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FILED
CIVIL BUSINESS OFFICE 17
CENTRAL DIVISION

09 OCT -8 AM 9:51

CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA

12 COUNTY OF SAN DIEGO

14 THE PEOPLE OF THE STATE OF CALIFORNIA,

15 Plaintiff,

16 v.

18 GEORGE ALAN MILLER; REBECCA J. MILLER;
19 ARGISHTI KESHISHYAN; KRISTINA
KESHISHYAN ANNUAL REVIEW BOARD, INC.;
20 BUSINESS FILINGS DIVISION;
CORPFILERS.COM, LLC; and
21 DOES 1-20 inclusive;

22 Defendants.

Case No. 37-2009-00099942-CU-MC-CTL

COMPLAINT FOR CIVIL
PENALTIES, INJUNCTION,
OTHER EQUITABLE REMEDIES
AND COSTS

VERIFIED ANSWER REQUIRED
(Code Civ. Proc., § 446, subd. (a))

NO FEE PURSUANT
TO GOVERNMENT CODE
SECTION 6103.

23 The PEOPLE OF THE STATE OF CALIFORNIA, by and through Edmund G. Brown Jr.,
24 Attorney General of the State of California, allege the following on information and belief.

25 DEFENDANTS

26 1. Defendant GEORGE ALAN MILLER, also known as Allen Miller, Alan
27 Miller, George Alan, George A. Miller and A. Miller, is an individual who is the Chief Executive
28 Officer, Chief Financial Officer, President and Secretary of Annual Review Board, Inc., and the

1 Secretary of Business Filings Division. As such he has controlled, managed and operated those
2 businesses and, at the time of the violations alleged, was a resident of California.

3 2. Defendant REBECCA J. MILLER is an individual who is the Chief Financial
4 Officer, Secretary, Agent for Service of Process and incorporator of Annual Review Board, Inc.,
5 and the manager, organizer and Agent for Service of Process of Corpfilers.com, LLC. As such
6 she has controlled, managed and operated those businesses and, at the time of the violations
7 alleged, was a resident of California.

8 3. Defendant ARGISHTI KESHISHYAN is an individual who is the Chief
9 Executive Officer and President of Annual Review Board, Inc., and as such has controlled,
10 managed and operated that business and, at the time of the violations alleged, was a resident of
11 California.

12 4. Defendant KRISTINA KESHISHYAN is an individual who is the Chief
13 Executive Officer, Secretary and Agent for Service of Process of Annual Review Board, Inc., and
14 as such has controlled, managed and operated that business and who, at the time of the violations
15 alleged, was a resident of California.

16 5. Defendant ANNUAL REVIEW BOARD, INC., is a California corporation that
17 does business in, among other places, the County of San Diego, State of California.

18 6. Defendant BUSINESS FILINGS DIVISION is a California corporation that
19 does business in, among other places, the County of San Diego, State of California.

20 7. Defendant CORPFILERS.COM, LLC, is a limited liability company organized
21 under the laws of the State of California.

22 8. Plaintiff is not aware of the true names and capacities of the Defendants sued
23 herein as DOES 1 through 20, inclusive, and therefore sues these Defendants by such fictitious
24 names. Each of the fictitiously named Defendants is responsible in some manner for the
25 violations of law alleged. Plaintiff will amend this Complaint to add the true names of the
26 fictitiously named Defendants once they are discovered. Whenever reference is made in this
27 Complaint to Defendants, the reference shall include DOES 1 through 20, inclusive.

28

1 9. At all times mentioned herein, each of the Defendants acted as the principal,
2 agent or representative of each of the other Defendants, and in doing the acts alleged, each
3 Defendant was acting within the course and scope of the agency relationship with each of the
4 other Defendants, and with the permission and ratification of each of the other Defendants.

5 10. At all times mentioned herein, each of the Defendants knew or realized that the
6 other Defendants were engaging in or planned to engage in the violations of law alleged in this
7 Complaint. Knowing or realizing that other Defendants were engaging in such unlawful conduct,
8 each of the Defendants nevertheless facilitated the commission of those unlawful acts. Each of
9 the Defendants intended to and did encourage, facilitate or assist in the commission of the
10 unlawful acts alleged in this Complaint, and thereby aided and abetted the other Defendants in the
11 unlawful conduct.

12 11. Defendants have engaged in a conspiracy, common enterprise and common
13 course of conduct, the purpose of which is and was to engage in the violations of law alleged in
14 this Complaint. The conspiracy, common enterprise, and common course of conduct continue to
15 the present.

16 12. Whenever reference is made in this Complaint to any act of Defendants, the
17 allegation shall mean that each of the Defendants acted individually and jointly with the other
18 Defendants named in that course of action.

19 13. The violations of law alleged herein have been and are being carried out within
20 San Diego County and elsewhere in California.

21 **BUSINESS PRACTICES OF DEFENDANTS**
22 **ANNUAL REVIEW BOARD**

23 14. In conducting their business, Defendants mail illegal and untrue or misleading
24 solicitations to California corporations. Defendants cause to be sent to corporations throughout
25 California official-looking forms that imply that the recipient business has to complete the form
26 and return it to Defendants with the payment of \$195, or else risk penalties, fines and suspension
27 by the State of California. The form is entitled:
28

1 **Annual Review Board**

2 **Statement of Information**

3 **Officers List**

4 This is similar to the title of the official form used by the Secretary of State, entitled
5 **“STATEMENT OF INFORMATION.”** Defendants further imply payment is mandatory and
6 that their form is official and originates with a governmental entity by setting out on the front
7 page of the form the following:

- 8 A. an official-looking seal;
- 9 B. a “Control Number”;
- 10 C. a “Corporation Number”;
- 11 D. the phrase “Remit Annual Payment: \$195.00”;
- 12 E. a “Due Date,” below which is stated “(Remit Immediately)”;
- 13 F. in a box below the prior representations, in bold face and large-type font,
14 the statement **“Avoid Penalties, Fines and Suspension Remit Immediately!”**;
- 15 G. references to provisions of the California Corporations, Revenue and
16 Taxation, and Food and Agriculture Codes that require filing of a Statement of
17 Information, and a sentence that reads: “Failure to file this Statement of Information
18 by the due date will result in the assessment of a \$250.00 penalty”;
- 19 H. a statement, which appears at the bottom of the form. that the:
20 “[f]ailure to comply with the Necessary filing [sic] will cause the Entity to be
21 assessed Penalties, Fines and **SUSPENSION**. Should the Entity become
22 **SUSPENDED**, you will **not** have the right to conduct business, your Entity name
23 could be taken, losing your Corporate Existence will have many negative
24 ramifications.

25 (A sample of this solicitation and the envelope in which it was mailed is attached to this
26 Complaint as Exhibit 1, and is incorporated by reference as though set forth in full, emphasis in
27 original.)

1 15. On the second page of the form, Defendants further imply that the form is
2 official and originates with a governmental entity by setting out on that page:

3 A. citations to provisions of the California Corporations, Revenue and
4 Taxation, and Food and Agriculture Codes that impose fines for failing to file a
5 Statement of Information;

6 B. stating that “while the Corporation is under the status of **SUSPENSION**,
7 it loses many benefits;

8 - Loses it’s [sic] right to conduct business

9 -Loses the right to Retain the Entity Name, while Suspended anyone can
10 file Articles of Incorporation and retain your Corporation name, you will
11 then be forced to change your entity name

12 - No right to answer law suit.

13 -Above are just a few of the negative issues that will arise for non-filing of
14 your Statement of Officers”;

15 C. stating that it is necessary to submit the “form to Annual Review Board
16 by **DUE DATE** to ensure **NO PENALTIES** will be assessed.”

17 (Exhibit 1, emphasis in original.)

18 16. Only at the bottom of the first page, in small font below the statement in bold
19 face “**Make Check Payable to: Annual Review Board**” is a disclaimer that Annual Review
20 Board is not a government agency and the form is not an invoice. On the bottom of the second
21 page is the disclaimer “Annual Review Board is not a Government Agency.” These disclaimers
22 do not comply with the requirements of Business and Professions Code section 17533.6 and Civil
23 Code section 1716. (Exhibit 1, emphasis in original.)

24 17. The envelope in which the solicitation is mailed does not state on its outside
25 “THIS IS NOT A GOVERNMENT DOCUMENT,” as required by Business and Professions
26 Code section 17533.6. (Exhibit 1.)

27 18. In subsequent solicitations, Defendants repeat the violations of law set out in
28 paragraphs 14 and 15 above, but include on the front of the form a statement utilizing the

1 statutory language of Business and Professions Code section 17533.6. However, the statement is
2 neither conspicuously displayed nor contrasted by typography, layout or color with other type on
3 the form, as required by Business and Professions Code section 17533.6. There is no disclaimer
4 on the form that complies with Civil Code section 1716. (A sample of these solicitations is
5 attached to this Complaint as Exhibit 2 and incorporated by reference as though set forth in full.)

