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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____

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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

<p>16 UNITED STATES OF AMERICA, 17 Plaintiff, 18 v. 19 NATIONAL ATTORNEY COLLECTION 20 SERVICES, INC., a California corporation; 21 NATIONAL ATTORNEY SERVICES LLC, 22 also d/b/a National Attorney Collection 23 Services, also d/b/a N.A.C.S., a California 24 limited liability company; and ARCHIE 25 DONOVAN, individually and as an officer 26 of National Attorney Collection Services, 27 Inc. and National Attorney Services LLC, 28 Defendants.</p>	<p>Case No. CV 13-06212 COMPLAINT FOR PERMANENT INJUNCTION, CIVIL PENALTIES, AND OTHER EQUITABLE RELIEF</p>
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-ODW
(VBK)

Plaintiff, the United States of America, acting upon notification and authorization to the Attorney General by the Federal Trade Commission ("FTC"), by its undersigned attorneys, for its Complaint alleges as follows:

1 1. This is an action arising under Sections 5(a), 5(m)(1)(A), 13(b), and
2 16(a) of the Federal Trade Commission Act (“FTC Act”), 15 U.S.C. §§ 45(a),
3 45(m)(1)(A), 53(b), and 56(a), and the Fair Debt Collection Practices Act
4 (“FDCPA”), 15 U.S.C. §§ 1692-1692p, to obtain monetary civil penalties, a
5 permanent injunction, disgorgement of ill-gotten monies, and other equitable relief
6 for violations of the FDCPA and Section 5 of the FTC Act, 15 U.S.C. § 45(a), by
7 National Attorney Collection Services, Inc.; National Attorney Services LLC; and
8 Archie Donovan (collectively, “Defendants”).

9
10 **JURISDICTION AND VENUE**

11 2. This Court has subject matter jurisdiction pursuant to 28 U.S.C.
12 §§ 1331, 1337, 1345, and 1355, and under 15 U.S.C. §§ 45(a), 45(m)(1)(A), 53(b),
13 56(b) and 1692l.

14 3. Venue is proper in the United States District Court for the Central
15 District of California under 28 U.S.C. §§ 1391(b)(1)-(3), (c)(1)-(2), and (d),
16 1395(a), and 15 U.S.C. § 53(b).

17 **PLAINTIFF**

18 4. This action is brought by the United States of America on behalf of
19 the Federal Trade Commission. The FTC is an independent agency of the United
20 States Government created by statute. 15 U.S.C. §§ 41-58. The FTC enforces
21 Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), which prohibits unfair or deceptive
22 acts or practices in or affecting commerce. The FTC also enforces the FDCPA, 15
23 U.S.C. §§ 1692-1692p, which prohibits abusive, deceptive, and unfair debt
24 collection practices and imposes duties upon debt collectors.

25 **DEFENDANTS**

26 5. Defendant National Attorney Collection Services, Inc. (“NACS”) is a
27 California corporation with its principal place of business located at 700 N. Brand
28 Blvd., 2nd Floor, Glendale, California 91203. At all times relevant to this

1 Complaint, NACS has transacted business in this district and throughout the
2 United States. NACS is a “debt collector” as defined in Section 803(6) of the
3 FDCPA, 15 U.S.C. § 1692a(6).

4 6. Defendant National Attorney Services LLC, also d/b/a National
5 Attorney Collection Services, also d/b/a N.A.C.S. (“NAS”), is a California limited
6 liability company with a mailing address at 2155 Verdugo Boulevard, Suite 411,
7 Montrose, California 91020. At all times relevant to this Complaint, NAS has
8 transacted business in this district and throughout the United States. NAS is a
9 “debt collector” as defined in Section 803(6) of the FDCPA, 15 U.S.C. § 1692a(6).

10 7. Defendant Archie Donovan (“Donovan”) is the Chief Executive
11 Officer and sole officer of NACS and NAS. At all times material to this
12 Complaint, acting alone or in concert with others, he has formulated, directed,
13 controlled, had the authority to control, or participated in the acts and practices of
14 NACS and NAS, including the acts and practices set forth in this Complaint.
15 Donovan resides in this district and, in connection with the matters alleged herein,
16 transacts or has transacted business in this district and throughout the United
17 States.

