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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

FEDERAL TRADE COMMISSION,
Plaintiff,

v.

Civil Action No. 3:11-CV-00055-LRH

IMMIGRATION CENTER, a Colorado Non-Profit Corporation;

IMMIGRATION FORMS AND PUBLICATIONS, INC., a Missouri corporation;

CHARLES DOUCETTE, individually and d/b/a TELESTAFFING, IMMIGRATION FORMS AND SERVICES, and IMMIGRATION FORM PROCESSING;

DEBORAH STILSON a/k/a DEBORAH MALMSTROM, individually and d/b/a LIBERTY LEGAL SERVICES, AMERICAN LEGAL SERVICES, and NINNER;

ALFRED BOYCE, individually and d/b/a MAYDENE WEB SERVICES;

**STIPULATED FINAL JUDGMENT
AND ORDER FOR PERMANENT
INJUNCTION AND OTHER
EQUITABLE RELIEF AS TO
DEFENDANT ALFRED BOYCE**

1 THOMAS STRAWBRIDGE, individually
2 and as an officer of IMMIGRATION FORMS
AND PUBLICATIONS, INC.;

3 ROBIN MEREDITH, individually and as an
4 officer of IMMIGRATION FORMS AND
PUBLICATIONS, INC.;

5 THOMAS LAURENCE, individually; and

6 ELIZABETH MEREDITH, individually,

7 Defendants.
8

9
10 **STIPULATED FINAL JUDGMENT AND ORDER FOR
PERMANENT INJUNCTION AND MONETARY RELIEF**

11 Plaintiff Federal Trade Commission ("FTC") filed its Complaint for a permanent
12 injunction and other equitable relief in this matter pursuant to Section 13(b) of the Federal Trade
13 Commission Act ("FTC Act"), 15 U.S.C. § 53(b). The FTC and Defendant Alfred Boyce
14 stipulate to the entry of this Stipulated Final Judgment and Order for Permanent Injunction and
15 Other Equitable Relief ("Order") to resolve all matters in dispute in this action between them.

16 **THEREFORE, IT IS ORDERED** as follows:

17 **FINDINGS**

18 1. This Court has jurisdiction over the subject matter of this case and all of the
19 parties pursuant to 15 U.S.C. §§ 45(a) and 53(b), and 28 U.S.C. §§ 1331, 1337(a) and 1345.

20 2. Venue is proper in this District under 15 U.S.C. § 53(b) and 28 U.S.C. § 1391(b)
21 and (c).

22 3. The activities of Defendant, as alleged in the Complaint, are "in or affecting
23 commerce," as defined in Section 4 of the FTC Act, 15 U.S.C. § 44.

24 4. The Complaint states a claim upon which relief may be granted against
25 Defendant, under Sections 5(a) and 13(b) of the FTC Act, 15 U.S.C. §§ 45(a) and 53(b).

26 5. Defendant does not admit any allegations in the Complaint, except for facts
27 necessary to establish jurisdiction and as otherwise specifically stated in this Order.

28 6. The FTC and Defendant waive all rights to appeal or otherwise challenge or

1 contest the validity of this Order.

2 7. Defendant waives any claim that he may hold under the Equal Access to Justice
3 Act, 28 U.S.C. § 2412, concerning the prosecution of this action through the date of this Order,
4 and agrees to bear his own costs and attorneys' fees.

5 **DEFINITIONS**

6 1. **"Defendants"** means Immigration Center; Immigration Forms and Publications,
7 Inc. ("IFP"); Charles Doucette; Deborah Stilson; Alfred Boyce; Thomas Strawbridge; Robin
8 Meredith; Thomas Laurence; and Elizabeth Meredith, individually, collectively, or in any
9 combination.

10 2. **"Stipulating Defendant"** means Alfred Boyce.