6 19. Defendants have also mailed illegal and untrue or misleading solicitations to
7 California limited liability companies. Defendants cause to be sent to limited liability companies
8 throughout California official-looking forms that imply that the recipient business has to complete
9 the form and return it to Defendants with the payment of \$228, or else risk penalties, fines and
10 suspension. The form is entitled:

11 **Annual Review Board**

12 **Statement of Information**

13 **Limited Liability Company**

14 This is similar to the title of the official form used by the Secretary of State,
15 **"STATEMENT OF INFORMATION."** Defendants further imply that payment is mandatory
16 and their form is official and originates with a governmental entity by using on the front page of
17 the form:

- 18 A. an official-looking seal;
- 19 B. a "Control Number";
- 20 C. a "CA LLC Number";
- 21 D. the phrase "Remit Payment: \$228.00";
- 22 E. a "Due Date," below which is stated "(Remit Immediately)"
- 23 F. in a box below the prior representations, in bold face and large type font,
24 the statement **"Avoid Penalties, Fines and Suspension Remit Immediately!"**;
- 25 G. references to provisions of the California Corporations and Revenue and
26 Taxation Codes that require filing of a Statement of Information and a warning that
27 "[f]ailure to file the Statement of Information by the **DUE DATE** will result in the
28 assessment of a **\$250.00** penalty."

1 H. a statement, which appears at the bottom of the form, that the "Failure to
2 comply with the Necessary filing [sic] will cause the Entity to be assessed Penalties,
3 Fines and **SUSPENSION**. Should the Entity become **SUSPENDED**, you will **not**
4 have the right to conduct business, your Entity name could be taken, losing your
5 Corporate Existence will have many negative ramifications."

6 (A sample of this solicitation and the envelope in which it was mailed is attached to this
7 Complaint as Exhibit 3, and incorporated by reference as though set forth in full, emphasis in
8 original.)

9 20. On the second page of the form, Defendants further imply that payment is
10 mandatory and that the form is official and originates with a governmental entity by setting out on
11 that page:

12 A. citations to provisions of the California Corporations and Revenue and
13 Taxation Codes that impose penalties for failing to file a Statement of Information
14 "by the due date";

15 B. stating that "failure to file will cause the Limited Liability Company to be
16 **SUSPENDED**, while the Limited Liability Company is under the status of
17 **SUSPENSION**, it loses many benefits;

18 -Loses its right to conduct business

19 -Loses the right to Retain the Entity Name, while Suspended anyone can
20 file Articles of Organization and retain your LLC name, you will then
21 have to amend the Limited Liability Company Name

22 -Leaves LLC Properties Vulnerable

23 -No right to answer law suit.

24 -Above are just a few of the negative issues that will arise for non-filing of
25 your Statement of Information";

26 C. stating that it is necessary to submit the "form to Annual Review Board
27 by **DUE DATE** to ensure **NO PENALTIES** will be assessed."

28 (Exhibit 3, emphasis in original.)

1 F. in a box below the prior representations, in bold face and large type font,
2 the statement “**Avoid Penalties, Fines and Suspension Remit Immediately!**”;

3 G. references to provisions of the California Corporations, Revenue and
4 Taxation Codes that require filing of a Statement of Information and warn that
5 “[f]ailure to file the Statement of Information “by the **DUE DATE** will result in the
6 assessment of a **\$250.00** penalty”;

7 H. a statement, which appears at the bottom of the form, that:
8 “[f]ailure to comply with the Necessary filing [sic] will cause the Entity to be
9 assessed Penalties, Fines and **SUSPENSION**. Should the Entity become
10 **SUSPENDED**, you will **not** have the right to conduct business, your Entity name
11 could be taken, losing your Corporate Existence will have many negative
12 ramifications.”

13 (A sample of this solicitation is attached to this Complaint as Exhibit 4, and is incorporated by
14 reference as though set forth in full, emphasis in original.)

15 24. On the second page of the form Defendants further imply that payment is
16 mandatory and that the form is official and originates with a governmental entity by setting out on
17 that page:

18 A. citations to provisions of the California Corporations and Revenue and
19 Taxation Codes that impose penalties for failing to file a Statement of Information;

20 B. stating that “failure to file will cause the Limited Liability Company to be
21 **SUSPENDED**, while the Limited Liability Company is under the status of
22 **SUSPENSION**, it loses many benefits;

23 -Loses its right to conduct business

24 -Loses the right to Retain the Entity Name, while Suspended anyone can

25 -File Articles of Organization and retain your LLC name, you

26 will then have to amend the Limited Liability Company Name;

27 -Leaves LLC Properties Vulnerable

28 -No right to answer law suit.

1 -Above are just a few of the negative issues that will arise for non-filing of
2 your Statement of Information”;

3 C. stating that it is necessary to submit the “form to Business Filing Division
4 by **DUE DATE** to ensure **NO PENALTIES** will be assessed.”

5 (Exhibit 4, emphasis in original.)

6 25. To further imply that the form is official and originates from a governmental
7 entity, Defendants use a return address of an “LLC UNIT” at a location near the State Capitol in
8 Sacramento. In fact, the individual defendants reside in Southern California, the return address
9 appears to be a mail drop, and the use of a Sacramento address is a subterfuge to further mislead
10 recipients into believing that the solicitation is a form from the state government. (Exhibit 4.)

11 26. On the front of the form, Defendants include a disclaimer in the statutory
12 language of Business and Professions Code section 17533.6. However, the disclaimer appears
13 below Defendants’ instruction, set out in bold print, to “**Make check Payable to Annual Review**
14 **Board,**” and the disclaimer is neither conspicuously displayed nor contrasted by typography,
15 layout or color with other type on the form. There is no disclaimer on the form that complies
16 with Civil Code section 1716.

17 (Exhibit 4, emphasis in original.)

18 27. Utilizing their corporation Business Filings Division, Defendants mail illegal
19 and untrue or misleading solicitations to California corporations. Defendants cause to be sent to
20 companies throughout California official looking forms that imply that the recipient business has
21 to complete the form and return it to Defendants with the payment of \$235, or else risk penalties,
22 fines and suspension by the State of California. The form is entitled:

23 **Business Filings Division**

24 **Statement of Information**

25 **Officers List**

26 This is similar to the title of the official form used by the Secretary of State, entitled
27 “**STATEMENT OF INFORMATION.**” Defendants further imply payment is mandatory and
28

1 that their form is official and originates with a governmental entity by setting out on the front
2 page of the form the following:

- 3 A. an official-looking seal;
- 4 B. a "Control Number";
- 5 C. a "Corporation Number"
- 6 D. a "Due Date," below which is stated: "(Remit immediately)"
- 7 E. In the box below the prior representations, in bold face and large-type
8 font, the statement "**Avoid Penalties, Fines and Suspension Remit Immediately!**";
- 9 F. references to provisions of the California Corporations, Revenue and
10 Taxation, and Food and Agriculture Codes that require filing of a Statement of
11 Information, and a warning: "[f]ailure to file this Statement of Information by the due
12 date will result in the assessment of a \$250.00 penalty";
- 13 G. a statement, which appears at the bottom of the form, that the "[f]ailure to
14 comply with the Necessary filing [sic] will cause the Entity to be assessed Penalties,
15 Fines and **SUSPENSION**. Should the Entity become **SUSPENDED** you will **not**
16 have the right to conduct business, your Entity name could be taken, losing your
17 Corporate Existence sill have many negative ramifications."

18 (A sample of this solicitation and the envelope in which it was mailed is attached to this
19 Complaint as Exhibit 5, and is incorporated by reference as though set forth in full, emphasis in
20 original.)

21 28. On the second page of the form Defendants further imply that the form is
22 official and originates with a governmental entity by setting out on that page:

- 23 A. citations to provisions of the California Corporations, Revenue and
24 Taxation, and Food and Agriculture Codes that impose fines for failing to file a
25 Statement of Information;
- 26 B. stating that "while the Corporation is under the status of **SUSPENSION**,
27 it loses many benefits;
28 -Loses its right to conduct business

1 -Loses the right to Retain the Entity Name, while Suspended anyone can
2 file Articles of Incorporation and retain your Corporation name, you will
3 then be forced to change your entity name
4 -No right to answer law suit
5 Above are just a few of the negative issues that will arise for non-filing of
6 your Statement of Officers”;

7 C. Stating that is necessary to submit “the form to Business Filings Division
8 by **DUE DATE** to ensure **NO PENALTIES** will be assessed.”

9 (Exhibit 5, emphasis in original.)

10 29. On the first page, below the statement in bold “**Make Check Payable to:**
11 **Business Filings Division,**” are disclaimers in the statutory language of Business and Professions
12 Code section 17533.6 and Civil Code section 1716. However, the first disclaimer is neither
13 conspicuously displayed nor contrasted by typography, layout or color with other type on the
14 form, as required by Business and Professions Code section 17533.6. The second disclaimer does
15 not comply with the requirements of Civil Code section 1716, subdivisions (b) through (f).

16 (Exhibit 5, emphasis in original.)