18 8. Defendants NACS and NAS (collectively, “Corporate Defendants”)
19 operate as a common enterprise while engaging in the deceptive acts and practices
20 and other violations of law alleged below. At all times material to this Complaint,
21 Defendants have conducted the business practices described below through two
22 indistinguishable companies that commingle funds and have common
23 management, business functions, employees, and office locations. Because these
24 Corporate Defendants operate as a common enterprise, each of them is jointly and
25 severally liable for the acts and practices alleged below. Defendant Archie
26 Donovan has formulated, directed, controlled, had the authority to control, or
27
28

1 participated in the acts and practices of the Corporate Defendants that constitute
2 the common enterprise.

3 **COMMERCE**

4 9. At all times material to this Complaint, Defendants have maintained a
5 substantial course of trade in or affecting commerce, as “commerce” is defined in
6 Section 4 of the FTC Act, 15 U.S.C. § 44.

7 **DEFENDANTS’ BUSINESS ACTIVITIES**

8 10. The term “consumer,” as used in this Complaint, means any natural
9 person obligated or allegedly obligated to pay any debt, as “debt” is defined in
10 Section 803(5) of the FDCPA, 15 U.S.C. § 1692a(5).

11 11. The term “location information,” as used in this Complaint means a
12 consumer’s place of abode and the consumer’s telephone number at such place, or
13 the consumer’s place of employment, as defined in Section 803(7) of the FDCPA,
14 15 U.S.C. § 1692a(7).

15 12. From their offices in California, Defendants engage in consumer debt
16 collection activities throughout the United States.

17 13. Defendants regularly attempt to collect debts by contacting consumers
18 by telephone, U.S. mail, text messages to mobile phones, and other
19 instrumentalities of interstate commerce.

20 14. Defendants’ clients are largely comprised of payday loan companies
21 and businesses that provide credit and financing options to Spanish-speaking
22 consumers.

23 15. Defendants have engaged in deceptive and unfair practices in almost
24 every facet of their dealings with these consumers. In their collection efforts,
25 Defendants have frequently and unlawfully: (1) falsely represented or implied that
26 Defendants or their collectors are attorneys; (2) threatened legal action, arrest,
27 imprisonment, or garnishment; (3) failed to provide required disclosures in text
28 messages directed to alleged debtors; (4) communicated with third parties,

1 including co-workers and employers, for purposes other than obtaining location
2 information of the debtor; (5) refused to provide their business address or
3 validation letters to consumers, thereby depriving consumers of the right to send
4 cease-and-desist letters or to dispute alleged debts; and (6) used unlawful symbols
5 on envelopes sent to alleged debtors.

6 **Defendants' Misrepresentations to Consumers**

7 16. NACS and NAS use business names that falsely represent or imply
8 that they are law firms or employ attorneys or other legal staff that contact persons
9 to collect debts. When contacting persons to collect debts, Defendants identify
10 themselves as "National Attorney Services," "National Attorney Service,"
11 "National Attorneys," "National Attorney," or "Abogados Nacionales."

12 17. Defendants frequently do not identify themselves as debt collectors
13 or, in initial communications, tell consumers that any information obtained will be
14 used to collect a debt.

15 18. In numerous instances, when contacting persons to collect debts,
16 Defendants falsely represent or imply that they are calling from a law firm or from
17 the "collections department" of a law firm. In addition, Defendants' collectors
18 frequently identify themselves as or imply that they are attorneys, paralegals, or
19 legal assistants.

20 19. In fact, NACS and NAS are third-party debt collectors, not law firms,
21 and neither Donovan nor the collectors calling consumers are attorneys, paralegals,
22 or legal assistants.

23 20. Against this backdrop of misrepresentations, in numerous instances,
24 when Defendants contact persons to collect debts, Defendants threaten to take legal
25 action against consumers—including litigation, arrest, and garnishment—without the
26 intention or ability to take that action. For example, in numerous instances,
27 Defendants represent to consumers that there is a pending legal action against them
28 that can be stopped only by immediate payment on a debt, that the company will

1 initiate a lawsuit unless the consumer makes an immediate payment on a debt, that
2 the company will send the marshal or sheriff to the consumers' homes to serve
3 them with legal process, or that attorneys work right "down the hall" or "across the
4 hall."

