

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
Case No. \_\_\_\_\_ CV \_\_\_\_\_

**03-60150**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

800 CONNECT, INC.;

DAVID STEIN, individually and as an officer of  
800 Connect, Inc.;

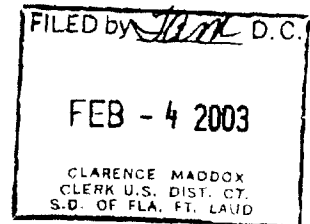
ILD TELECOMMUNICATIONS, INC., and  
d/b/a ILD TELESERVICES, INC.

Defendants.

**CIV-MARRA**

**MAGISTRATE JUDGE  
SELTZER**

**CLOSED  
CIVIL  
CASE**



**STIPULATED FINAL JUDGMENT AND ORDER  
FOR PERMANENT INJUNCTION AND OTHER EQUITABLE  
RELIEF AS TO DEFENDANTS 800 CONNECT, INC. AND DAVID STEIN**

Plaintiff, the Federal Trade Commission, has filed its complaint for permanent injunction and other equitable relief (the "Complaint") pursuant to §§ 13(b) and 19 of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. §§ 53(b) and 57b, and the Telephone Disclosure and Dispute Resolution Act of 1992 ("TDDRA"), 15 U.S.C. § 5701 *et seq.*, charging, *inter alia*, Defendants 800 Connect, Inc. ("800 Connect") and David Stein with violating Section 5 of the FTC Act, 15 U.S.C. § 45, and with violating the Federal Trade Commission's Trade Regulation Rule Pursuant to the Telephone Disclosure and Dispute Resolution Act of 1992 (the "Pay-Per-Call Rule"), 16 C.F.R. Part 308. The parties, represented by the attorneys whose names appear hereafter, are in agreement to settle the Complaint by entering into this Stipulated Final Judgment and Order for Permanent Injunction and Other Equitable Relief ("Final Order") upon the following terms and conditions.

*MM*  
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THEREFORE, on the joint motion of plaintiff the Federal Trade Commission and defendants 800 Connect, and David Stein, it is hereby **ORDERED, ADJUDGED,** and **DECREED** as follows:

#### FINDINGS

1. This Court has jurisdiction over the subject matter of this case and the parties *hereto*.
2. Venue is proper as to all parties in the Southern District of Florida under 15 U.S.C. § 53(b) and 28 U.S.C. §§ 1391(b) and (c).
3. The activities of defendants 800 Connect and David Stein are in or affecting commerce, as defined in Section 4 of the FTC Act, 15 U.S.C. § 44.
4. The Complaint alleges claims upon which relief may be granted against defendants 800 Connect and David Stein under §§ 5(a), 13(b), and 19 of the FTC Act, 15 U.S.C. §§ 45(a), 53(b), and 57b, and under the Pay-Per-Call Rule, 16 C.F.R. Part 308.
5. The Commission and defendants 800 Connect and David Stein stipulate and agree to this Final Order to settle and resolve all matters in dispute arising from the Complaint to the date of entry of this Final Order.
6. Defendants 800 Connect and David Stein 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 800 Connect and David Stein acknowledge that they have read the provisions of this Final Order and have agreed to abide by them.
8. Defendants 800 Connect and David Stein waive all rights to seek appellate review or otherwise challenge or contest the validity of this Final Order.
9. Defendants 800 Connect and David Stein waive and release any claim they may have against the Federal Trade Commission and its employees, representatives or agents.
10. Entry of this Final Order is in the public interest.

11. This Final Order is for settlement purposes only and does not constitute and shall not be interpreted to constitute an admission by defendants 800 Connect or David Stein that either has violated any law or regulation.

### DEFINITIONS

For the purposes of this Final Order, the following definitions shall apply:

1. "ANI" or "automatic number identification" refers to a system that captures the telephone number from which a call has been placed. ANI systems are similar to services popularly known as "caller ID" services.
2. "Audiotext service(s)" means information or entertainment programs that are provided over the telephone.
3. The "Commission" or "FTC" means the Federal Trade Commission.
4. A "corresponding provision" of the Pay-Per-Call Rule, 16 C.F.R. Part 308, or of any specific provision of the Pay-Per-Call Rule, refers to any duly enacted regulation that amends, augments or replaces the provision to which "corresponding provision" refers.
5. "800 Connect Defendants" means 800 Connect, Inc., and David Stein, individually and as an officer of 800 Connect, Inc., each of them individually or in combination, and any entity through which either of them does business.
6. "Document" is equal in scope and synonymous in meaning with the usage of the term in Federal Rule of Civil Procedure 34(a), and includes writings, drawings, graphs, charts, photographs, audio and video recordings, computer records, and other data compilations from which information can be obtained and translated, if necessary, into reasonably usable form through detection devices. A draft or non-identical copy is a separate document within the meaning of the term.
7. "Line subscriber" means an individual or entity who has arranged with a LEC to obtain local telephone service provided through an assigned telephone number, and to be billed for such service on a monthly (or other periodic) basis.