17 30. To further imply that the form is official and originates from a governmental
18 entity, Defendants use a return address of a “Corporation Unit” at a location near the State Capitol
19 in Sacramento. In fact, the individual defendants reside in Southern California, the return address
20 appears to be a mail drop, and the use of a Sacramento address is a subterfuge to further mislead
21 recipients into believing that the solicitation is a form from the government. (Exhibit. 5)

22 **CORPFILERS.COM, LLC**

23 31. Utilizing their limited liability company, CORPFILERS.COM, LLC,
24 Defendants file a Statement of Information with the Secretary of State on behalf of entities which
25 pay Defendants through either Annual Review Board, Inc., or Business Filings Division.
26 However, when Defendants file the Statements of Information, they often do so outside of the
27 statutory window period when the Statements are due. Because the Statements of Information are
28 not timely, the Secretary of State returns the filing fees to Defendants, and the Defendants retain

1 the fees instead of returning them to the entities that have paid them. Since the Statements of
2 Information are not timely filed, they do not satisfy the statutory filing requirements. The entities
3 that paid Defendants then have to file another Statement of Information with the Secretary of
4 State on their own and pay the filing fee.

5 **FIRST CAUSE OF ACTION**

6 **VIOLATION OF CALIFORNIA BUSINESS AND PROFESSIONS**
7 **CODE SECTION 17533.6**

8 32. Paragraphs 1 through 31 of this Complaint are incorporated herein as though set
9 forth in full.

10 33. Beginning at an exact time unknown to Plaintiff, but within three years
11 preceding the filing of this Complaint, Defendants engaged in and continue to engage in
12 violations of Business and Professions Code section 17533.6, in that they are not a governmental
13 agency, and they have sent the mailings described above that solicit payments and utilize a term
14 or symbol that reasonably could be construed as implying a governmental connection without
15 complying with the provisions of section 17533.6 as follows:

16 A. The forms Defendants utilize resemble the Secretary of State's
17 "Statement of Information" form in layout and type of information required, and
18 utilize the same title "Statement of Information.";

19 B. The forms contain an official-looking seal;

20 C. The forms utilize a "Control Number";

21 D. The forms use the phrase "Remit Payment";

22 E. The forms set out a "Due Date";

23 F. Some of the mailings utilize a return address of a location in Sacramento
24 in the vicinity of the Capitol;

25 G. The forms do not bear on their face, in conspicuous type, in contrast by
26 typography, layout or color with other printing on its face, the notice:

1 "THIS PRODUCT OR SERVICE HAS NOT BEEN APPROVED OR
2 ENDORSED BY ANY GOVERNMENT AGENCY, AND THIS OFFER IS
3 NOT BEING MADE BY AN AGENCY OF THE GOVERNMENT"

4 as required by section 17533.6;

5 H. Some of the envelopes in which the solicitations are mailed do not have
6 on their outside the notice "THIS IS NOT A GOVERNMENT DOCUMENT" as
7 required by section 17533.6.

8 **SECOND CAUSE OF ACTION**

9 **VIOLATION OF CIVIL CODE SECTION 1716**

10 34. Paragraphs 1 through 31 of this Complaint are incorporated herein as though set
11 forth in full.

12 35. Beginning at an exact time unknown to Plaintiff, but within three years
13 preceding the filing of this Complaint, Defendants solicited the payment of money by another by
14 means of a written statement or invoice or writing that reasonably could be considered a bill,
15 invoice or statement of account due, but was in fact a solicitation for an order, without complying
16 with the provisions of Civil Code section 1716, subdivisions (b) through (f), inclusive, as set forth
17 in paragraphs 1 through 31, above.

18 **THIRD CAUSE OF ACTION**

19 **UNTRUE OR MISLEADING REPRESENTATIONS IN VIOLATION**
20 **OF BUSINESS AND PROFESSIONS CODE SECTION 17500**

21 36. Paragraphs 1 through 31 of this Complaint are incorporated herein as though set
22 forth in full.

23 37. Beginning at an exact time unknown to Plaintiff, but within three years
24 preceding the filing of this Complaint, Defendants, with the intent to induce members of the
25 public to purchase their services, made or caused to be made untrue or misleading representations
26 before the public in California, in violation of Business and Professions Code section 17500.
27 Such misrepresentations include, but are not limited to, the following:
28

1 from making any untrue or misleading statements in violation of Business and Professions Code
2 section 17500, including the untrue or misleading statements alleged in the Third Cause of
3 Action.

4 2. For an order, under the authority of Business and Professions Code section
5 17203, permanently restraining and enjoining all Defendants personally and through their
6 successors, agents, representatives, employees, and all persons who act in concert with them from
7 any act of unfair competition, including the violations alleged in the Fourth Cause of Action.

8 3. For an order, under the authority of Business and Professions Code sections
9 17203 and 17535, permanently restraining and enjoining Defendants, personally and through their
10 successors, agents, representatives, employees, and any and all other persons who act in concert
11 with, under, by, through, or on behalf of Defendants, from:

12 A. Violating Business and Professions Code section 17533.6.

13 B. Soliciting the purchase of or payment for any product or service and
14 utilizing a term or symbol that could reasonably be construed as implying a
15 government connection by, but not limited to:

16 (1) using a form which resembles an official state form; or

17 (2) using an official-looking seal; or

18 (3) using a "Control Number"; or

19 (4) using a "Corporation Number"; or

20 (5) using an "LLC Number"; or

21 (6) using an official-sounding name such as, but not limited to
22 "Statement of Information," "Annual Review Board," "Business
23 Filings Division," "Corporation Division" or "LLC Division" or
24 "Corporation Unit"; or

25 (7) implying that payment is mandatory, such as, but not limited
26 to, using a "due date" or "reply by" date by which payment is due,
27 or describing the payment as "Annual" or using a term such as
28

1 “remit payment” or “Avoid Penalties, Fines and suspension Remit
2 Immediately!”;

3 (8) implying that the recipient of a solicitation is required to fill
4 out a form in order to retain its corporate status or any other legal
5 status or remain in compliance with the law; or

6 (9) implying that a recipient of a solicitation is subject to
7 penalties or fines if the recipient does not pay Defendants.

8 C. Representing that Defendants will assist the recipient of a solicitation in
9 filling out or filing a form with any governmental agency that will keep that entity
10 in compliance with law.

11 D. Making any written solicitation for the purchase of or payment for any
12 product or service that reasonably could be construed as implying a governmental
13 connection without including on the front side of any such paper, in conspicuous and
14 legible type of not less than twice the point-type of the next largest printing on the
15 page, in boldface capital letters, in contrast by typography, layout or color with other
16 printing on its face, the notice “THIS PRODUCT OR SERVICE HAS NOT BEEN
17 APPROVED OR ENDORSED BY ANY GOVERNMENT AGENCY, AND THIS
18 OFFER IS NOT BEING MADE BY AN AGENCY OF THE GOVERNMENT.” This
19 notice shall be displayed conspicuously apart from other print on the page, and shall
20 not be preceded, followed, or surrounded by words, symbols or other matter,
21 including matter that introduces, modifies, qualifies or explains the required text, such
22 as, but not limited to, “legal notice required by law.”

23 E. Making any written solicitation for the purchase of or payment for any
24 product or service that reasonably could be construed as implying a governmental
25 connection without including on the envelope or outside cover or wrapper in which
26 the matter is mailed, in capital letters of not less than twelve 12-point type in
27 conspicuous and legible type and not preceded, followed or surrounded by words,
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1 symbols, or other matter, the notice: "THIS IS NOT A GOVERNMENT
2 DOCUMENT."

3 G. Soliciting payment of money by means of any writing that reasonably
4 could be considered a bill, invoice or statement of account due, which is in fact, a
5 solicitation for an order, without complying with the requirements of Civil Code
6 section 1716, subdivisions (b) through (f), including the requirement that the statutory
7 notice or disclaimer be displayed in conspicuous boldface capital letters and shall be
8 at least as large, bold and conspicuous as any other print on the face of the solicitation
9 and in no smaller than 30-point type.

10 4. For an order, under the authority of Business and Professions Code section
11 17206, that Defendants, jointly and severally, be assessed a civil penalty of \$2,500 for each
12 violation of Business and Professions Code section 17200 as proven at trial, but in an amount not
13 less than \$250,000.

14 5. For an order, under the authority of Business and Professions Code section
15 17536, that Defendants, jointly and severally, be assessed a civil penalty of \$2,500 for each
16 violation of Business and Professions Code section 17500 as proven at trial, but in an amount not
17 less than \$250,000.

18 6. For an order, under the authority of Civil Code section 1716, subdivision (h),
19 that Defendants, jointly and severally, be assessed a civil penalty of \$10,000 for each violation of
20 Civil Code section 1716 as proven at trial, but in an amount not less than \$500,000.

21 7. That Plaintiff have such other and further relief as the nature of the case may
22 require and the Court deems proper, including an order that Defendants make full restitution of all
23 money or other property that they may have acquired by their violations of Business and
24 Professions Code sections 17200, et seq., and 17500, et seq., as proven at trial, but in an amount
25 not less than \$250,000.

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8. That Plaintiff recover its costs.

Dated: *October 8, 2009*

Respectfully Submitted,

EDMUND G. BROWN JR.
Attorney General of California

FRANCES T. GRUNDER
Senior Assistant Attorney General

CATHERINE Z. YSRAEL
Supervising Deputy Attorney General



HOWARD WAYNE
Deputy Attorney General
Attorneys for Plaintiff
People of the State of California

SD2009507393
70196608.doc

EXHIBIT 1



Annual Review Board
Statement of Information
Officers List

Office Use Only

BAKERSFIELD, CA 93301-4321

Control Number: 802408
Corporation Number:
Remit Annual Payment: \$195.00
Due Date: November 30, 2008
(Remit Immediately)

Avoid Penalties, Fines and Suspension

Remit Immediately!

