

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA,

Plaintiff,

v.

AMERICAN MERCHANT TECHNOLOGIES,
INC., a Florida corporation, and

LAWRENCE B. ALBANO, individually and as
an officer of the corporation,

Defendants.

05-20443
CIV-HUCK

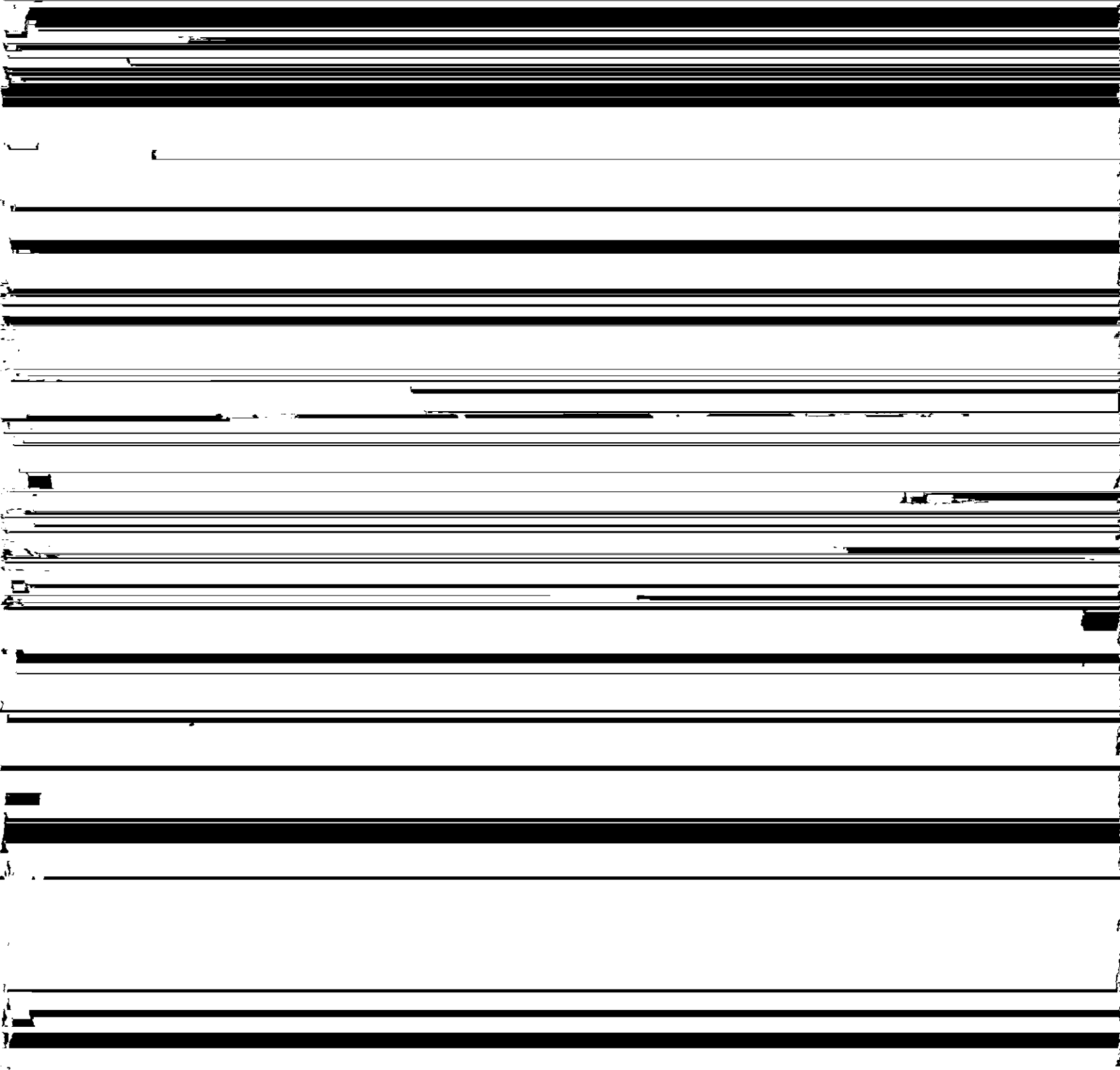
MAGISTRATE JUDGE
TURNOFF
NIGHT BOX
FILED

FEB 14 2005

CLARENCE MADDOX
CLERK, USDC / SDFL / MIA

JURISDICTION AND VENUE

2. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1337(a), 1345, and 1355, and 15 U.S.C. §§ 45(m)(1)(A), 53(b), 56(a), and 57b. This



THE DEFENDANTS' BUSINESS PRACTICES

7. The defendants offer and sell Internet kiosk and ATM terminal business ventures to prospective purchasers. The defendants promote their business ventures through their website www.technology.com. In their on line promotional

§§ 436.2(a)(1)(ii), (a)(2), and (a)(5).

15. Pursuant to Section 18(d)(3) of the FTC Act, 15 U.S.C. § 57a(d)(3), and 16 C.F.R. § 436.1, violations of the Franchise Rule constitute unfair or deceptive acts or practices in or affecting commerce, in violation of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a).

VIOLATIONS OF THE FRANCHISE RULE

COUNT I

Basic Disclosure Violations

16. In connection with the offering of securities, "Company" is alleged to have

CONSUMER INJURY

18. Consumers in the United States have suffered and will suffer substantial monetary loss as a result of the defendants' violations of Section 5(a) of the FTC Act and the Franchise Rule. Absent injunctive relief by this Court, the defendants are likely to continue to injure consumers and harm the public interest.

THIS COURT'S POWER TO GRANT RELIEF

PRAYER FOR RELIEF

WHEREFORE, plaintiff requests that this Court, as authorized by Sections 5(a), 5(m)(1)(A), 13(b) and 19 of the FTC Act, 15 U.S.C. §§ 45(a), 45(m)(1)(A), 53(b), and 57b, and pursuant to its own equitable powers:

[REDACTED]

violation alleged in this complaint;

2. Permanently enjoin the defendants from violating the FTC Act and the Franchise Rule;

3. Award plaintiff monetary civil penalties from each defendant for every

11/20/00

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OFFICE

FOR THE UNITED STATES OF AMERICA