

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

CLOSED
CIVIL

FEDERAL TRADE COMMISSION

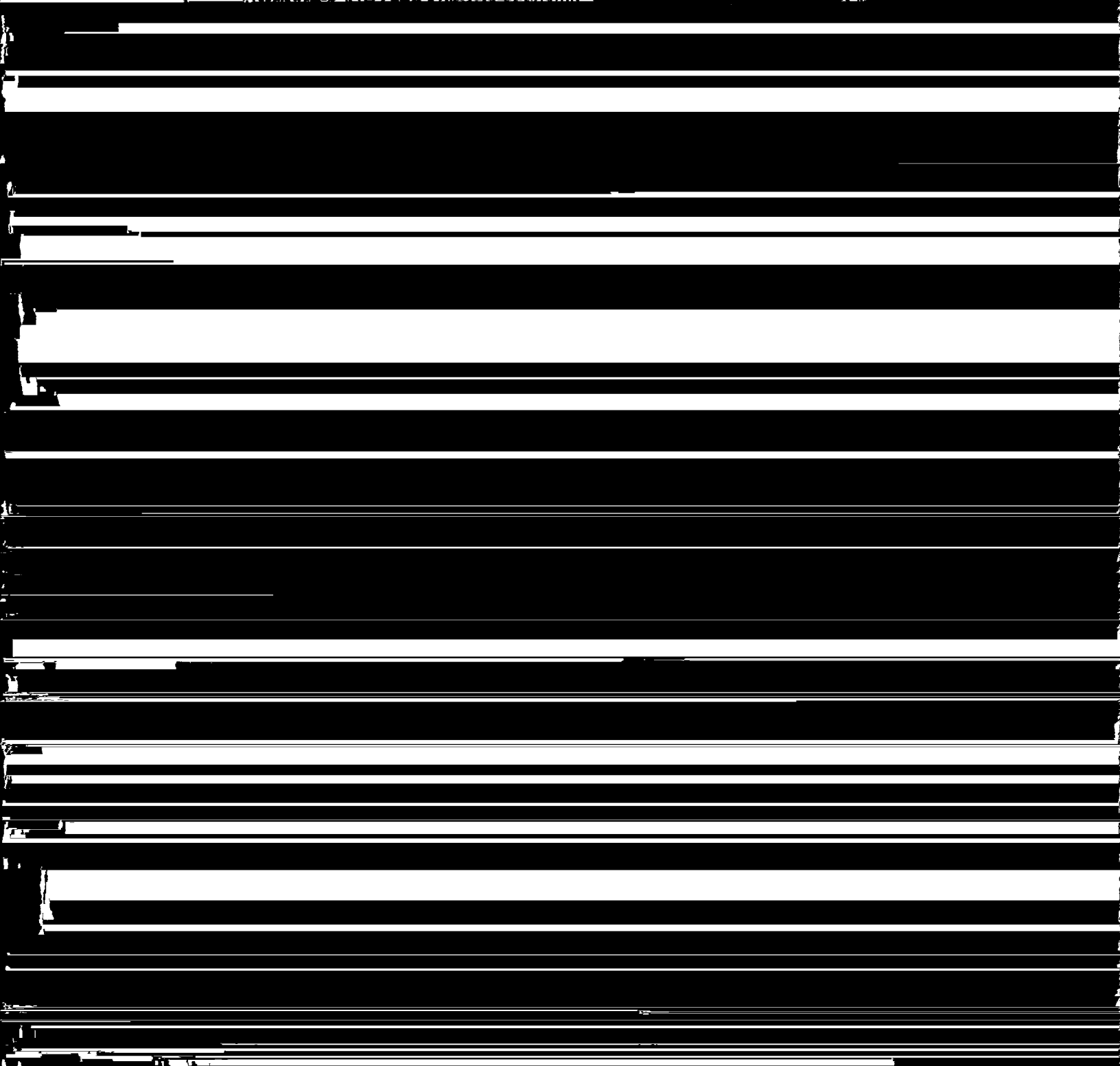
FILED BY ET D.S.