Every domestic stock and agricultural cooperative corporation shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its original Articles of Incorporation, and annually thereafter during the applicable filing period.

Statutory filing provisions are found in California Corporations Code section 1502 or Food and Agricultural Code section 54040, unless otherwise indicated. Failure to file this Statement of Information by the due date will result in the assessment of a \$250.00 penalty.

Entity Information, Agent Information, Officers Information, Directors Information table with fields for Business Address, Agent Full Name, City, State & Zip, Contact Phone #, Director Name, Address, etc.

Failure to comply with the Necessary filing will cause the Entity to be assessed Penalties, Fines and SUSPENSION. Should the Entity become SUSPENDED, you will not have the right to conduct business, your Entity name could be taken, losing your Corporate Existence will have many negative ramifications.

Make Check Payable to: Annual Review Board

Certified and Endorsed Statement will be returned to the office of the Corporation within 10 Business days of filing. This is not an invoice, Annual Review Board is not a Government Agency. In submitting this form you give authorization to ARB to file your Statement of Officers. I, (we) certify that the above is true and correct.

Print Name Signature
333 S. Grand Avenue 25th Floor Los Angeles, CA 90071 Phone: 213 943 1320

**Statement of Officers
Domestic Stock Statement**

Every domestic and Agricultural Cooperative Corporation shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its Original Articles of Incorporation and annually thereafter during the applicable filing period. The applicable filing period for a Corporation is the Calendar month during which its original Articles of Incorporation were filed and then immediately preceding five calendar months. A Corporation is required to file their Statement of Information even though it may not be actively engaged in business at the time their Statement is due. Changes to the Statement of Information which was previously filed can be made by filing a new Statement of Information and completed in its entirety.

Statutory filing provisions are found in **California Corporations Code Section 1502** or Food and Agricultural **Code Section 54040**. Should the Corporation fail to file their Statement of Information by the due date, they will be assessed a penalty in the amount of **\$250.00 (California Corporations Code Sections 2204; Revenue and Taxation Code Section 19141)**.

Further failure to file will cause the Corporation to become **SUSPENDED**, while the Corporation is under the status of **SUSPENSION**, it loses many benefits;

Loses it's right to conduct business
Loses the right to Retain the Entity Name, while Suspended anyone can file
Articles of Incorporation and retain your Corporation name, you will then be forced
to change your entity name
No right to answer law suit

Above are just a few of the negative issues that will arise for non-filing of your Statement of Officers.

How to avoid penalties and Suspension; complete this form and return to the Annual Review Board, this will cause the Corporations Statement of Information to be filed with the office of the California Secretary of State pursuant to the California Corporations Code Section 1502. Upon receipt of *completed form, Annual Review Board will cause the Statement of Officers to be filed; an Endorsed Certified copy of said filing will be returned to the office of the Corporation within 10 business days of filing.

Submit Completed form by Due Date; Submit form to Annual Review Board by **DUE DATE** to ensure **NO PENALTIES** will be assessed. Be sure form is *completed in its entirety, failure to submit a *completed form will cause delay in filing.

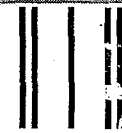
Corporation Information: The Corporation is formed under the Laws of the State of California and is required to submit the Statement of Officers, include the principal Executive office for the Corporation with a physical address, please **DO NOT USE P.O. BOX**, or abbreviate the name of the City.

Agent Information: Enter the name of the Agent for Service of Process in California, an Agent is an Individual (Director, Officer or any other person whether or not affiliated with the Corporation) who resides in California and is designated to accept service of process if the Corporation is sued. The Agent must agree to accept service of process on behalf of the Corporation.

Officer / Director Information: Enter the name and complete Business or Residential address of all the Officers and Directors, the Corporation must have officers (Corporations Code Section 312(a) and at least one Directors (Corporations Code Section 212(a) Attach additional pages, if necessary. Please be sure to complete address and do not abbreviate the City.

Please complete all the requested information, by responding by the Due Date you ensure processing time. Annual Review Board is not a Government Agency. Annual Review Board can not give legal advice, Remit form immediately to avoid fines, penalties and Suspension.

*Annual Review Board will not be responsible for any penalties for late filing for an incomplete form.



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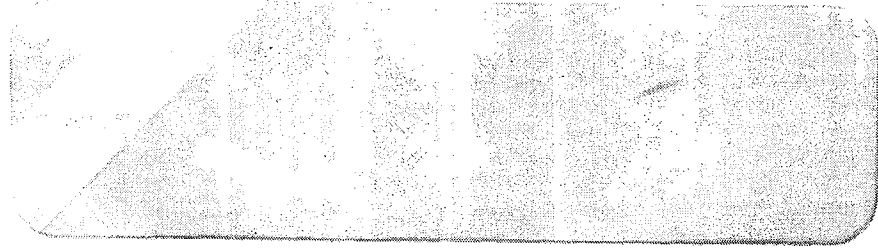
Please Check box if this is a new address

ANNUAL REVIEW BOARD
CORPORATION DIVISION
333 S GRAND AVE STE 2500
LOS ANGELES CA 90071-1529



333 S. GRAND AVE. 25th FL
LOS ANGELES, CA 90071

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Claremont, CA



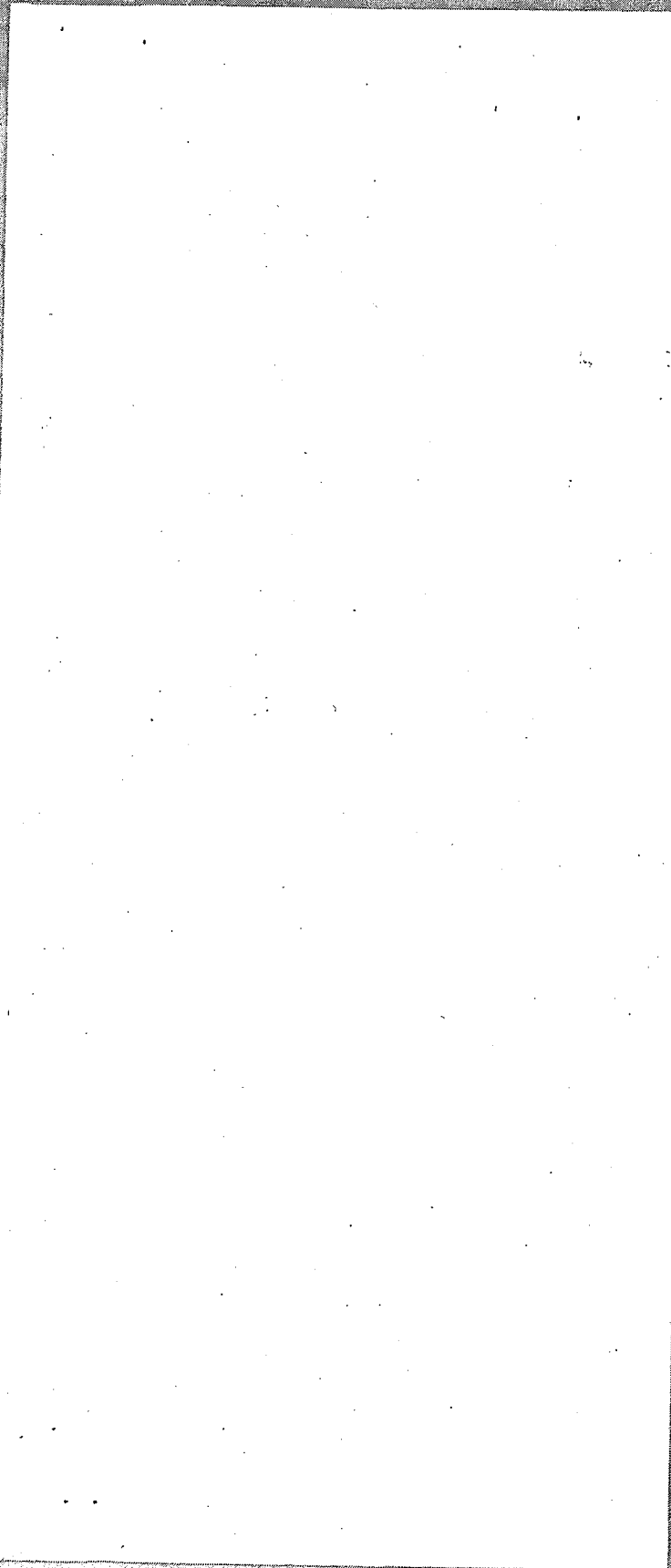
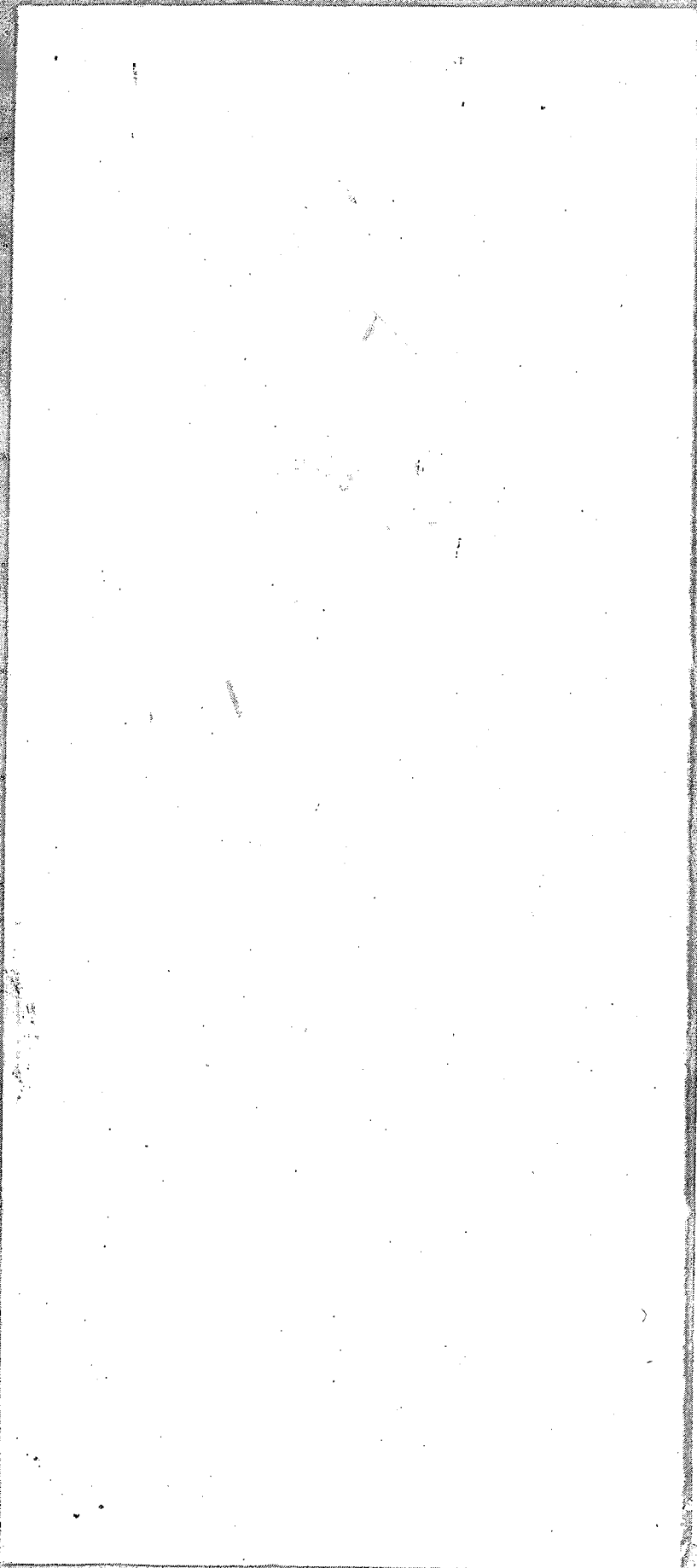