5 21. In numerous instances, when Defendants contact persons to collect
6 debts, Defendants threaten to garnish consumers' wages and represent to
7 consumers that the amount of the garnishment will include hundreds or thousands
8 of dollars in attorneys' fees and court costs.

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Defendants' Unlawful Text Messages

22. In numerous instances, Defendants send the following text message to consumers' mobile phones, with individualized information in the bracketed fields, in an attempt to collect debts:

[LAST NAME], [FIRST NAME], It is URGENT for you to call National Attorney Service regarding a very sensitive matter. [PHONE NUMBER WITH EXTENSION] Case # [CASE NUMBER]

23. A second version of the text message is substantially similar to the statement in Paragraph 22, but also includes a statement in Spanish:

[LAST NAME], [FIRST NAME], URGENT to call National Attorney Service regarding a sensitive matter. Llame por un asunto muy delicado al [PHONE NUMBER WITH EXTENSION] Case # [CASE NUMBER]

24. In numerous instances in which a text message is the initial communication with a consumer, the text message contains no information indicating that the sender is a debt collector or that any information obtained will be used to collect on debts.

25. In numerous instances in which a text message is not the initial communication with a consumer, the text message does not indicate that the sender is a debt collector.

Defendants' Unlawful Contacts with Third Parties

26. In numerous instances, Defendants send text messages to the mobile phones of third parties, including to friends, family members, or co-workers of the putative debtor. In many cases, Defendants send text messages to the mobile phones of individuals that have no connection to the putative debtor. These text messages contain the name of a putative debtor and the message described in paragraph 22 or the message described in paragraph 23.

1 27. In addition, in numerous instances, Defendants' collectors have
2 telephonic conversations with third parties. In some cases, Defendants initiate
3 these calls; in other cases, third parties initiate the calls in response to receiving a
4 text message from Defendants.

5 28. In numerous instances, Defendants represent to third parties that
6 Corporate Defendants are law firms, and that they will sue the putative debtor if
7 the debt is not paid. In some instances, Defendants' collectors represent to third
8 parties that the putative debtor has committed fraud. And in some cases,
9 Defendants' collectors represent to third parties that the third parties may be
10 brought into court if the putative debtor does not make a payment.

11 29. In numerous instances, despite repeated requests, Defendants refuse to
12 cease communication with third parties. In many cases, Defendants tell consumers
13 and third parties that the contacts with third parties will not stop until the debt is
14 paid.

15 **Defendants' Failure to Provide Essential Information to Consumers**

16 30. In numerous instances, Defendants fail to provide consumers with a
17 written communication, as required by the FDCPA within five days of its initial
18 communication with a debtor, that contains the amount of the debt, the name of the
19 creditor, and information about the consumer's right to dispute the debt.

20 31. In numerous instances, Defendants refuse to provide consumers with a
21 valid mailing address for the company, which is necessary for consumers to
22 exercise their rights under the FDCPA to make a cease-and-desist request or to
23 dispute the validity of a debt. In numerous instances, Defendants refuse to provide
24 consumers with this information despite consumer's repeated requests.

25 **Unfair Written Communications**

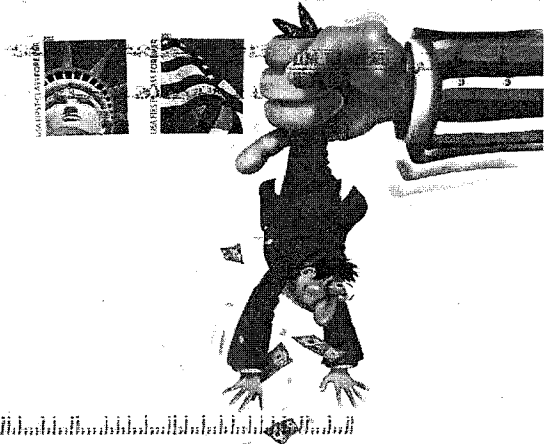
26 32. In some instances, Defendants send consumers written
27 correspondence about alleged debts.

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1 33. Defendants generally send this correspondence, which does not
2 include information about the consumer’s right to dispute the debt, long after
3 Defendants’ initial contact with the consumer.

