.R. 310.4(b)(1)(v)
1/31/2023	1/31/2023	7045313350	Financial-Impers-6	<a href="https://portal2.tracebacks.org/api/public/attachments/1222036">https://portal2.tracebacks.org/api/public/attachments/1222036</a>	16 C.F.R. 310.4(b)(1)(v)
1/5/2023	1/3/2023	2522248455	Medicare-Advisor	<a href="https://portal2.tracebacks.org/api/public/attachments/1195733">https://portal2.tracebacks.org/api/public/attachments/1195733</a>	16 C.F.R. 310.4(b)(1)(v)
11/4/2022	11/2/2022	8582074263	Authorized-Order	<a href="https://portal2.tracebacks.org/api/public/attachments/1116690">https://portal2.tracebacks.org/api/public/attachments/1116690</a>	16 C.F.R. 310.4(b)(1)(v)
10/26/2022	10/21/2022	9168469902	Authorized-Order	<a href="https://portal2.tracebacks.org/api/public/attachments/1098320">https://portal2.tracebacks.org/api/public/attachments/1098320</a>	16 C.F.R. 310.4(b)(1)(v)
10/26/2022	10/20/2022	8187368831	Authorized-Order	<a href="https://portal2.tracebacks.org/api/public/attachments/1098322">https://portal2.tracebacks.org/api/public/attachments/1098322</a>	16 C.F.R. 310.4(b)(1)(v)
7/8/2022	7/7/2022	9176282443	AutoWarranty-ExtendOrReinst	<a href="https://portal2.tracebacks.org/api/public/attachments/949069">https://portal2.tracebacks.org/api/public/attachments/949069</a>	16 C.F.R. 310.4(b)(1)(v)
11/23/2021	11/18/2021	7066004470	StudentLoan-HardshipProgram	<a href="https://portal2.tracebacks.org/api/public/attachments/568938">https://portal2.tracebacks.org/api/public/attachments/568938</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/28/2021	2768704323	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544698">https://portal2.tracebacks.org/api/public/attachments/544698</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/29/2021	3616081038	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544712">https://portal2.tracebacks.org/api/public/attachments/544712</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/29/2021	9183440660	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544714">https://portal2.tracebacks.org/api/public/attachments/544714</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/29/2021	5703969654	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544717">https://portal2.tracebacks.org/api/public/attachments/544717</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/29/2021	7722051139	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544724">https://portal2.tracebacks.org/api/public/attachments/544724</a>	16 C.F.R. 310.4(b)(1)(v)
11/1/2021	10/29/2021	5413102442	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/544726">https://portal2.tracebacks.org/api/public/attachments/544726</a>	16 C.F.R. 310.4(b)(1)(v)

10/20/2021	10/19/2021	6017613447	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/527760">https://portal2.tracebacks.org/api/public/attachments/527760</a>	16 C.F.R. 310.4(b)(1)(v)
10/20/2021	10/19/2021	2603163544	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/527763">https://portal2.tracebacks.org/api/public/attachments/527763</a>	16 C.F.R. 310.4(b)(1)(v)
10/20/2021	10/19/2021	8454920549	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/527765">https://portal2.tracebacks.org/api/public/attachments/527765</a>	16 C.F.R. 310.4(b)(1)(v)
10/20/2021	10/19/2021	5189298834	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/527767">https://portal2.tracebacks.org/api/public/attachments/527767</a>	16 C.F.R. 310.4(b)(1)(v)
