

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 02-21760-CTV-JORDAN
THIS IS A CONSENT CASE - Magistrate Judge Brown

FEDERAL TRADE COMMISSION

Plaintiff,

v.

INSPIRED VENTURES, INC.,
a Florida corporation;

I.V.I. MANAGEMENT CORP.,
a Florida corporation;

Regulation Rule entitled "Disclosure Requirements and Prohibitions Concerning Franchising and Business Opportunity Ventures" (the "Franchise Rule" or the "Rule"), 16 C.F.R. Part 436. The Commission also immediately moved *ex parte* for a Temporary Restraining Order ("TRO") pursuant to Federal Rule of Civil Procedure 65 and Local Rule 7.1.E. The next day, on June 13,

declarations, and other exhibits filed in support of Plaintiff's motion, issued a TRO. The TRO, *inter alia*, appointed a temporary receiver for Inspired Ventures, Inc., as the sole named corporate defendant at that time, and for IVI Management and Source Systems, as affiliates of Inspired

5. Plaintiff and Settling Defendants stipulate and agree to this Final Order to settle and resolve all matters in dispute between them arising from the Complaint to the date of entry of this Final Order.

6. Settling Defendants have waived all rights that may arise under the Final Access

a. The right or means to offer, sell, or distribute goods or services (whether

or not identified by a trademark, service mark, trade name, advertising, or
other (commercial symbol) in "commerce" as defined in Section 4 of the

FTC Act, 15 U.S.C. § 44; and

b. More than nominal assistance to any person or entity in connection with or 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;

3. "Settling Defendants" means the Corporate Defendants, Inspired Ventures, Inc., I.V.I. Management Corp., Source Systems Inc., as well as the Individual Defendant Victor Alper.

The term does not include Defendant Jesse Alper.

INJUNCTIVE RELIEF

I. BAN ON MARKETING BUSINESS VENTURES

IT IS THEREFORE ORDERED that Certain Defendants, whether acting directly or indirectly, shall be

hereby permanently restrained and enjoined from assisting or facilitating any

RECEIVERSHIP

IV. RECEIVER

IT IS FURTHER ORDERED that:

1. Chris McAuley, Esq. or such other person as the Court directs is appointed as the

dismissing any and all personnel or suspending operations;

6. Collect all money owed to the Corporate Defendants;
7. Initiate, defend, compromise, adjust, intervene in, dispose of, or become a party to any actions or proceedings in state, federal, or foreign court necessary to preserve or increase the assets of the Corporate Defendants or to carry out the Receiver's duties pursuant to this Final Order.

and dissolve and wind-up the Corporate Defendants;

2. File with the Court, and serve on the parties, a final report describing the wind-up of the business of the Corporate Defendants and the scope of the Receiver's activities;

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 any personnel retained by the Receiver; and

As requested by the Court, after review of the Receiver's final accounting and request

REPRESS AND OTHER ECONOMIC RELIEF

IT IS FURTHER ORDERED that:

A Judgment is entered jointly and severally against Impaired Ventures, L.L.C.

provisions of Paragraph VII which is the Right to Reopen

VII. RIGHT TO REOPEN

A. The Commission's agreement to this Final Order is expressly premised upon the

VIII. COSTS

IT IS FURTHER ORDERED that each party shall bear its own costs and attorney's fees incurred in connection with this action.

IX. LIFTING OF THE ASSET FREEZE

IT IS FURTHER ORDERED that the freeze of the Corporate Defendants' assets, pursuant to Section III of the Preliminary Injunction entered by this Court on June 28, 2002 shall

Defendants until the Receiver winds up all activities and operations of the Company. D.C. 11-1111

Commission, Settling Defendants each shall submit additional written reports,
sworn to under penalty of perjury: produce documents for inspection and copying:

Alper shall notify the Commission of the following:

Any changes in Victor Alper's residence, mailing addresses, and telephone

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

D. For purposes of the compliance reporting required by this Paragraph, the Commission is authorized to communicate with Victor Alper through counsel at:

225 South 21st Avenue
Hollywood, FL 33020

E. Copies of all sales scripts, training materials, advertisements, or other marketing materials.

XIV. DISTRIBUTION OF ORDER BY SETTLING DEFENDANTS

IT IS FURTHER ORDERED that, for a period of five (5) years from the date of entry of this Final Order, Victor Alper shall deliver a copy of this Final Order to the principals, officers, directors, managers, and employees under his control for any business that (a) employs or contracts for personal services from Victor Alper and (b) has responsibilities with respect to the subject matter of this Order. Victor Alper shall secure from each such person a signed and

acknowledged receipt of the Final Order within thirty (30) days after the date of

XVI. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for all purposes, including construction, modification and enforcement of this Final Order.

DONE AND ORDERED, this _____ day of _____, 2003, in Miami, Florida.

United States Magistrate Y. 1.

Chris McAiley, Esq.
Receiver for Inspired Ventures, Inc.
Dated: _____

FOR PLAINTIFF:

FOR DEFENDANTS:

XVI. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for all purposes, including construction, modification and enforcement of this Final Order.

DONE AND ORDERED, this _____ day of _____, 2003, in Miami, Florida.

SO STIPULATED:

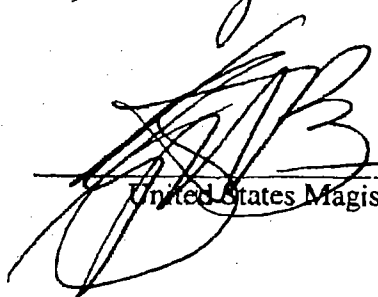

Chris McAiley, Esq.

XVI. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for

all purposes, including construction, modification and enforcement of this Final Order.

DONE AND ORDERED, this 19th day of February, 2007, in Miami,
Florida.

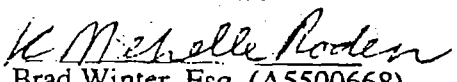


United States Magistrate Judge


SO STIPULATED:

Chris McAiley, Esq.
Receiver for Inspired Ventures, Inc.
Dated: _____

FOR PLAINTIFF:


Brad Winter, Esq. (A5500668)
K. Michelle Roden, Esq. (A5500669)
Attorneys for Plaintiff

FOR DEFENDANTS:


Andrew N. Cove, Esq.
Hector E. Lora, Esq.
Attorneys for Defendants

(Appendix to Final Order)

State of _____, City of _____

Subscribed and sworn to before me this _____ day of _____, 2004.

Notary Public _____

(My Commission Expires _____