8. "Local Exchange Carrier" or "LEC" means the local telephone company from which a line subscriber receives his or her telephone bill.

9. The "Pay-Per-Call Rule" or "Rule" means the FTC's Trade Regulation Rule Pursuant to the Telephone Disclosure and Dispute Resolution Act of 1992, 16 C.F.R. Part 308, as currently promulgated or as it may hereafter be amended.

10. "Presubscription or comparable arrangement" has the meaning provided by § 308.2(e) of the Pay-Per-Call Rule, 16 C.F.R. § 308.2(e), as currently promulgated, or any corresponding provision of the Rule as it may hereafter be amended.

11. "Telephone-billed purchase" has the meaning provided by § 308.7(a)(6) of the Pay-Per-Call Rule, 16 C.F.R. § 308.7(a)(6), as currently promulgated, or any corresponding provision of the Rule as it may hereafter be amended.

## **INJUNCTIVE PROVISIONS**

### **I.**

#### **IT IS THEREFORE ORDERED** that:

A. The 800 Connect Defendants, their successors, subsidiaries, affiliates and assigns, and their officers, agents, servants, independent contractors, employees, and all persons in active concert or participation with any one or more of them who receive actual notice of this Final Order by personal service or otherwise, are hereby permanently enjoined from, directly or indirectly, violating any provision of the Pay-Per-Call Rule, 16 C.F.R. Part 308, including, but not limited to, violating 16 C.F.R. 308.5(i), or any corresponding provision of 16 C.F.R. Part 308, by using a telephone number that is advertised as or widely understood to be toll-free in a manner that results in a charge to a caller for information services, without having entered into a presubscription or comparable arrangement with the caller to be billed for the charges;

B. The 800 Connect Defendants, their successors, subsidiaries, affiliates and assigns, and their officers, agents, servants, independent contractors, employees, and all persons in active concert or participation with any one or more of them who receive actual notice of this Final

Order by personal service or otherwise, in connection with the advertising, offering, promotion, sale, servicing, or provision of, or billing or collection for any audiotext service or telephone-billed purchase, or in connection with responding to consumer inquiries or complaints for any audiotext service or telephone-billed purchase, are hereby permanently enjoined from, directly or indirectly, making any express or implied misrepresentation of material fact, orally or in writing, including, but not limited to, any misrepresentation that a consumer who has not authorized such charges is legally obligated to pay for audiotext services accessed or provided over an 800, 888, 877 or other telephone number advertised as or widely understood to be toll-free; and

C. The 800 Connect Defendants, their successors, subsidiaries, affiliates and assigns, and their officers, agents, servants, independent contractors, employees, and all persons in active concert or participation with any one or more of them who receive actual notice of this Final Order by personal service or otherwise, are hereby permanently enjoined from, directly or indirectly, billing or causing to be billed, or collecting or attempting to collect payment from, a line subscriber for any audiotext services accessed or provided over an 800, 888, 877, or other number advertised as or widely understood to be toll-free, unless the charge for such transaction is authorized pursuant to a valid presubscription or comparable arrangement.

### **REDRESS AND OTHER EQUITABLE RELIEF**

#### **II.**

**IT IS FURTHER ORDERED** that the 800 Connect Defendants shall pay to the FTC, as full satisfaction of all monetary claims asserted by the FTC, the sum of Sixty Thousand Dollars, U.S. Currency, (\$60,000.00), plus any funds received by the 800 Connect Defendants after signing this Final Order resulting from charges to consumers for audiotext services provided by the 800 Connect Defendants on or before January 21, 2002. Payment shall be made by certified check to the Federal Trade Commission, Division of Finance, 600 Pennsylvania Ave, NW, Washington, DC 20580, Reference Information FTC v. 800 Connect, Matter No. 0223056; or by wire transfer to: Treasury ABA number: 021030004, ALC number 29000001, Federal Reserve