10/20/2021	10/19/2021	2707440791	Amazon-AuthorizeOrder	<a href="https://portal2.tracebacks.org/api/public/attachments/527865">https://portal2.tracebacks.org/api/public/attachments/527865</a>	16 C.F.R. 310.4(b)(1)(v)
10/14/2021	10/13/2021	9092311658	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/516508">https://portal2.tracebacks.org/api/public/attachments/516508</a>	16 C.F.R. 310.4(b)(1)(v)
10/14/2021	10/13/2021	6622550990	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/516512">https://portal2.tracebacks.org/api/public/attachments/516512</a>	16 C.F.R. 310.4(b)(1)(v)
9/16/2021	9/15/2021	9729525851	CBP-GovtImpers	<a href="https://portal2.tracebacks.org/api/public/attachments/453395">https://portal2.tracebacks.org/api/public/attachments/453395</a>	16 C.F.R. 310.4(b)(1)(v)
9/7/2021	9/3/2021	7865589145	Legal-Enforcement-Notice	<a href="https://portal2.tracebacks.org/api/public/attachments/431149">https://portal2.tracebacks.org/api/public/attachments/431149</a>	16 C.F.R. 310.4(b)(1)(v)
8/27/2021	8/26/2021	9285296342	CCIRR-VisaAlert	<a href="https://portal2.tracebacks.org/api/public/attachments/397023">https://portal2.tracebacks.org/api/public/attachments/397023</a>	16 C.F.R. 310.4(b)(1)(v)
8/24/2021	8/19/2021	8508861036	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383765">https://portal2.tracebacks.org/api/public/attachments/383765</a>	16 C.F.R. 310.4(b)(1)(v)
8/24/2021	8/19/2021	4754719588	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383768">https://portal2.tracebacks.org/api/public/attachments/383768</a>	16 C.F.R. 310.4(b)(1)(v)
8/24/2021	8/18/2021	2709713277	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383771">https://portal2.tracebacks.org/api/public/attachments/383771</a>	16 C.F.R. 310.4(b)(1)(v)
8/24/2021	8/17/2021	3189033299	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383774">https://portal2.tracebacks.org/api/public/attachments/383774</a>	16 C.F.R. 310.4(b)(1)(v)
8/24/2021	8/17/2021	2293588543	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383777">https://portal2.tracebacks.org/api/public/attachments/383777</a>	16 C.F.R. 310.4(b)(1)(v)



8/24/2021	8/17/2021	4632323112	DebtRelief-ZeroTax	<a href="https://portal2.tracebacks.org/api/public/attachments/383781">https://portal2.tracebacks.org/api/public/attachments/383781</a>	16 C.F.R. 310.4(b)(1)(v)
8/16/2021	8/11/2021	2293588540	StudentLoan-USCenterDebtRelief	<a href="https://portal2.tracebacks.org/api/public/attachments/368913">https://portal2.tracebacks.org/api/public/attachments/368913</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/10/2021	2293609074	StudentLoan-HardshipProgram	<a href="https://portal2.tracebacks.org/api/public/attachments/360169">https://portal2.tracebacks.org/api/public/attachments/360169</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/10/2021	9705988302	StudentLoan-HardshipProgram	<a href="https://portal2.tracebacks.org/api/public/attachments/360178">https://portal2.tracebacks.org/api/public/attachments/360178</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/11/2021	2293597733	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/360182">https://portal2.tracebacks.org/api/public/attachments/360182</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/10/2021	6063703133	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/360186">https://portal2.tracebacks.org/api/public/attachments/360186</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/10/2021	2293597891	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/360189">https://portal2.tracebacks.org/api/public/attachments/360189</a>	16 C.F.R. 310.4(b)(1)(v)