Franchising and Business Opportunity Ventures” (the “Franchise Rule” or the “Rule”), 16 C.F.R. Part 436, and moved *ex parte* for a Temporary Restraining Order (“TRO”) pursuant to Rule 65 of the Federal Rules of Civil Procedure and S.D. Fla. L.R. 7.1.E. That same day, this Court, having considered the Complaint, memorandum of law, declarations, and other exhibits filed in support of Plaintiff’s motion, issued a TRO including an asset freeze and appointment of a temporary receiver. On June 21, 2007, the ETC and Defendants ABD, Alfredo Susi and Russell

date of entry of this Final Order.

6. Defendants ARD and Susi have waived all rights that may arise under the Equal Access to Justice Act, 28 U.S.C. § 2412, *amended by* Pub. L. 104-121, 110 Stat. 847, 863-64 (1996).

7. Defendants ARD and Susi acknowledge that they have used the proceeds of this



incident to the establishment, maintenance, or operation of a new business
or the entry by an existing business into a new line or type of business;

(b) (5) - (D) (5) - (A) (5) - (B) (5) - (C) (5) - (D) (5) - (E) (5) - (F) (5) - (G) (5) - (H) (5) - (I) (5) - (J) (5) - (K) (5) - (L) (5) - (M) (5) - (N) (5) - (O) (5) - (P) (5) - (Q) (5) - (R) (5) - (S) (5) - (T) (5) - (U) (5) - (V) (5) - (W) (5) - (X) (5) - (Y) (5) - (Z) (5)

quantity or quality of product, including, but not limited to, audio cassettes and compact discs of the "hottest-selling" music by today's "most popular" artists, such as Britney Spears and 'N Sync;

~~That Defendants provide significant assistance in the operation of purchasers'~~

D. Failing to have a reasonable basis for any earnings claim at the time such claim is made, as required by the Franchise Rule, 16 C.F.R. § 436.1(b)-(e);

7

Failing to disclose, in immediate conjunction with any earnings claim, and in a

RECEIVERSHIP PROVISIONS

receiver for ARD and all the funds, properties, premises, accounts and other assets directly or indirectly owned, beneficially or otherwise, by ARD, with directions

6. Collect all money owed to ARD;

3. File with the Court, and serve on the parties, a final accounting and request for the payment of reasonable compensation on behalf of the receiver and ~~persons retained by the Receiver~~

wholly or partially impracticable or funds remain after redress is completed, the Commission may pay any remaining funds for such other equitable relief (including consumer information remedies) as it determines to be reasonably related to the defendants practices as alleged in the complaint. Any funds not used for such equitable relief shall be deposited into the United States Treasury as