11 3. **"Immigration services"** means any service purporting to aid any person in any
12 immigration or naturalization matter involving the United States government, such as by: (a)
13 appearing in any immigration case, either in person or through the preparation or filing of any
14 brief, paper, application, petition, form, or other document, on behalf of another person, before
15 any branch of the United States Department of Homeland Security or the United States
16 Department of Justice; ~~(b) selecting which visa, work permit, temporary protective status,~~
17 residency, citizenship, or other immigration status or benefit to apply for, or which application or
18 other form to use, or providing advice regarding these selections; (c) advising a person regarding
19 the requirements for obtaining a visa, a work permit, temporary protective status, residency,
20 citizenship, or any other immigration status or benefit; or (d) advising a person regarding his or
21 her answers on any immigration-related document, paper, application, petition, or other form.

22 4. **"Customer"** means any person who purchased or agreed to purchase, or any
23 person on whose behalf a person purchased or agreed to purchase, immigration services from any
24 Defendant prior to the entry of this Order.

25 5. **"Receiver"** means Aviva Gordon, the temporary receiver appointed in this action.
26 "Receiver" includes any deputy receivers as may be named by the Receiver.

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ORDER

I. BAN ON PROVIDING IMMIGRATION SERVICES

IT IS ORDERED that Stipulating Defendant is permanently restrained and enjoined from providing, or assisting others in providing, immigration services.

II. PROHIBITED BUSINESS ACTIVITIES REGARDING ANY GOODS OR SERVICES

IT IS FURTHER ORDERED that, in connection with the advertising, marketing, promotion, offering for sale, or sale of any goods or services, Stipulating Defendant, and his officers, agents, servants, employees, and attorneys, and all other persons in active concert or participation with any of them who receive actual notice of this Order by personal service or otherwise, are permanently restrained and enjoined from:

A. Misrepresenting, directly or indirectly, expressly or by implication, their education, training, or credentials, or that they are qualified or authorized to provide legal advice or services;

B. Misrepresenting, directly or indirectly, expressly or by implication, that they are part of or affiliated with one or more agencies of the United States government; and

C. Misrepresenting, directly or indirectly, expressly or by implication, any material fact, including but not limited to:

1. The total cost to purchase, receive, or use the goods or services;
2. Any material restrictions, limitations, or conditions to purchase, receive, or use the goods or services;
3. Any material aspect of the nature or terms of a refund, cancellation, exchange, or repurchase policy for the goods or services; or
4. Any material aspect of the performance, efficacy, nature, or central characteristics of the goods or services.

1 **III. MONETARY JUDGMENT**

2 IT IS FURTHER ORDERED that:

3 A. Judgment is entered, as equitable monetary relief, in favor of the FTC and against
4 Stipulating Defendant, in the amount of two million, seven hundred seventy-one thousand, eight
5 hundred and seven U.S. Dollars, and sixty-three cents (\$2,771,807.63);

6 B. The money judgment shall be suspended subject to the Subsections below and
7 Section IV;

8 C. In the event of any default by Stipulating Defendant on any obligation imposed
9 under this Section III:

10 1. The judgment imposed herein as to Stipulating Defendant will not be
11 suspended, and the full amount of that Judgment (\$2,771,807.63), plus
12 interest from the date of entry of this Order pursuant to 28 U.S.C. § 1961,
13 as amended, less the sum of any amounts already paid by Stipulating
14 Defendant or by Defendants Immigration Center, Charles Doucette, or
15 Deborah Stilson, shall immediately become due and payable; and

16 ~~2. The FTC shall be entitled to immediately exercise any and all rights and~~
17 remedies against Stipulating Defendant and Stipulating Defendant's assets
18 to collect the full amount of the judgment and interest thereon, less any
19 amounts already paid;

20 D. All funds paid, collected, and/or recovered pursuant to this Order shall be
21 deposited into a fund administered by the FTC or its agent to be used for equitable relief,
22 including, but not limited to, consumer redress, and any attendant expenses for the administration
23 of such equitable relief. Stipulating Defendant shall cooperate fully to assist the FTC in
24 identifying consumers who may be entitled to redress pursuant to this Order. If the FTC
25 determines, in its sole discretion, that direct redress to consumers is wholly or partially
26 impracticable or funds remain after redress is completed, the FTC may apply any remaining
27 funds for such other equitable relief (including consumer information remedies) as it determines
28 to be reasonably related to Stipulating Defendant's practices alleged in the Complaint. Any