EXHIBIT 2



Annual Review Board
Statement of Information
Officers List

Office Use Only

[Redacted]

WALNUT CREEK, CA 94596-5570



Control Number: 302217
Corporation Number: [Redacted]
Remit Payment: \$195.00
Due Date: June 15, 2009
(Remit Immediately)

Avoid Penalties, Fines and Suspension

Remit Immediately!

Every domestic stock and agricultural cooperative corporation shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its original Articles of Incorporation, and annually thereafter during the applicable filing period.

Statutory filing provisions are found in California Corporations Code section 1502 or Food and Agricultural Code section 54040, unless otherwise indicated. Failure to file this Statement of Information by the due date will result in the assessment of a \$250.00 penalty.

Fill out Form Completely, to Avoid Delays!

Entity Information (Must be CA Address)
Agent Information (P.O. Box not Allowed, Must be CA Address)
Officers Information (Must name all 3 Officers)
Directors Information (Must name at least one Director)

Business Description:

Failure to comply with the Necessary filing will cause the Entity to be assessed Penalties, Fines and SUSPENSION. Should the Entity become SUSPENDED, you will not have the right to conduct business, your Entity name could be taken, losing your Corporate Existence will have many negative ramifications.

Make Check Payable to: Annual Review Board

CA B&P CODE SEC 17533.6. THIS PRODUCT OR SERVICE HAS NOT BEEN APPROVED OR ENDORSED BY ANY GOVERNMENT AGENCY, AND THIS OFFER IS NOT BEING MADE BY AN AGENCY OF THE GOVERNMENT. The referenced government agency may be contacted at California Secretary of State, P.O. Box 944230 Sacramento, CA 94244. In submitting this form you give Authorization to ARB to sign and file you statement of officers on your behalf. I, (we) certify that the above is true and correct.

Print Name

Signature

C8

**Statement of Officers
Domestic Stock Statement**

Every domestic and Agricultural Cooperative Corporation shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its Original Articles of Incorporation and annually thereafter during the applicable filing period. The applicable filing period for a Corporation is the Calendar month during which its original Articles of Incorporation were filed and then immediately preceding five calendar months. A Corporation is required to file their Statement of Information even though it may not be actively engaged in business at the time their Statement is due. Changes to the Statement of Information which was previously filed can be made by filing a new Statement of Information and completed in its entirety.

Statutory filing provisions are found in **California Corporations Code Section 1502** or Food and Agricultural **Code Section 54040**. Should the Corporation fail to file their Statement of Information by the due date, they will be assessed a penalty in the amount of **\$250.00 (California Corporations Code Sections 2204; Revenue and Taxation Code Section 19141)**.

Further failure to file will cause the Corporation to become **SUSPENDED**, while the Corporation is under the status of **SUSPENSION**, it loses many benefits;

Loses its right to conduct business
Loses the right to Retain the Entity Name, while Suspended anyone can file Articles of Incorporation and retain your Corporation name, you will then be forced to change your entity name
No right to answer law suit

Above are just a few of the negative issues that will arise for non-filing of your Statement of Officers.

How to avoid penalties and Suspension; complete this form and return to the Annual Review Board, this will cause the Corporations Statement of Information to be filed with the office of the California Secretary of State pursuant to the California Corporations Code Section 1502. Upon receipt of *completed form, Annual Review Board will cause the Statement of Officers to be filed; an Endorsed Certified copy of said filing will be returned to the office of the Corporation within 21 business days of filing.

Submit Completed form by Due Date; Submit form to Annual Review Board by **DUE DATE** to ensure **NO PENALTIES** will be assessed. Be sure form is *completed in its entirety, failure to submit a *completed form will cause delay in filing. **Returned checks will be charged a \$25.00 return check fee.**

Corporation Information: The Corporation is formed under the Laws of the State of California and is required to submit the Statement of Officers, include the principal Executive office for the Corporation with a physical address, please **DO NOT USE P.O. BOX**, or abbreviate the name of the City.

Agent Information: Enter the name of the Agent for Service of Process in California, an Agent is an Individual (Director, Officer or any other person whether or not affiliated with the Corporation) who resides in California and is designated to accept service of process if the Corporation is sued. The Agent must agree to accept service of process on behalf of the Corporation.

Officer / Director Information: Enter the name and complete Business or Residential address of all the Officers and Directors, the Corporation must have officers (Corporations Code Section 312(a) and at least one Directors (Corporations Code Section 212(a) Attach additional pages, if necessary. Please be sure to complete address and do not abbreviate the City.

Please complete all the requested information, by responding by the Due Date you ensure processing time. Annual Review Board is not a Government Agency. Annual Review Board can not give legal advice, Remit form immediately to avoid fines, penalties and Suspension.

Form must be completed in its entirety

*Annual Review Board will not be responsible for any penalties for late filing for an incomplete form.