Bank of NY, Appropriation 29X6013, FTC Consumer Redress, Reference information: FTC v. 800 Connect, Matter No. 0223056, as follows:

- A. \$30,000 upon execution of this Final Order;
- B. \$15,000 on or before March 31, 2003; and
- C. \$15,000 on or before June 30, 2003
- D. Any funds received by the 800 Connect Defendants after their execution of this

Final Order resulting from charges to consumers for audiotext services provided by 800 Connect on or before January 21, 2002. The 800 Connect Defendants shall pay the FTC all funds owed under this subparagraph on a quarterly basis. The 800 Connect Defendants' obligations under this subparagraph shall cease upon their certification to the FTC that all consumers charged for 800 Connect's audiotext services, provided on or before January 21, 2002, have either paid or had their charges forgiven, and that no additional funds are due and owing to the 800 Connect Defendants for those services from any consumer, LEC or billing aggregator.

### III.

**IT IS FURTHER ORDERED** that to ensure payment of the \$30,000 referenced in Paragraph II B-C of this Final Order, the 800 Connect Defendants shall, within three (3) business days of execution of this Final Order, execute a promissory note and security agreement in such amount in favor of the FTC. Such promissory note, the form of which is attached hereto as Attachment A, shall be secured by certain collateral described in the security agreement, the form of which is attached hereto as Attachment B, and the FTC is permitted to perfect a security interest in such collateral as permitted by law. In the event such security interest is found to be defective, after reasonable notice to the 800 Connect Defendants, the 800 Connect Defendants agree to cooperate with the Commission to cure any deficiencies in perfecting said security interest. The 800 Connect Defendants agree that, as of the date of the signing of this Order, they shall not further encumber the security except with the express prior written permission of the staff of the Commission. The FTC agrees to release said security interest upon payment of the

amounts set forth in Paragraph II B - C.

#### IV.

**IT IS FURTHER ORDERED** that

A. All funds paid pursuant to this Final Order shall be deposited into a fund administered by the Commission or its agent to be used for equitable relief, including, but not limited to consumer redress and any attendant expenses for the administration of any redress fund. In the event that direct redress to consumers is 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 disgorgement. The 800 Connect Defendants shall have no right to challenge the Commission's choice of remedies under this Paragraph.

B. The 800 Connect Defendants acknowledge and agree that all monies paid by them, pursuant to this Final Order, are solely remedial in nature and no portion of any monies paid shall be deemed the payment of any fine, penalty, punitive assessment or forfeiture. The 800 Connect Defendants acknowledge and agree that all money paid pursuant to this Final Order is irrevocably paid to the Commission for purposes of settlement between the FTC and the 800 Connect Defendants.

#### **RIGHT TO REOPEN**

#### V.

**IT IS FURTHER ORDERED** that the Plaintiff's agreement to this Final Order is expressly premised upon the financial condition of the 800 Connect Defendants as represented in their sworn financial statements dated March 1, 2002, May 24, 2002, May 25, 2002 and August 23, 2002, which include material information upon which the Commission relied in negotiating and consenting to this Order. If, upon motion by the Commission, a Court should find that the

800 Connect Defendants made a material misrepresentation or omitted material information concerning their financial condition, then this Final Order shall be reopened for the purpose of requiring payment to the Commission of additional monetary redress in the amount of Four Million, Eighty Thousand, One Hundred and Eighteen dollars (\$4,080,118) less the sum of any amounts paid by the defendants to this action after the date of this order. *Provided*, however, that in all other respects this judgment shall remain in full force and effect, unless otherwise ordered by the Court; and *provided further*, that proceedings instituted under this Paragraph are in addition to, and not in lieu of, any other civil or criminal remedies as may be provided by law, including any other proceedings that the FTC may initiate to enforce this Order.

### **RECORD KEEPING**

#### **VI.**

**IT IS FURTHER ORDERED** that, for a period of five (5) years from the date of entry of this Final Order, in connection with any business engaged in the advertising, offering, promotion, sale, servicing, or provision of, or billing or collection for any audiotext or telephone-billed purchase transaction, the 800 Connect Defendants and their agents, employees, officers, corporations, successors, and assigns, and those persons in active concert or participation with them who receive actual notice of this Final Order by personal service or otherwise, are hereby restrained and enjoined from failing to create and retain the following records.