1 funds not used for such equitable relief shall be deposited to the United States Treasury as
2 disgorgement. Stipulating Defendant shall have no right to challenge the FTC's choice of
3 remedies under this Part D. Stipulating Defendant shall have no right to contest the manner of
4 distribution chosen by the FTC. This judgment for equitable monetary relief is solely remedial in
5 nature and is not a fine, penalty, punitive assessment, or forfeiture;

6 E. In accordance with 31 U.S.C. § 7701, as amended, Stipulating Defendant is
7 hereby required, unless he has already done so, to furnish to the FTC his taxpayer identifying
8 numbers (Social Security Number or Employer Identification Numbers), which shall be used for
9 purposes of collecting and reporting on any delinquent amount arising out of Stipulating
10 Defendant's relationship with the government. Stipulating Defendant is further required, unless
11 he has already done so, to provide the FTC with a clear, legible and full-size photocopy of a valid
12 driver's license, which will be used for reporting and compliance purposes;

13 F. Stipulating Defendant agrees that the facts as alleged in the Complaint filed in this
14 action shall be taken as true without further proof in any bankruptcy case or subsequent civil
15 litigation pursuant to this Order, including but not limited to a nondischargeability complaint in
16 ~~any bankruptcy case. Stipulating Defendant further stipulates and agrees that the facts alleged in~~
17 the Complaint establish all elements necessary to sustain an action pursuant to Section
18 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A), and that this Order shall have
19 collateral estoppel effect for such purposes; and

20 G. Proceedings instituted under this Section are in addition to, and not in lieu of, any
21 other civil or criminal remedies that may be provided by law, including any other proceedings the
22 FTC may initiate to enforce this Order.

23 **IV. RIGHT TO REOPEN**

24 IT IS FURTHER ORDERED that:

25 A. The FTC's agreement to this Order is expressly premised upon the truthfulness,
26 accuracy, and completeness of Stipulating Defendant's financial condition, as represented in the
27 Financial Disclosure Statement of Defendant Alfred Boyce, dated September 26, 2011, which
28 contains material information upon which the FTC relied in negotiating and agreeing to the

1 terms of this Order;

2 B. If, upon motion by the FTC, the Court finds that Stipulating Defendant failed to
3 disclose any material asset, materially misrepresented the value of any asset, or made any other
4 material misrepresentation in or omission from Stipulating Defendant's financial statement or
5 supporting documents, then this Order shall be reopened and suspension of the judgment set
6 forth in Section III shall be lifted for the purpose of requiring payment of monetary relief in the
7 amount of two million, seven hundred seventy-one thousand, eight hundred and seven U.S.
8 Dollars, and sixty-three cents (\$2,771,807.63) as to Stipulating Defendant, less the sum of any
9 amounts paid to the FTC pursuant to Section III and any other payments made by Defendants
10 Immigration Center, Charles Doucette, or Deborah Stilson. *Provided, however*, that, in all other
11 respects, this Order shall remain in full force and effect, unless otherwise ordered by the Court;

12 C. Any proceedings instituted under this Section shall be in addition to, and not in
13 lieu of, any other civil or criminal remedies that may be provided by law including, but not
14 limited to, contempt proceedings, or any other proceedings that the FTC or the United States
15 might initiate to enforce this Order. For purposes of this Section, Stipulating Defendant waives
16 ~~any right to contest any of the allegations of the FTC's Complaint.~~

17 **V. DISPOSITION OF PAST CUSTOMER INFORMATION**

18 IT IS FURTHER ORDERED that Stipulating Defendant, and his officers, agents,
19 servants, employees, and attorneys, and all other persons in active concert or participation with
20 any of them who receive actual notice of this Order by personal service or otherwise, are
21 permanently restrained and enjoined from:

22 A. Disclosing, using or benefitting from customer information, including the name,
23 address, telephone number, email address, Social Security Number, other identifying
24 information, or any data that enables access to a customer's account (including a credit card,
25 bank account, or other financial account) that any Defendant obtained prior to entry of this Order;
26 and

27 B. Failing to dispose of such customer information in all forms in his possession,
28 custody, or control within thirty (30) days after entry of this Order. Disposal shall be by means

1 that protect against unauthorized access to the customer information, such as by burning,
2 pulverizing, or shredding any papers, and by erasing or destroying any electronic media, to
3 ensure that the customer information cannot practicably be read or reconstructed.