4 34. In some instances, Defendants use the following unlawful envelope to
5 send written correspondence about alleged debts to consumers:

6
7 NATIONAL ATTORNEY COLLECTION SERVICES, INC.
8 700 N. BRAND BLVD., SUITE 200
9 GLENDALE, CA 91203



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15 **VIOLATIONS OF THE FTC ACT**

16 35. Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), prohibits “unfair or
17 deceptive acts or practices in or affecting commerce.”

18 36. Misrepresentations or deceptive omissions of material fact constitute
19 deceptive acts or practices prohibited by Section 5(a) of the FTC Act.

20 **COUNT I**

21 **Misrepresentations That Defendants Are Law Firms That Sue Consumers**

22 37. In numerous instances, in connection with the collection of debts,
23 Defendants directly or indirectly represent to consumers, expressly or by
24 implication, that:

- 25 a. Corporate Defendants are law firms; their collectors are attorneys,
26 paralegals, legal assistants or work closely with legal professionals; or
27 that their text messages to mobile phones are sent from or on behalf of
28 attorneys;

- 1 b. Defendants will sue consumers unless they promptly make payment
2 on a debt; or
3 c. Nonpayment of a debt will result in the arrest or imprisonment of the
4 alleged debtor, or seizure, garnishment, attachment, or sale of the
5 alleged debtor's property or wages.

6 38. In truth and in fact, in numerous instances:

- 7 a. Corporate Defendants are not law firms; their collectors are not
8 attorneys, paralegals, legal assistants, and do not work closely with
9 legal professionals; and their text messages are not sent from or on
10 behalf of attorneys;
11 b. Defendants have not sued or caused to be sued the consumers they
12 threatened to sue; and
13 c. Nonpayment of a debt has not resulted in the arrest or imprisonment
14 of the alleged debtor, or seizure, garnishment, attachment or sale of
15 the alleged debtor's property or wages.

16 39. Therefore, Defendants' representations as alleged in Paragraph 37 are
17 false or misleading and constitute deceptive acts or practices in violation of Section
18 5(a) of the FTC Act, 15 U.S.C. § 45(a).

19 **VIOLATIONS OF THE FDCPA**

20 40. In 1977, Congress passed the FDCPA, 15 U.S.C. §§ 1692-1692p,
21 which became effective on March 20, 1978, and has been in force since that date.
22 Under Section 814 of the FDCPA, 15 U.S.C. § 1692l, a violation of the FDCPA is
23 deemed an unfair or deceptive act or practice in violation of the FTC Act. Further,
24 the FTC is authorized to use all of its functions and powers under the FTC Act to
25 enforce compliance with the FDCPA. The authority of the FTC in this regard
26 includes the power to enforce the provisions of the FDCPA in the same manner as
27 if the violations of the FDCPA were violations of a Federal Trade Commission
28 trade regulation rule.

1 **COUNT II**

2 Unlawful Communications with Third Parties

3 41. In numerous instances, in connection with the collection of debts,
4 Defendants communicate with third parties for purposes other than acquiring
5 location information about a consumer, without having obtained directly the prior
6 consent of the consumer or the express permission of a court of competent
7 jurisdiction, and when not reasonably necessary to effectuate a post judgment
8 judicial remedy, in violation of Section 805(b) of the FDCPA, 15 U.S.C.
9 § 1692c(b).

10 **COUNT III**

11 False or Deceptive Representations to Consumers

12 42. In numerous instances, in connection with the collection of debts,
13 Defendants directly or indirectly use false, deceptive, or misleading representations
14 or means, in violation of Section 807 of the FDCPA, 15 U.S.C. § 1692e, including,
15 but not limited to:

- 16 a. Falsely representing or implying that NACS or NAS is a law firm;
17 that their collectors are attorneys, paralegals, legal assistants, or work
18 closely with legal professionals; or that their written communications
19 are sent by or on behalf of an attorney, in violation of Section 807(3)
20 of the FDCPA, 15 U.S.C. § 1692e(3);
- 21 b. Falsely representing or implying that nonpayment of a debt will result
22 in the arrest or imprisonment of a person or seizure, garnishment, or
23 attachment of a person's property or wages, when such action is not
24 lawful or when Defendants have no intention of taking such action, in
25 violation of Section 807(4) of the FDCPA, 15 U.S.C. § 1692e(4);
- 26 c. Threatening to take action that Defendants do not intend to take, such
27 as filing a lawsuit, in violation of Section 807(5) of the FDCPA, 15
28 U.S.C. § 1692e(5); or

1 d. Failing to disclose in the initial communication with a consumer that
2 Defendants are debt collectors attempting to collect a debt and that
3 any information obtained will be used for that purpose, and failing to
4 disclose in subsequent communications that the communication is
5 from a debt collector, in violation of Section 807(11) of the FDCPA,
6 15 U.S.C. § 1692e(11).