- A. Accounting records that reflect the cost of goods or services sold, revenues generated, and the disbursement of such revenues;
- B. Personnel records accurately reflecting: the name, address, and telephone number of each person employed in any capacity by such business, including as an independent contractor; that person's job title or position; the date upon which the person commenced work; and the date and reason for the person's termination, if applicable;
- C. For all consumers whom the 800 Connect Defendants have charged or caused to be charged for audiotext services, customer files containing the names, addresses, phone



numbers, dollar amounts paid, quantity of items or services purchased, and description of items or services purchased, including ANI records and call duration;

D. For all consumers whom the 800 Connect Defendants have charged or caused to be charged for audiotext services, records that reflect, for every consumer complaint, refund request, billing question or billing dispute notice, whether received directly or through any third party:

1. the consumer's name, address, telephone number, the dollar amount billed, and the dollar amount paid by the consumer;
2. the written complaint or summary of any oral complaint, refund request, or billing question or billing dispute notice, if any, and the date of the writing or the date the oral complaint was made;
3. the reasons for the complaint, refund request, or billing question or billing dispute notice;
4. if an investigation is warranted under the circumstances, a description of the nature and results of any such investigation concerning the complaint, refund request, or billing question or billing dispute notice;
5. the response to the complaint, refund request, or billing question or billing dispute notice and the date of the response;
6. any final resolution and the date of the resolution; and
7. in the event of a denial of a billing dispute notice or a refund or credit request, the reason for the denial;

E. Sales, entertainment, information, operator, recorded audiotext message, and customer service scripts, training materials, advertisements, form letter responses, or other marketing or customer service materials;

F. Recorded audiotext messages, including introductory and preamble messages; and

G. Call transport records or billing records that contain identifying information

concerning the telephone numbers of consumers placing calls, in connection with purchasing or receiving audiotext services or telephone-billed purchases.

## COMPLIANCE REPORTING

### VII.

IT IS FURTHER ORDERED that, in order that compliance with the provisions of this Final Order may be monitored:

A. For a period of three (3) years from the date of entry of this Final Order, the 800 Connect Defendants shall notify the Commission of the following:

1. Any changes in David Stein's residence, mailing addresses, and telephone numbers, within thirty (30) days of the date of such change;
2. Any changes in David Stein's employment status (including self-employment) within thirty (30) days of such change. Such notice shall include the name and address of each business that David Stein is affiliated with or employed by, a statement of the nature of the business, and a statement of David Stein's duties and responsibilities in connection with the business or employment; and
3. Any proposed change in the structure of 800 Connect, or any proposed change in the structure of any business entity owned or controlled by 800 Connect or David Stein, such as creation, incorporation, dissolution, assignment, sale, creation or dissolution of subsidiaries, or any other change that may affect compliance obligations arising out of this Final Order, thirty (30) days prior to the effective date of any proposed change;

B. One hundred eighty (180) days after the date of entry of this Final Order, the 800 Connect Defendants shall provide a written report to the FTC, sworn to under penalty of perjury, setting forth in detail the manner and form in which they have complied and are complying with this Final Order. This report shall include but not be limited to:

1. David Stein's then current residence address and telephone number;

2. David Stein's then current employment, business addresses and telephone numbers, a description of the business activities of each such employer, and David Stein's title and responsibilities for each employer;
3. A copy of each acknowledgment of receipt of this Final Order obtained by the 800 Connect Defendants pursuant to Paragraph XI;
4. A statement describing the manner in which the 800 Connect Defendants have complied and are complying with the:
  - (a) the injunctive provisions of this Final Order, including, but not limited to, the monitoring, record keeping, and compliance portions of this Final Order; and
  - (b) the redress provisions of this Final Order;

C. Upon written request by a representative of the Commission, the 800 Connect Defendants shall submit additional written reports (under oath, if requested) and produce documents on fifteen (15) days' notice with respect to any conduct subject to this Final Order.

D. For the purposes of this Final Order, the 800 Connect Defendants shall, unless otherwise directed by the Commission's authorized representatives, mail all written notifications to the Commission to:

Associate Director for Marketing Practices  
Federal Trade Commission  
Room 238  
600 Pennsylvania Ave, N.W.  
Washington, DC 20580  
Re: *U.S. v. 800 Connect, Inc., et al.*

E. For the purposes of this Paragraph, "employment" includes the performance of services as an employee, consultant, or independent contractor; and "employers" include any individual or entity for whom Defendant David Stein performs services as an employee, consultant, or independent contractor.

counsel at:

Debra A. Valentine, Esq.  
O'Melveny & Myers LLP  
555 13<sup>th</sup> Street, N.W., Suite 500 West  
Washington, DC 20004  
Tel: 202-383-5300

## AUTHORITY TO MONITOR COMPLIANCE

### VIII.

**IT IS FURTHER ORDERED** that the FTC is authorized to monitor the 800 Connect Defendants' compliance with this Final Order by all lawful means, including but not limited to the following:

A. The FTC is authorized, without further leave of the Court, to obtain discovery from any person in the manner provided by Chapter V of the Federal Rules of Civil Procedure, Fed. R. Civ. P. 26-37, including the use of compulsory process pursuant to Fed. R. Civ. P. 45, for the purpose of monitoring and investigating the 800 Connect Defendants' compliance with any provision of this Final Order;

B. The FTC is authorized to use representatives posing as consumers to the 800 Connect Defendants, 800 Connect Defendants' employees, or any other entity managed or controlled in whole or in part by any of the 800 Connect Defendants that is engaged in the advertising, promotion, servicing or billing of any audiotext services, without the necessity of identification or prior notice; and

C. Nothing in this Final Order shall limit the FTC's lawful use of compulsory process, pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49, 57b-1, to investigate whether the 800 Connect Defendants have violated any provision of this Final Order, Section 5 of the FTC Act, 15 U.S.C. § 45.

## ACCESS TO BUSINESS PREMISES

### IX.

**IT IS FURTHER ORDERED** that, for a period of three (3) years from the date of entry of this Final Order, for the purpose of further determining compliance with this Final Order the 800 Connect Defendants shall permit representatives of the FTC, within three (3) business days of receipt of written notice from the FTC:

A. Access during normal business hours to any office, or facility storing documents, of any business where:

1. David Stein or 800 Connect, individually or together, own the majority of the business or directly or indirectly manage or control the business, and where
2. the business is engaged in the advertising, offering, promotion, sale, servicing, or provision of, or billing or collection for any audiotext service or telephone-billed purchase, or in assisting others engaged in such services or transactions.

In providing such access, the 800 Connect Defendants shall permit representatives of the FTC to inspect and copy all documents relevant to any matter contained in this Final Order; and shall permit the FTC's representatives to remove documents relevant to any matter contained in this Final Order for a period not to exceed five (5) business days so that the documents may be inspected, inventoried, and copied; and

B. To interview the officers, directors, and employees, including all personnel involved in responding to consumer complaints or inquiries, and all sales personnel, whether designated as employees, consultants, independent contractors or otherwise, of any business to which Subparagraph A of this Paragraph applies, concerning matters relating to compliance with the terms of this Final Order. The person interviewed may have counsel present.

*Provided that*, upon application of the FTC and for good cause shown, the Court may enter an *ex parte* order granting immediate access to the 800 Connect Defendants' business

premises for the purposes of inspecting and copying all documents relevant to any matter contained in this Final Order.

**ACKNOWLEDGMENT OF RECEIPT OF FINAL ORDER BY 800 CONNECT DEFENDANTS**

**X.**

**IT IS FURTHER ORDERED** that, within five (5) business days after receipt by the 800 Connect Defendants of this Final Order as entered by the Court, the 800 Connect Defendants, and each of them, shall submit to the Commission at the address provided in Subparagraph D of Paragraph VII, above, a truthful sworn statement, in the form shown in Attachment C, that shall acknowledge receipt of this Final Order.

**DISTRIBUTION OF FINAL ORDER BY 800 CONNECT DEFENDANTS**

**XI.**

**IT IS FURTHER ORDERED** that, for a period of five (5) years from the date of entry of this Final Order:

A. The 800 Connect Defendants shall provide a copy of this Final Order to, and obtain a signed and dated acknowledgment of receipt of same from, each officer or director, each individual serving in a management capacity, all personnel involved in responding to consumer complaints or inquiries, and all sales personnel, whether designated as employees, consultants, independent contractors or otherwise, immediately upon employing or retaining any such persons, for any business where:

1. David Stein or 800 Connect, individually or together, own the majority of the business or directly or indirectly manage or control the business, and where
2. the business is engaged in the advertising, offering, promotion, sale, servicing, or provision of, or billing or collection for any audiotext service or telephone-billed purchase, or in assisting others engaged in such services or transactions;

B. The 800 Connect Defendants shall maintain for a period of five (5) years after creation, and upon reasonable notice, make available to representatives of the Plaintiff and the

Commission, the original signed and dated acknowledgments of the receipt of copies of this Final Order, as required in Subparagraph A of this Paragraph.