8/12/2021	8/10/2021	9284767934	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/360192">https://portal2.tracebacks.org/api/public/attachments/360192</a>	16 C.F.R. 310.4(b)(1)(v)
7/29/2021	7/28/2021	5089157809	AutoWarranty-Extend2	<a href="https://portal2.tracebacks.org/api/public/attachments/307162">https://portal2.tracebacks.org/api/public/attachments/307162</a>	16 C.F.R. 310.4(b)(1)(v)
7/29/2021	7/26/2021	4069577686	StudentLoan-HardshipProgram	<a href="https://portal2.tracebacks.org/api/public/attachments/307201">https://portal2.tracebacks.org/api/public/attachments/307201</a>	16 C.F.R. 310.4(b)(1)(v)
7/22/2021	7/20/2021	7578248259	AutoWarranty-ExtendOrReinst	<a href="https://portal2.tracebacks.org/api/public/attachments/291120">https://portal2.tracebacks.org/api/public/attachments/291120</a>	16 C.F.R. 310.4(b)(1)(v)
7/21/2021	7/20/2021	7179711630	AutoWarranty-ExtendOrReinst	<a href="https://portal2.tracebacks.org/api/public/attachments/291121">https://portal2.tracebacks.org/api/public/attachments/291121</a>	16 C.F.R. 310.4(b)(1)(v)
7/19/2021	7/15/2021	6159122987	StudentLoan-HardshipProgram	<a href="https://portal2.tracebacks.org/api/public/attachments/286367">https://portal2.tracebacks.org/api/public/attachments/286367</a>	16 C.F.R. 310.4(b)(1)(v)
7/19/2021	7/15/2021	9094361864	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/286399">https://portal2.tracebacks.org/api/public/attachments/286399</a>	16 C.F.R. 310.4(b)(1)(v)
7/19/2021	7/15/2021	9094362916	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/286402">https://portal2.tracebacks.org/api/public/attachments/286402</a>	16 C.F.R. 310.4(b)(1)(v)

7/19/2021	7/15/2021	9094401396	IRS-ProcessingCenter	<a href="https://portal2.tracebacks.org/api/public/attachments/286408">https://portal2.tracebacks.org/api/public/attachments/286408</a>	16 C.F.R. 310.4(b)(1)(v)
7/14/2021	7/12/2021	7659348382	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274450">https://portal2.tracebacks.org/api/public/attachments/274450</a>	16 C.F.R. 310.4(b)(1)(v)
7/14/2021	7/12/2021	6067073784	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274452">https://portal2.tracebacks.org/api/public/attachments/274452</a>	16 C.F.R. 310.4(b)(1)(v)
7/14/2021	7/12/2021	5413766743	FedReserv-Impers	<a href="https://portal2.tracebacks.org/api/public/attachments/280171">https://portal2.tracebacks.org/api/public/attachments/280171</a>	16 C.F.R. 310.4(b)(1)(v)
7/13/2021	7/12/2021	5205323435	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274448">https://portal2.tracebacks.org/api/public/attachments/274448</a>	16 C.F.R. 310.4(b)(1)(v)
7/13/2021	7/12/2021	8707148614	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274453">https://portal2.tracebacks.org/api/public/attachments/274453</a>	16 C.F.R. 310.4(b)(1)(v)
7/13/2021	7/12/2021	6065174231	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274460">https://portal2.tracebacks.org/api/public/attachments/274460</a>	16 C.F.R. 310.4(b)(1)(v)
7/13/2021	7/12/2021	7088319138	DebtRelief-COVID-19Payment	<a href="https://portal2.tracebacks.org/api/public/attachments/274461">https://portal2.tracebacks.org/api/public/attachments/274461</a>	16 C.F.R. 310.4(b)(1)(v)
6/16/2021	6/14/2021	5618102566	TaxReduction-IRSSuspendedCollection	<a href="https://portal2.tracebacks.org/api/public/attachments/274461">https://portal2.tracebacks.org/api/public/attachments/274461</a>	16 C.F.R. 310.4(b)(1)(v)