7 **COUNT IV**

8 Unfair Means to Collect Debts

9 43. In numerous instances, in connection with the collection of debts,
10 Defendants use unfair means to collect or attempt to collect any debt, including,
11 but not limited to:

- 12 a. Failing to provide their corporate address upon request from
13 consumers, in violation of Section 808 of the FDCPA, 15 U.S.C.
14 § 1692f; or
15 b. Using a business name indicating that Defendants are in the debt
16 collection business and symbols other than the Defendants' address on
17 envelopes sent to consumers, in violation of Section 808(8) of the
18 FDCPA, 15 U.S.C. § 1692f(8).

19 **COUNT V**

20 Failure to Provide Information in Initial Communication or in Written Notice

21 44. In numerous instances, in connection with the collection of debts,
22 Defendants fail to provide consumers, either in an initial communication or a
23 written notice sent within five days after the initial communication, with
24 information about the debt and the right to dispute the debt, in violation of Section
25 809(a) of the FDCPA, 15 U.S.C. § 1692g(a).

26 CONSUMER INJURY

27 45. Consumers have suffered and will continue to suffer substantial injury
28 as a result of Defendants' violations of the FTC Act and the FDCPA. In addition,

1 Defendants have been unjustly enriched as a result of their unlawful acts or
2 practices. Absent injunctive relief by this Court, Defendants are likely to continue
3 to injure consumers, reap unjust enrichment, and harm the public interest.

4 **INJUNCTION FOR VIOLATIONS OF THE FTC ACT AND FDCPA**

5 46. Section 13(b) of the FTC Act, 15 U.S.C. § 53(b), empowers this Court
6 to grant a permanent injunction to ensure that Defendants will not continue to
7 violate the FTC Act and the FDCPA.

8 **EQUITABLE RELIEF FOR VIOLATIONS OF**
9 **THE FTC ACT AND FDCPA**

10 47. Under Section 13(b) of the FTC Act, 15 U.S.C. § 53(b), this Court is
11 authorized to award ancillary relief, including rescission or reformation of
12 contracts, restitution, the refund of monies paid, and the disgorgement of ill-gotten
13 monies, to prevent and remedy any violation of any provision of law enforced by
14 the FTC.

15 **CIVIL PENALTIES FOR VIOLATIONS OF THE FDCPA**

16 48. Section 5(m)(1)(A) of the FTC Act, 15 U.S.C. § 45(m)(1)(A), and
17 Section 814(a) of the FDCPA, 15 U.S.C. § 1692l, authorize the Court to award
18 monetary civil penalties for violations of the FDCPA when such violations were
19 committed with actual knowledge or knowledge fairly implied on the basis of
20 objective circumstances as set forth in Section 5(m)(1)(A) of the FTC Act, 15
21 U.S.C. § 45(m)(1)(A). Defendants' violations of the FDCPA, as described above,
22 were made with actual knowledge or knowledge fairly implied on the basis of
23 objective circumstances, as set forth in Section 5(m)(1)(A) of the FTC Act, 15
24 U.S.C. § 45(m)(1)(A). As specified by the Federal Civil Penalty Inflation
25 Adjustment Act of 1990, 28 U.S.C. § 2861, as amended, the Court is authorized to
26 award a penalty of not more than \$11,000 for each violation of the FDCPA before
27 February 10, 2009, and not more than \$16,000 for each violation of the FDCPA
28 after that time.

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

NOTICE OF ASSIGNMENT TO UNITED STATES JUDGES

This case has been assigned to District Judge Otis D. Wright II and the assigned Magistrate Judge is Victor B. Kenton .

The case number on all documents filed with the Court should read as follows:

 2:13-CV-6212-ODW (VBKx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge.