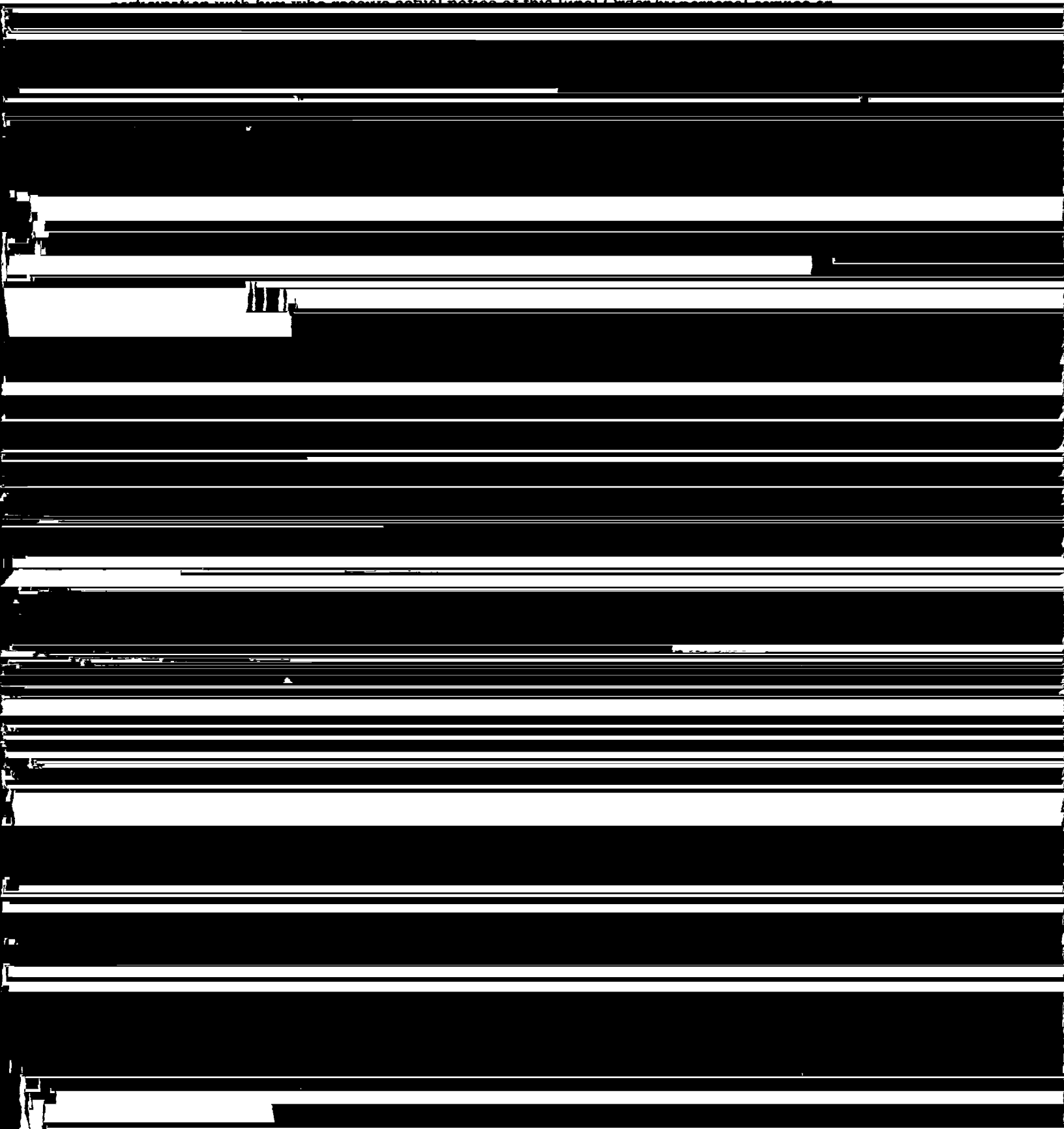
shall be taken as true in any subsequent litigation filed by the Commission to

Supplemental Agreement to this Order including but not limited to

[REDACTED]