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3/19/2021	3/18/2021	4172355705	Apple-iCloud-AccountBreached	<a href="https://portal2.tracebacks.org/api/public/attachments/69469">https://portal2.tracebacks.org/api/public/attachments/69469</a>	16 C.F.R. 310.4(b)(1)(v)
3/9/2021	3/3/2021	7576094116	CCIRR-P1FinancialImpers	<a href="https://portal2.tracebacks.org/api/public/attachments/63709">https://portal2.tracebacks.org/api/public/attachments/63709</a>	16 C.F.R. 310.4(b)(1)(v)
3/6/2021	3/4/2021	8038286161	CCIRR-P1FinancialImpers	<a href="https://portal2.tracebacks.org/api/public/attachments/64039">https://portal2.tracebacks.org/api/public/attachments/64039</a>	16 C.F.R. 310.4(b)(1)(v)
3/5/2021	3/4/2021	8882071288	Discount-Avail50%	<a href="https://portal2.tracebacks.org/api/public/attachments/64111">https://portal2.tracebacks.org/api/public/attachments/64111</a>	16 C.F.R. 310.4(b)(1)(v)
3/3/2021	3/2/2021	9147614182	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/63417">https://portal2.tracebacks.org/api/public/attachments/63417</a>	16 C.F.R. 310.4(b)(1)(v)
3/3/2021	3/2/2021	9143443207	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/63418">https://portal2.tracebacks.org/api/public/attachments/63418</a>	16 C.F.R. 310.4(b)(1)(v)
2/26/2021	2/25/2021	7323086705	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/61836">https://portal2.tracebacks.org/api/public/attachments/61836</a>	16 C.F.R. 310.4(b)(1)(v)
2/26/2021	2/25/2021	5042858495	AutoWarranty-ExtendOrReinst	<a href="https://portal2.tracebacks.org/api/public/attachments/61845">https://portal2.tracebacks.org/api/public/attachments/61845</a>	16 C.F.R. 310.4(b)(1)(v)
2/25/2021	2/24/2021	5137692110	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/61292">https://portal2.tracebacks.org/api/public/attachments/61292</a>	16 C.F.R. 310.4(b)(1)(v)
2/25/2021	2/24/2021	5135866150	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/61293">https://portal2.tracebacks.org/api/public/attachments/61293</a>	16 C.F.R. 310.4(b)(1)(v)
2/25/2021	2/24/2021	9086845418	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/61296">https://portal2.tracebacks.org/api/public/attachments/61296</a>	16 C.F.R. 310.4(b)(1)(v)
2/24/2021	2/23/2021	8623476930	Utility-30MinDisconnect	<a href="https://portal2.tracebacks.org/api/public/attachments/60696">https://portal2.tracebacks.org/api/public/attachments/60696</a>	16 C.F.R. 310.4(b)(1)(v)
2/20/2021	2/18/2021	7038631924	AreH631924    AreH631924	16 C.F.R. 310.4(b)(1)(v)	

1/30/2021	1/27/2021	5302901397	SSA-CalltheSSA	<a href="https://portal2.tracebacks.org/api/public/attachments/29350">https://portal2.tracebacks.org/api/public/attachments/29350</a>	16 C.F.R. 310.4(b)(1)(v)
1/25/2021	1/25/2021	2033448337	AutoWarranty-ExtendOrReinst	<a href="https://portal2.tracebacks.org/api/public/attachments/28848">https://portal2.tracebacks.org/api/public/attachments/28848</a>	16 C.F.R. 310.4(b)(1)(v)
1/20/2021	1/20/2021	4088848130	CCIRR-Various	<a href="https://portal2.tracebacks.org/api/public/attachments/28549">https://portal2.tracebacks.org/api/public/attachments/28549</a>	16 C.F.R. 310.4(b)(1)(v)
1/13/2021	1/13/2021	6062123053	Solar-TheSolarProject	<a href="https://portal2.tracebacks.org/api/public/attachments/28073">https://portal2.tracebacks.org/api/public/attachments/28073</a>	16 C.F.R. 310.4(b)(1)(v)
1/7/2021	1/6/2021	3015343888	CCIRR-VisaAlert	<a href="https://portal2.tracebacks.org/api/public/attachments/27570">https://portal2.tracebacks.org/api/public/attachments/27570</a>	16 C.F.R. 310.4(b)(1)(v)