Clerk, U. S. District Court

 August 23, 2013
Date

By MDAVIS
Deputy Clerk

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring Street, G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Ste 1053
Santa Ana, CA 92701

Eastern Division
3470 Twelfth Street, Room 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I. (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) United States of America	DEFENDANTS (Check box if you are representing yourself <input type="checkbox"/>) National Attorney Collection Services, Inc.; National Attorney Services LLC, also d/b/a National Attorney Collection Services, also d/b/a N.A.C.S.; and Archie Donovan
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Ann Entwistle, U.S. Dept. of Justice PO Box 386 Washington, D.C. 20044 202-305-3630	(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Barry J. Cutler, Baker Hostetler 1050 Connecticut Avenue, N.W., Suite 1100 202-861-1572

II. BASIS OF JURISDICTION (Place an X in one box only.) <input checked="" type="checkbox"/> 1. U.S. Government Plaintiff <input type="checkbox"/> 2. U.S. Government Defendant <input type="checkbox"/> 3. Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 4. Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES-For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">Citizen of This State</td> <td style="width:10%; text-align: center;">PTF <input type="checkbox"/> 1</td> <td style="width:10%; text-align: center;">DEF <input type="checkbox"/> 1</td> <td style="width:33%;">Incorporated or Principal Place of Business in this State</td> <td style="width:10%; text-align: center;">PTF <input type="checkbox"/> 4</td> <td style="width:10%; text-align: center;">DEF <input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>	Citizen of This State	PTF <input type="checkbox"/> 1	DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
Citizen of This State	PTF <input type="checkbox"/> 1	DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4														
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5														
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6														

IV. ORIGIN (Place an X in one box only.)

<input checked="" type="checkbox"/> 1. Original Proceeding	<input type="checkbox"/> 2. Removed from State Court	<input type="checkbox"/> 3. Remanded from Appellate Court	<input type="checkbox"/> 4. Reinstated or Reopened	<input type="checkbox"/> 5. Transferred from Another District (Specify)	<input type="checkbox"/> 6. Multi-District Litigation
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V. REQUESTED IN COMPLAINT: JURY DEMAND: Yes No (Check "Yes" only if demanded in complaint.)

CLASS ACTION under F.R.Cv.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT: \$** _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 Plaintiff alleges violations of the Federal Trade Commission Act, 15 U.S.C. § 45(a), 45(m)(1)(A), 53(b), and 56(a) and the Fair Debt Collection Practices Act ("FDCPA"), 15 U.S.C. §§ 1692-1692p.

VII. NATURE OF SUIT (Place an X in one box only).

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT.	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> Habeas Corpus: 463 Alien Detainee	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	TORTS	<input type="checkbox"/> 530 General	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 140 Negotiable Instrument	TORTS	PERSONAL PROPERTY	<input type="checkbox"/> 535 Death Penalty	SOCIAL SECURITY
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	PERSONAL INJURY	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> Other: 540 Mandamus/Other	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 330 Fed. Employers' Liability	BANKRUPTCY	<input type="checkbox"/> FORFEITURE/PENALTY	<input type="checkbox"/> 865 RSI (405 (g))
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	FEDERAL TAX SUITS
<input checked="" type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 350 Motor Vehicle	CIVIL RIGHTS	LABOR	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 893 Environmental Matters	REAL PROPERTY	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 710 Fair Labor Standards Act	
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 210 Land	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 720 Labor/Mgmt. Relations	
<input type="checkbox"/> 896 Arbitration	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 740 Railway Labor Act	
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 751 Family and Medical Leave Act	
<input type="checkbox"/> 950 Constitutionality of State Statutes		<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 790 Other Labor Litigation	
		<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 791 Employee Ret. Inc. Security Act	
		<input type="checkbox"/> 448 Education			

FOR OFFICE USE ONLY: Case Number: **CV 13-06212**

AFTER COMPLETING PAGE 1 OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED ON PAGE 2.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? NO YES

If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? NO YES

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply)

- A. Arise from the same or closely related transactions, happenings, or events; or
- B. Call for determination of the same or substantially related or similar questions of law and fact; or
- C. For other reasons would entail substantial duplication of labor if heard by different judges; or
- D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.

Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to Item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.

Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to Item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose. **NOTE: In land condemnation cases, use the location of the tract of land involved.**

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

***Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties**

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR SELF-REPRESENTED LITIGANT):  DATE: August 23, 2013

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))