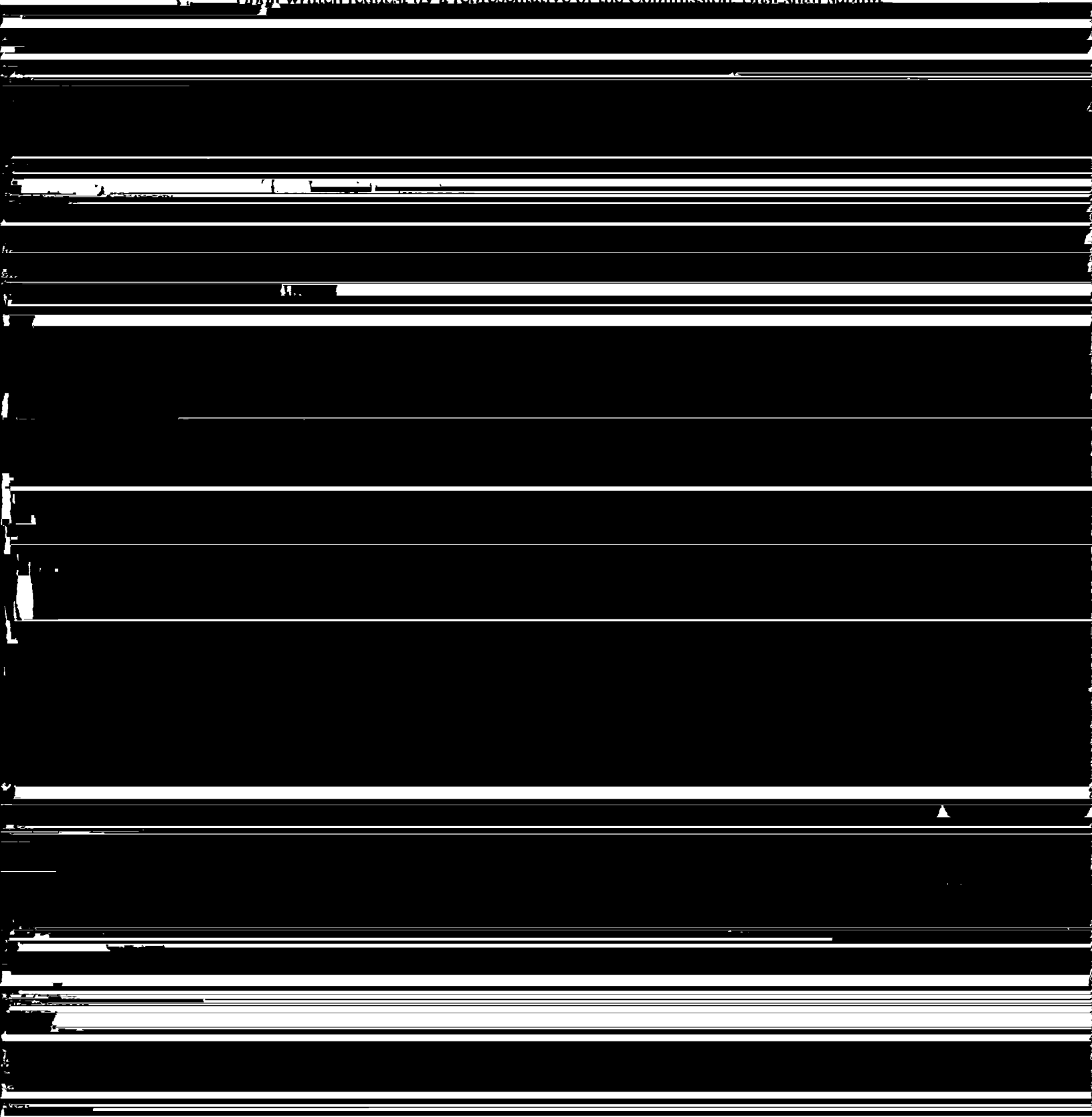
employees, officers, corporations, successors, and assigns, and those persons in active concert or

participation with him who receive actual notice of this Final Order by personal service on



within this period of the date of such change

C. Upon written request by a representative of the Commission, Susi shall submit



to be increased, inventoried, and reported and

12/14/17 09:51:17 - independent contractors or otherwise, immediately upon

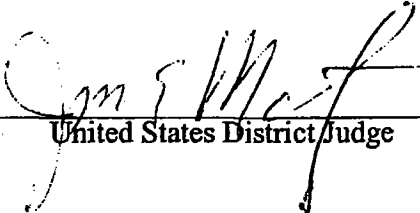
RETENTION OF JURISDICTION

XVII.

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for the purpose of enabling the parties to apply to the Court at any time for such further orders and directives as may be necessary or appropriate for the interpretation or modification of this Final

Order, for the enforcement of compliance therewith, or for the punishment of violations thereof.

DONE AND ORDERED, this 21 day of May, 2003, in Delaware, Florida.



United States District Judge


FOR DEFENDANTS

FOR PLAINTIFF

DATED: January 14, 2003

April 10,
DATED: January —, 2003


Alfred Susi, individually


Elizabeth A. Hone

APPENDIX A

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF FLORIDA

[REDACTED]