4 *Provided, however,* that customer information need not be disposed of, and may be
5 disclosed, to the extent requested by a government agency or required by a law, regulation, or
6 court order; and *provided also* that rather than destroying them, Stipulating Defendant shall turn
7 over any original birth, marriage or naturalization certificates, passports and similar original
8 customer documents in his possession, custody, or control to the Receiver.

9 VI. COOPERATION WITH THE FTC

10 IT IS FURTHER ORDERED that Stipulating Defendant shall fully cooperate with
11 representatives of the FTC in this case and in any investigation related to or associated with the
12 transactions or the occurrences that are the subject of the Complaint. Stipulating Defendant must
13 provide truthful and complete information, evidence, and testimony. Stipulating Defendant must
14 appear and must cause his officers, employees, representatives, or agents to appear for
15 interviews, discovery, hearings, trials, and any other proceedings that an FTC representative may
16 reasonably request upon five (5) days written notice, or other reasonable notice, at such places
17 and times as an FTC representative may designate without the service of a subpoena.

18 VII. RETURN OF CUSTOMER DOCUMENTS AND TERMINATION OF 19 RECEIVERSHIP

20 IT IS FURTHER ORDERED that the appointment of the Receiver pursuant to the
21 Temporary Restraining Order entered on January 26, 2011, and extended on February 2, 2011,
22 and the Stipulated Preliminary Injunction entered on March 3, 2011, is hereby continued in full
23 force and effect except as modified by this Section.

24 The Court directs the Receiver to use her best efforts to identify and contact each
25 customer and, to the extent feasible, to return original documents in the Receiver's possession,
26 custody or control that pertain to that customer or the customer's family member, unless the
27 customer cannot be located or does not request that the documents be returned. "Documents"
28 include (1) original documents provided by or on behalf of the customer or other person, such as

1 marriage and birth certificates; (2) any applications, petitions, or other papers filed on the
2 customer's behalf, but do not include incomplete forms; and (3) any notices or other documents
3 from the United States Department of Homeland Security or the United States Department of
4 Justice received by the Defendants on the customer's behalf.

5 The Court directs the Receiver to use reasonable and appropriate measures to protect the
6 privacy and confidentiality of the original documents and the information contained in such
7 documents. The Receiver shall, in her sole discretion, after consultation with the FTC, determine
8 how best to identify and contact customers, determine the necessity and feasibility of returning
9 original documents to customers, safely and securely return original documents to customers, and
10 dispose of unreturned documents by shredding or other means that prevent personally identifiable
11 information from falling into the hands of a third party. With Court approval, the Receiver may
12 retain other professionals to perform the responsibilities described in this Section and may
13 expend the assets of the receivership estate for this purpose. The Receiver and any professionals
14 retained by the Receiver shall not be held liable to any party or person for any harm resulting
15 from performance of the Receiver's duties under this Section.

16 ~~The Receiver shall complete the liquidation of the assets of the receivership estate and the~~
17 return of customer documents. Upon liquidation of the assets of the receivership estate and the
18 return of customer documents pursuant to this Section, the Receiver shall submit her final report
19 and application for fees and expenses, and upon approval of them by the Court, shall pay any
20 remaining funds to the FTC. Upon the Court's approval of the Receiver's final report, and the
21 payment of any remaining funds to the FTC under this Section, the Receivership shall be
22 terminated.

23 **VIII. ORDER ACKNOWLEDGMENTS**

24 IT IS FURTHER ORDERED that Stipulating Defendant obtain acknowledgments of
25 receipt of this Order:

26 A. Stipulating Defendant, within seven (7) days of entry of this Order, must submit to
27 the FTC an acknowledgment of receipt of this Order sworn under penalty of perjury.