**COSTS**

**XII.**

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

**DUTY TO COOPERATE**

**XIII.**

**IT IS FURTHER ORDERED** that the 800 Connect Defendants shall cooperate fully, truthfully and completely with the FTC in the continuing litigation of this matter. This cooperation includes, but is not limited to, maintaining all documents relevant to this litigation and assisting in the preparation of testimony and testifying fully, truthfully and completely at any trial in this matter, if called upon to do so.

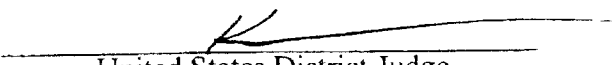
**RETENTION OF JURISDICTION**

**XIV.**

**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.

**JUDGMENT IS THEREFORE ENTERED** in favor of the FTC and against defendants David Stein and 800 Connect, Inc., pursuant to all the terms and conditions recited above.

**DONE AND ORDERED**, this 4<sup>th</sup> day of FEB, 2003, in  
FT. LAUDERDALE, Florida.

  
United States District Judge  
KENNETH A. MARRA

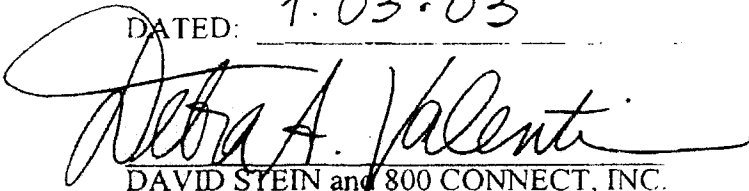
The undersigned parties, by their respective counsel, hereby consent to the terms and conditions of the Stipulated Final Judgment and Order for Permanent Injunction and Other Equitable Relief as to Defendants 800 Connect, Inc. and David Stein as set forth above and consent to the entry thereof.

**FOR DEFENDANTS**

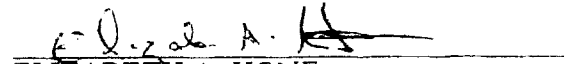
**FOR PLAINTIFF**

DATED: 1.03.03

DATED: 1/31/03



DAVID STEIN and 800 CONNECT, INC.  
Debra A. Valentine, Esq  
Darren Tucker, Esq.  
O'Melveny & Myers LLP  
555 13<sup>th</sup> Street, N.W., Suite 500 West  
Washington, DC 20004  
Tel: 202-383-5300  
Fax: 202-383-5414  
email: dvalentine@omm.com  
dtucker@omm.com



ELIZABETH A. HONE  
FEDERAL TRADE COMMISSION  
600 Pennsylvania Ave, NW  
Washington, D.C. 20580  
Tel: 202-326-3207  
Fax: 202-326-3395  
email: ehone@ftc.gov

DATED: \_\_\_\_\_

DAVID STEIN, individually and as President  
of 800 Connect, Inc.  
5329 Siesta Court  
Sarasota, FL 34242

Copies to:

Elizabeth A. Hone, Esq.  
Federal Trade Commission  
600 Pennsylvania Ave., N.W., Rm. 238  
Washington, D.C. 20580

Debra A. Valentine, Esq  
Darren Tucker, Esq.  
O'Melveny & Myers LLP  
555 13<sup>th</sup> Street, N.W., Suite 500 West  
Washington, DC 20004



The undersigned parties, by their respective counsel, hereby consent to the terms and conditions of the Stipulated Final Judgment and Order for Permanent Injunction and Other Equitable Relief as to Defendants 800 Connect, Inc. and David Stein as set forth above and consent to the entry thereof.

**FOR DEFENDANTS**

**FOR PLAINTIFF**

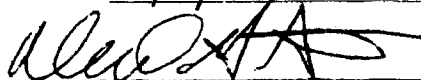
DATED: \_\_\_\_\_

DATED: \_\_\_\_\_

DAVID STEIN and 800 CONNECT, INC.  
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Darren Tucker, Esq.  
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ELIZABETH A. HONE  
FEDERAL TRADE COMMISSION  
600 Pennsylvania Ave, NW  
Washington, D.C. 20580  
Tel: 202-326-3207  
Fax: 202-326-3395  
email: ehone@ftc.gov

DATED: 1/3/03



DAVID STEIN, individually and as President  
of 800 Connect, Inc.  
5329 Siesta Court  
Sarasota, FL 34242

Copies to:

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Washington, D.C. 20580

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