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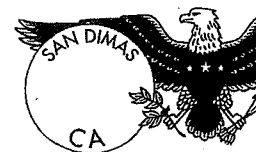
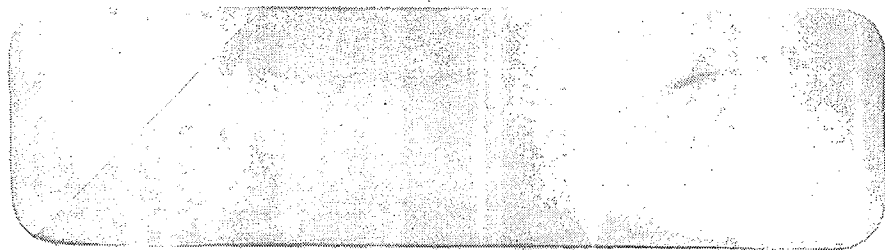
Please Check box if this is a new address

ANNUAL REVIEW BOARD
CORPORATION DIVISION
333 S GRAND AVE STE 2500
LOS ANGELES CA 90071-1529



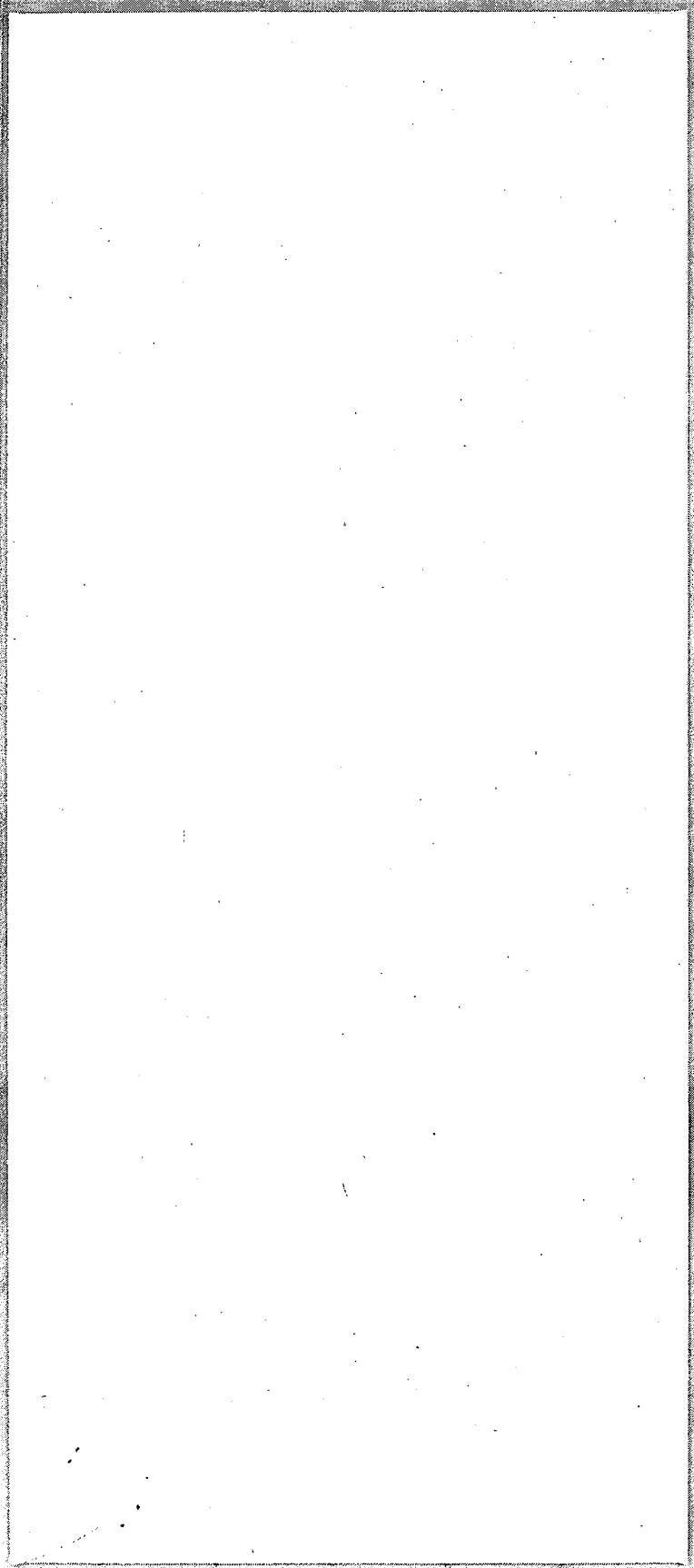
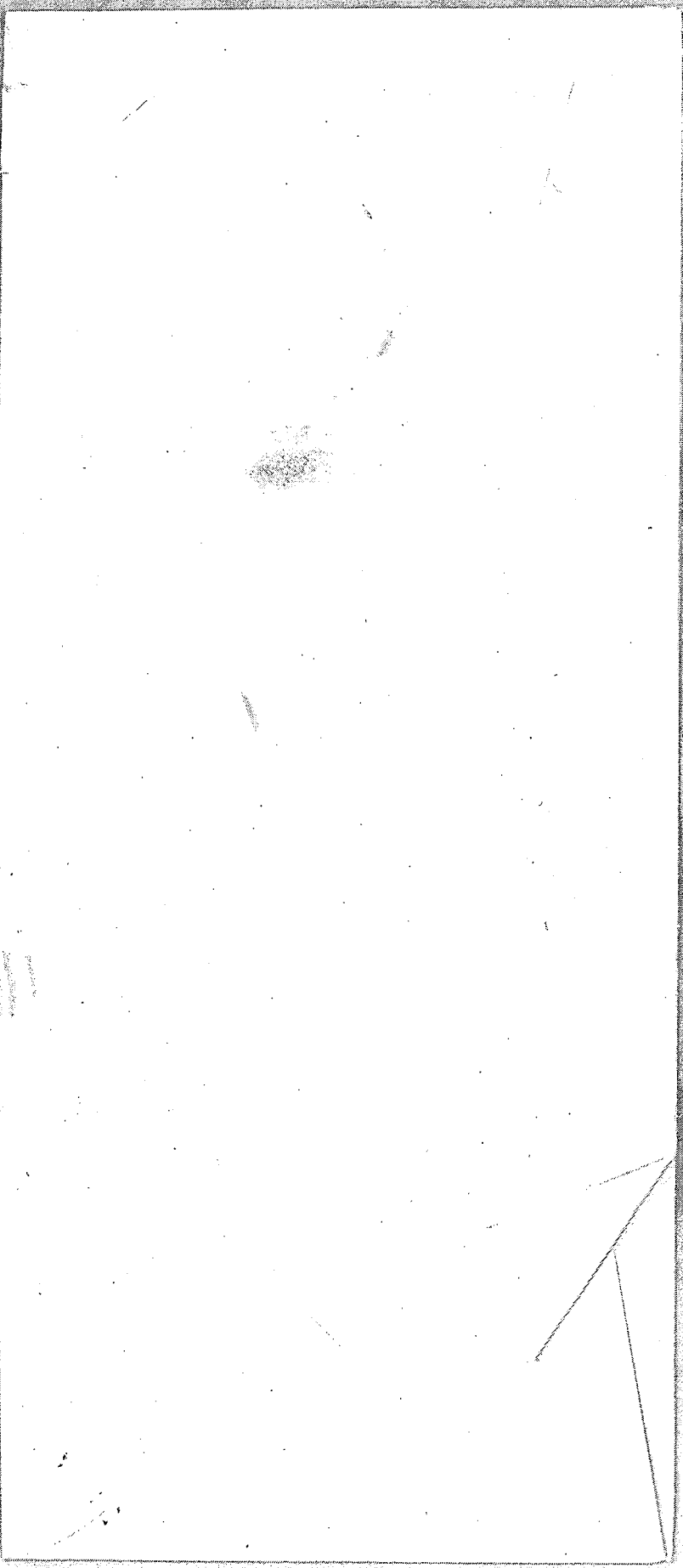
Annual Review Board
333 S. Grand Ave. 25th FL
Los Angeles, CA 90071

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EXHIBIT 3



Annual Review Board
Statement of Information
Limited Liability Company

Office Use Only

[Redacted]

PLEASANTON, CA 94588-3148

Barcode

Control Number: 714912
CA LLC Number: [Redacted]
Remit Payment: \$228.00
Due Date: April 15, 2009
(Remit Immediately)

Avoid Penalties, Fines and Suspension

Remit Immediately!

Every Domestic and Registered Foreign Limited Liability Company shall file or cause to be filed a Statement of Information with the California Secretary of State, within 90 days after filing of its original Articles of Organization or Application of Registration, and biennially thereafter during the applicable filing period.

Statutory filing provisions are found in California Corporations Code Section 17060, unless otherwise indicated. Failure to file the Statement of Information by the DUE DATE will result in the assessment of a \$250.00 penalty which will be assessed by the California Franchise Tax Board, Corporations Code Sec 17651(b) and 17653; Revenue and Taxation Code Section 19141.

Fill out Form Completely, to Avoid Delays!

Table with 2 columns: LLC Information (Must have CA Address) and Agent Information (P.O. Box not Allowed, Must be CA Address). Rows include Business Address, City, State & Zip, Phone, Fax, Agent Full Name, Address, and City & Zip in CA only.

Name and Address of Managers / Members (must name at least one Member / Manager)

Table with 5 columns: Member / Manager Name, Address, City, State, Zip. Contains 4 rows for listing members/managers.

Business Description:

Failure to comply with the Necessary filing will cause the Entity to be assessed Penalties, Fines and SUSPENSION. Should the Entity become SUSPENDED, you will not have the right to conduct business, your Entity name could be taken, losing your Corporate Existence will have many negative ramifications.

Make Check Payable to: Annual Review Board

CA B&P CODE SEC 17533.6. This product or service has not been approved or endorsed by any Government Agency, and this offer is not being made by an agency of the Government. In submitting this form you give authorization to ARB to sign and file your Statement of Officers on your behalf.

I, (we) certify that the above is true and correct.