28 B. For five (5) years after entry of this Order, Stipulating Defendant for any business

1 that Stipulating Defendant, individually or collectively with any other Defendant, is the majority
2 owner or directly or indirectly controls, must deliver a copy of this Order to: (1) all principals,
3 officers, directors, and managers; (2) all employees, agents, and representatives who participate
4 in conduct related to the subject matter of this Order; and (3) any business entity resulting from
5 any change in structure as set forth in the Section titled Compliance Reporting. Delivery must
6 occur within 7 days of entry of this Order for current personnel. To all others, delivery must
7 occur before they assume their responsibilities.

8 C. From each individual or entity to which Stipulating Defendant delivered a copy of
9 this Order, Stipulating Defendant must obtain, within 30 days, a signed and dated
10 acknowledgment of receipt of this Order.

11 **IX. COMPLIANCE REPORTING**

12 IT IS FURTHER ORDERED that Stipulating Defendant make timely submissions to the
13 FTC:

14 A. One year after entry of this Order, Stipulating Defendant must submit a
15 compliance report, sworn under penalty of perjury:

- 16 1. ~~Stipulating Defendant must:~~ (a) designate at least one telephone number
17 and an email, physical, and postal address as points of contact, which
18 representatives of the FTC may use to communicate with Stipulating
19 Defendant; (b) identify all of Stipulating Defendant's businesses by all of
20 their names, telephone numbers, and physical, postal, email, and Internet
21 addresses; (c) describe the activities of each business, including the
22 products and services offered, the means of advertising, marketing, and
23 sales, and the involvement of any other Defendant (which Stipulating
24 Defendant must describe if he knows or should know due to his own
25 involvement); (d) describe in detail whether and how Stipulating
26 Defendant is in compliance with each Section of this Order; and (e)
27 provide a copy of each Order Acknowledgment obtained pursuant to this
28 Order, unless previously submitted to the FTC;

1 2. Additionally, Stipulating Defendant must: (a) identify all telephone
2 numbers and all email, Internet, physical, and postal addresses, including
3 all residences; (b) identify all titles and roles in all business activities,
4 including any business for which Stipulating Defendant performs services
5 whether as an employee or otherwise and any entity in which Stipulating
6 Defendant has any ownership interest; and (c) describe in detail
7 Stipulating Defendant's involvement in each such business, including title,
8 role, responsibilities, participation, authority, control, and any ownership.

9 B. For twenty (20) years following entry of this Order, Stipulating Defendant must
10 submit a compliance notice, sworn under penalty of perjury, within fourteen (14) days of any
11 change in the following:

12 1. Stipulating Defendant must report any change in: (a) any designated point
13 of contact or (b) the structure of any entity that Stipulating Defendant has
14 any ownership interest in or directly or indirectly controls that may affect
15 compliance obligations arising under this Order, including: creation,
16 ~~merger, sale, or dissolution of the entity or any subsidiary, parent, or~~
17 affiliate that engages in any acts or practices subject to this Order.

18 2. Additionally, Stipulating Defendant must report any change in: (a) name,
19 including aliases or fictitious name, or residence address; or (b) title or
20 role in any business activity, including any business for which Stipulating
21 Defendant performs services whether as an employee or otherwise and any
22 entity in which Stipulating Defendant has any ownership interest, and
23 identify its name, physical address, and Internet address, if any.

24 C. Stipulating Defendant must submit to the FTC notice of the filing of any
25 bankruptcy petition, insolvency proceeding, or any similar proceeding by or against Stipulating
26 Defendant within fourteen (14) days of its filing.

27 D. Any submission to the FTC required by this Order to be sworn under penalty of
28 perjury must be true and accurate and comply with 28 U.S.C. § 1746, such as by concluding: "I

1 declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct. Executed on: _____” and supplying the date, signatory’s full
3 name, title (if applicable), and signature.