Print Member / Manager Name

Member / Manager Signature

L4D



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ANNUAL REVIEW BOARD
LLC DIVISION
333 S GRAND AVE STE 2500
LOS ANGELES CA 90071-1529



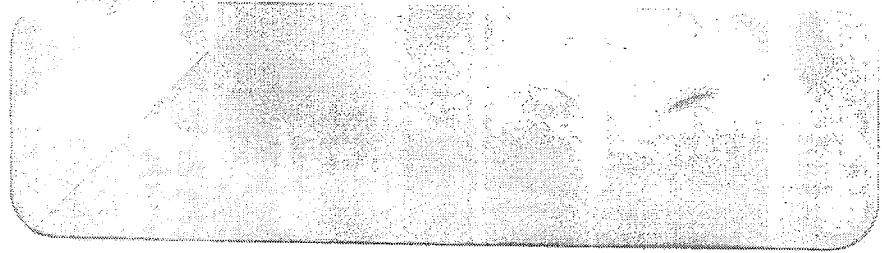
Annual Review Board
333 S. Grand Ave. 25th FL
Los Angeles, CA 90071

ATTORNEY GENERAL
SAN DIEGO

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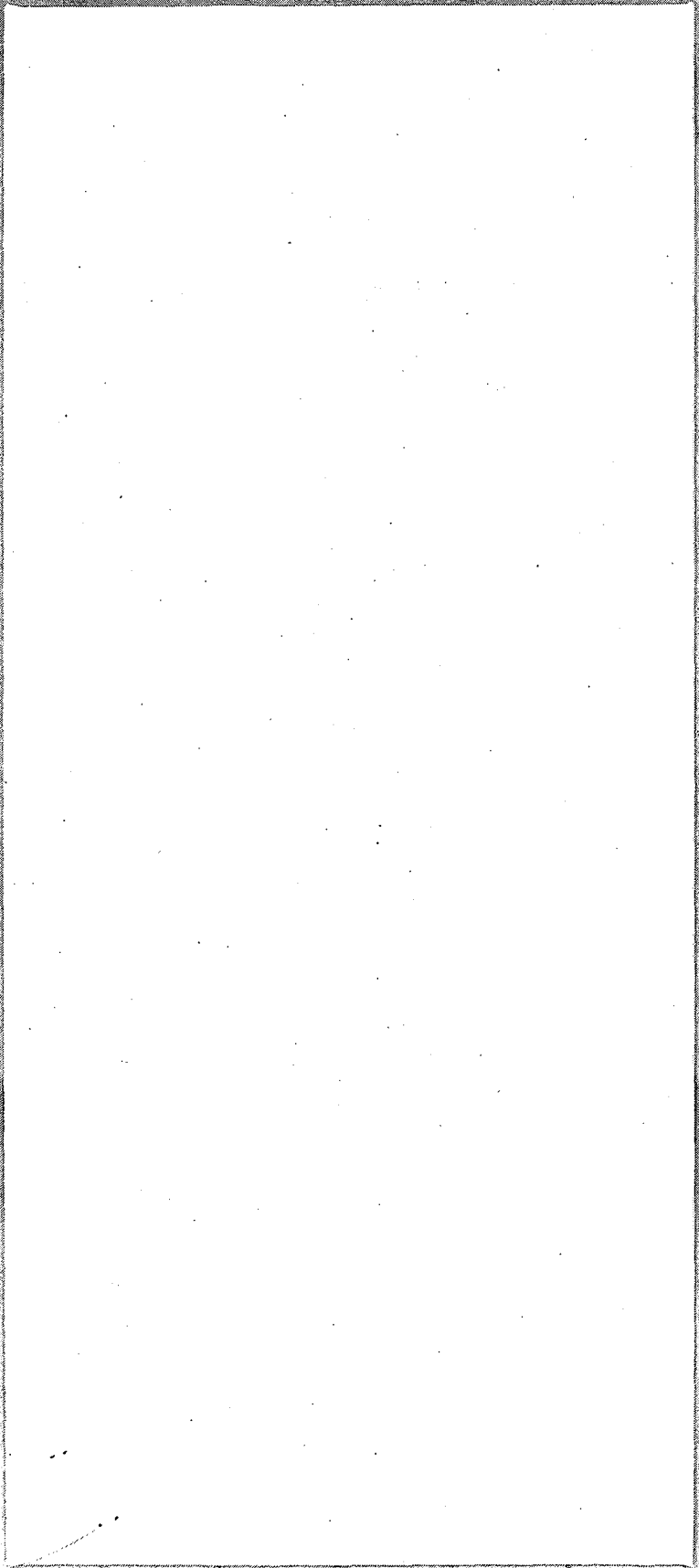
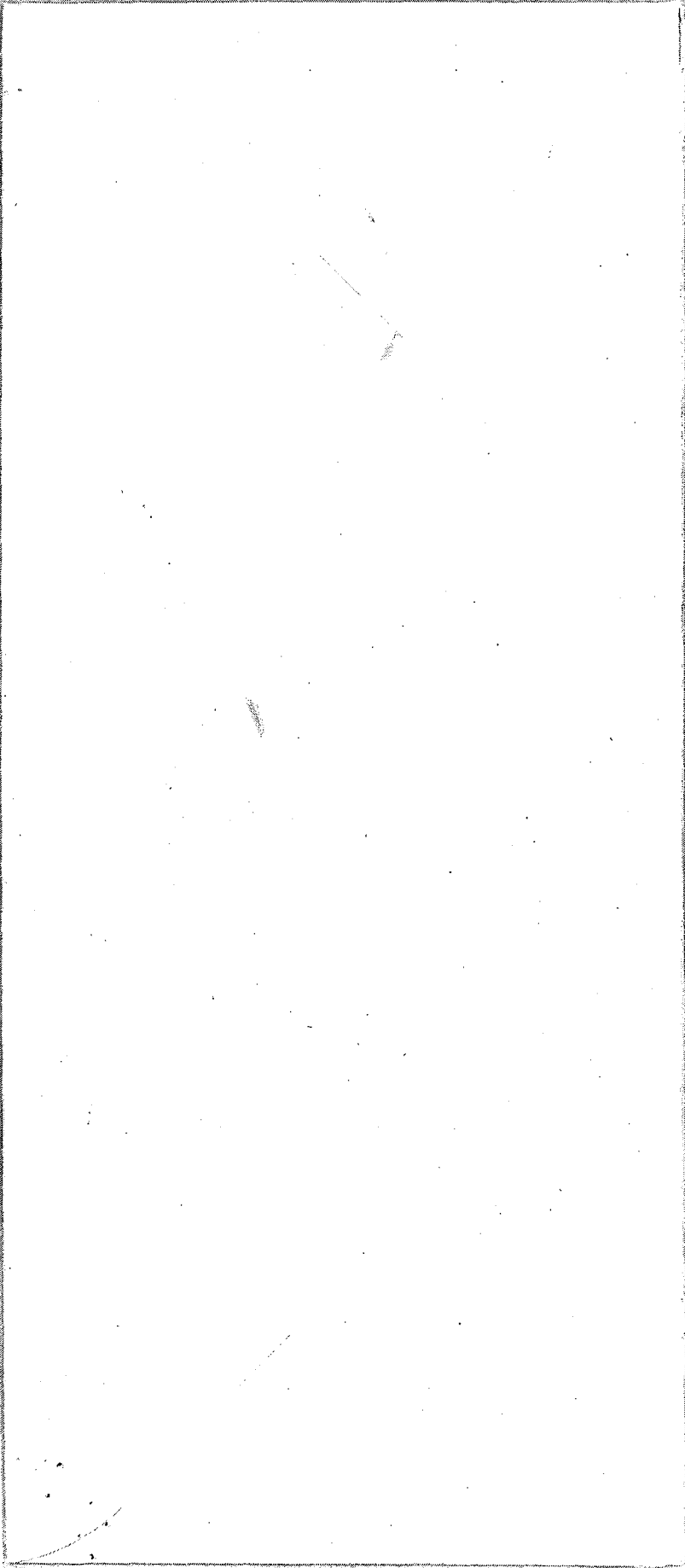


EXHIBIT 4



**Business Filings Division
Statement of Information
Limited Liability Company**

Office Use Only

SAN DIEGO, CA 92120-3012



Control Number: 3B-24123
CA LLC Number: [REDACTED]
Remit Payment: \$239.00
Due Date: July 15, 2009
(Remit Immediately)

Avoid Penalties, Fines and Suspension

Remit Immediately!

Every Domestic and Registered Foreign Limited Liability Company shall file or cause to be filed a Statement of Information with the California Secretary of State, within 90 days after filing of its original Articles of Organization or Application of Registration, and biennially thereafter during the applicable filing period. The appropriate filing period for a Limited Liability Company is the Calendar month during which its original Articles of Organization or Application of Registration were filed and then immediately preceding five Calendar months. A Limited Liability Company is required to file their Statement of Information even though it may not be actively engaged in business at the time their Statement is due. Changes to information contained in a previously filed Statement can be made by filing a new Statement of Information in its entirety.

Statutory filing provisions are found in California Corporations Code Section 17060, unless otherwise indicated. Failure to file the Statement of Information by the **DUE DATE** will result in the assessment of a **\$250.00** penalty which will be assessed by the California Franchise Tax Board, Corporations Code Sec 17651(b) and 17653; Revenue and Taxation Code Section 19141.

Please Print Clearly!

Fill out Form Completely, to Avoid Delays!