4 E. Unless otherwise directed by an FTC representative in writing, all submissions to
5 the FTC pursuant to this Order must be emailed to Debrief@ftc.gov or sent by overnight courier
6 (not the U.S. Postal Service) to: Associate Director for Enforcement, Bureau of Consumer
7 Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580.
8 The subject line must begin: *FTC v. Immigration Center, et al.*, X110013.

9 **X. RECORD KEEPING**

10 IT IS FURTHER ORDERED that Stipulating Defendant must create certain records for
11 twenty (20) years after entry of the Order, and to retain each such record for five (5) years.
12 Specifically, Stipulating Defendant, for any business in which he, individually or collectively
13 with any other Defendant, is a majority owner or directly or indirectly controls, must maintain the
14 following records:

15 A. Accounting records showing the revenues from all goods or services sold, all costs
16 ~~incurred in generating those revenues, and the resulting net profit or loss;~~

17 B. Personnel records showing, for each person providing services, whether as an
18 employee or otherwise, that person’s: name, addresses, and telephone numbers; job title or
19 position; dates of service; and, if applicable, the reason for termination;

20 C. Customer files showing the names, addresses, telephone numbers, dollar amounts
21 paid, and the quantity and description of goods or services purchased;

22 D. Complaints and refund requests, whether received directly or indirectly, such as
23 through a third party, and any response;

24 E. All records necessary to demonstrate full compliance with each provision of this
25 Order, including all submissions to the FTC; and

26 F. A copy of each advertisement or other marketing material.

27 **XI. COMPLIANCE MONITORING**

28 IT IS FURTHER ORDERED that, for the purpose of monitoring Stipulating Defendant’s

1 compliance with this Order, including the financial representations upon which the judgment was
2 suspended:

3 A. Within fourteen (14) days of receipt of a written request from a representative of
4 the FTC, Stipulating Defendant must: submit additional compliance reports or other requested
5 information, which must be sworn under penalty of perjury; appear for depositions; and produce
6 documents, for inspection and copying. The FTC is also authorized to obtain discovery, without
7 further leave of court, using any of the procedures described by Federal Rules of Civil Procedure
8 29, 30 (including telephonic depositions), 31, 33, 34, 36, 45, and 69.

9 B. For matters concerning this Order, the FTC is authorized to communicate directly
10 with Stipulating Defendant. Stipulating Defendant must permit representatives of the FTC to
11 interview any employee or other person affiliated with him who has agreed to such an interview.
12 The person interviewed may have counsel present.

13 C. The FTC may use all other lawful means, including posing, through its
14 representatives, as consumers, suppliers, or other individuals or entities, to Stipulating Defendant
15 or any individual or entity affiliated with Stipulating Defendant, without the necessity of
16 identification or prior notice. ~~Nothing in this Order limits the FTC's lawful use of compulsory~~
17 process, pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49, 57b-1.


18 XII. RETENTION OF JURISDICTION

19 IT IS FURTHER ORDERED that this Court retains jurisdiction of this matter for
20 purposes of construction, modification, and enforcement of this Order.

21 22 SO STIPULATED AND AGREED:

23 PLAINTIFF:

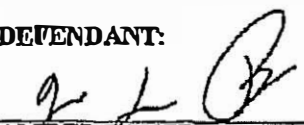
24 WILLARD K. TOM
General Counsel
25 ROBERT J. SCHROEDER
Regional Director
26

27 
MIRY KIM
28 LAURA M. SOLIS

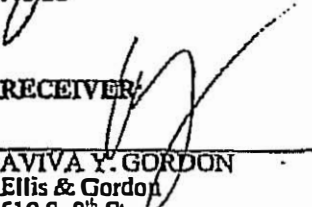
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Attorneys for Plaintiff
Federal Trade Commission

DEVEDANT:


ALFRED BOYCE
Pro/Se

RECEIVER:


AVIVA Y. GORDON
Ellis & Gordon
510 S. 9th St.
Las Vegas, NV 89101
(702) 385-3727
Receiver for Immigration Center

IT IS SO ORDERED.

DATED this 27th day of December, 2011.



LARRY R. HICKS
United States District Judge