LLC Information (Must have CA Address)

Agent Information (P.O. Box not Allowed, Must be CA Address)

Business Address:

Agent Full Name:

City, State & Zip:

Address:

Phone:

Fax:

City & Zip in CA only:

Name and Address of Managers / Members (must name at least one Member / Manager)

Member / Manager Name	Address	City	State	Zip
Member / Manager Name	Address	City	State	Zip
Member / Manager Name	Address	City	State	Zip
Member / Manager Name	Address	City	State	Zip

Business Description:

Failure to comply with the Necessary filing will cause the Entity to be assessed Penalties, Fines and **SUSPENSION**. Should the Entity become **SUSPENDED**, you will **not** have the right to conduct business, your Entity name could be taken, losing your Corporate Existence will have many negative ramifications.

Make Check Payable to: Business Filings Division

CA B&P CODE SEC 17533.6. THIS PRODUCT OR SERVICE HAS NOT BEEN APPROVED OR ENDORSED BY ANY GOVERNMENT AGENCY, AND THIS OFFER IS NOT BEING MADE BY AN AGENCY OF THE GOVERNMENT. The referenced government agency may be contacted at California Secretary of State, P.O. Box 944228 Sacramento, CA 94244. In submitting this form you give Authorization to BFD to sign and file you statement of officers on your behalf.

I, (we) certify that the above is true and correct.

Print Member / Manager Name

Member / Manager Signature

L3b

**Statement of Information
Limited Liability Company**

Every domestic and registered foreign Limited Liability Company shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its Original Articles of Organization or Application of Registration and biennially thereafter during the applicable filing period. The applicable filing period for the Limited Liability Company is the Calendar month during which its original Articles of Organization or Application of Registration were filed and then immediately preceding five calendar months. A Limited Liability Company is required to file their Statement of Information even though it may not be actively engaged in business at the time their Statement is due. Changes to the Statement of Information which was previously filed can be made by filing a new Statement of Information and completed in its entirety.

Statutory filing provisions are found in **California Corporations Code Section 17060**. Should the Limited Liability Company fail to file their Statement of Information by the due date, they will be assessed a penalty in the amount of **\$250.00 (California Corporations Code Sections 17651 (b) and 17653; Revenue & Taxation Code Section 19141)**.

Further failure to file will cause the Limited Liability Company to be **SUSPENDED**, while the Limited Liability Company is under the status of **SUSPENSION**, it loses many benefits;

- Loses its right to conduct business
- Loses the right to Retain the Entity Name, while Suspended anyone can file Articles of Organization and retain your LLC name, you will then have to amend the Limited Liability Company Name
- Leaves LLC Properties Vulnerable
- No right to answer law suit

Above are just a few of the negative issues that will arise for non-filing of your Statement of Information.

How to avoid penalties and Suspension: complete this form and return to the Business Filings Division, this will cause the Limited Liability Company's Statement of Information to be filed with the office of the California Secretary of State pursuant to the California Corporations Code Section 17060. Upon receipt of *completed form, Business Filings Division will cause the Statement of Information to be filed, an Endorsed Certified copy of said filing will be returned to the office of the Limited Liability Company within 21 business days of filing.

Submit Completed form by Due Date: Submit form to Business Filings Division by **DUE DATE** to ensure **NO PENALTIES** will be assessed. Be sure form is *completed in its entirety, failure to submit a *completed form will cause delay in filing. **Returned checks will be charged a \$25.00 return check fee.**

Upon receipt of your payment: Business Filings Division will hand deliver the Statement of Information to the Office of the California Secretary of State in a timely manner along with the State Fees. Upon completion of filing you will receive a Certified, Stamped Endorsed Statement of Information. Please be sure that you retain in your Corporate Records Book for Safe Keeping and easy access.

LLC Information: The Limited Liability Company is formed under the Laws of the State of California and is required to have a physical address pursuant to the **California Corporations Code Section 17057(a)**, complete LLC information with a physical address, please **DO NOT USE P.O. BOX**, or abbreviate the name of the City.

Agent Information: Enter the name of the Agent for Service of Process in California, an Agent is an Individual (manager, member or any other person, whether or not affiliated with the Limited Liability Company) who resides in California designated to accept service of process if the Limited Liability Company is sued. The Agent must agree to accept service of process on behalf of the Limited Liability Company.

Managers / Members Information: Enter the name and complete Business or Residential address of any Manager or Managers, appointed or elected in accordance with the Articles of Organization or Operating Agreement, or if no Manager has been so elected or appointed, the name and business or residential address of each Member. Attach additional pages, if necessary. Please be sure to complete address and not abbreviate City.

Form must be completed in its entirety

*Business Filings Division will not be responsible for any penalties for late filing for an incomplete form.

**PLEASE ENCLOSE FORM
ENCLOSE CHECK OR MONEY ORDER (payable to: BFD)**

EXHIBIT 5

**Statement of Officers
Domestic Stock Statement**

Every domestic and Agricultural Cooperative Corporation shall file a Statement of Information with the California Secretary of State, within 90 days after filing of its Original Articles of Incorporation and annually thereafter during the applicable filing period. The applicable filing period for a Corporation is the Calendar month during which its original Articles of Incorporation were filed and then immediately preceding five calendar mons. A Corporation is required to file their Statement of Information even though it may not be actively engaged in business at the time their Statement is due. Changes to the Statement of Information which was previously filed can be made by filing a new Statement of Information and completed in its entirety.

Statutory filing provisions are found in **California Corporations Code Section 1502** or Food and Agricultural **Code Section 54040**. Should the Corporation fail to file their Statement of Information by the due date, they will be assessed a penalty in the amount of **\$250.00 (California Corporations Code Sections 2204; Revenue and Taxation Code Section 19141)**.

Further failure to file will cause the Corporation to become **SUSPENDED**, while the Corporation is under the status of **SUSPENSION**, it loses many benefits;

Loses its right to conduct business
Loses the right to Retain the Entity Name, while Suspended anyone can file Articles of Incorporation and retain your Corporation name, you will then be forced to change your entity name
No right to answer law suit

Above are just a few of the negative issues that will arise for non-filing of your Statement of Officers.

How to avoid penalties and Suspension; complete this form and return to the Business Filings Division, this will cause the Corporations Statement of Information to be filed with the office of the California Secretary of State pursuant to the California Corporations Code Section 1502. Upon receipt of *completed form, Business Filings Division will cause the Statement of Officers to be filed; an Endorsed Certified copy of said filing will be returned to the office of the Corporation within 21 business days of filing.

Submit Completed form by Due Date; Submit form to Business Filings Division by **DUE DATE** to ensure **NO PENALTIES** will be assessed. Be sure form is *completed in its entirety, failure to submit a *completed form will cause delay in filing. **Returned checks will be charged a \$25.00 return check fee.**

Corporation Information: The Corporation is formed under the Laws of the State of California and is required to submit the Statement of Officers, include the principal Executive office for the Corporation with a physical address, please **DO NOT USE P.O. BOX**, or abbreviate the name of the City.

Agent Information: Enter the name of the Agent for Service of Process in California, an Agent is an Individual (Director, Officer or any other person whether or not affiliated with the Corporation) who resides in California and is designated to accept service of process if the Corporation is sued. The Agent must agree to accept service of process on behalf of the Corporation.

Officer / Director Information: Enter the name and complete Business or Residential address of all the Officers and Directors, the Corporation must have officers (Corporations Code Section 312(a) and at least one Directors (Corporations Code Section 212(a) Attach additional pages, if necessary. Please be sure to complete address and do not abbreviate the City.

Please complete all the requested information, by responding by the Due Date you ensure processing time. Business Filings Division is not a Government Agency. Business Filings Division can not give legal advice, Remit form immediately to avoid fines, penalties and Suspension.

Form must be completed in its entirety

*Business Filings Division will not be responsible for any penalties for late filing for an incomplete form.



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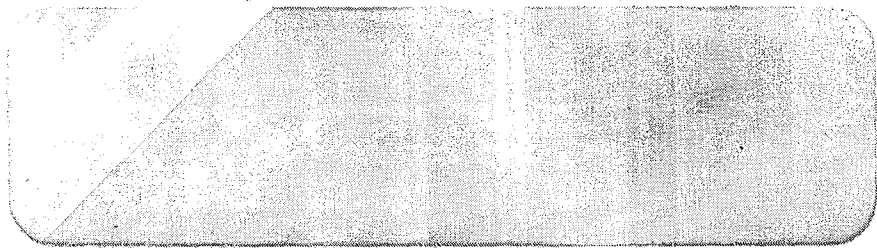
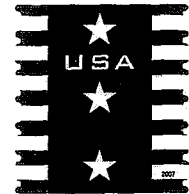
Please Check box if this is a new address

Business Filings Division
Corporation Unit
980 Ninth St. 16th FL
Sacramento , CA 95814-2736



BUSINESS FILINGS DIVISION
980 NINTH ST. 16th FL
SACRAMENTO, CA 95814

BUSINESS MAIL - IMPORTANT NOTICE ENCLOSED
THIS IS NOT A GOVERNMENT DOCUMENT



2009

**PLEASE ENCLOSE FORM
ENCLOSE CHECK OR MONEY ORDER (payable to: BFD)**