

FILED
ENDORSED
70281
04 MAR 11 AM 9:23
SACRAMENTO COURTS
DEPT. #53

1 BILL LOCKYER
Attorney General of the State of California
2 SUZANNE M. AMBROSE
Supervising Deputy Attorney General
3 TIMOTHY M. MUSCAT, State Bar No. 148944
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550

7 Attorneys for Plaintiff
The People of the State of California
8 SA2004600071

9 SUPERIOR COURT OF CALIFORNIA
10 COUNTY OF SACRAMENTO

11
12 **THE PEOPLE OF THE STATE OF CALIFORNIA,**
13 Plaintiff,
14 v.
15 **TRUST INTERNATIONAL; CORINNA W.K.**
16 **CHAN dba TRUST INTERNATIONAL; and DOES**
17 **1 through 10, inclusive,**
18 Defendants.

Case No. 04AS00291
~~[Proposed]~~ TEMPORARY
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE
RE PRELIMINARY
INJUNCTION

19 On March 11, 2004, this Court heard the Ex Parte Application for Temporary
20 Restraining Order and Order to Show Cause Re: Preliminary Injunction filed by Plaintiff, the
21 People of the State of California (hereinafter "State"). On reading the Application, the
22 Memorandum of Points and Authorities and declarations submitted therewith, and the Complaint
23 filed in the above-entitled action, and considering the arguments of counsel and good cause
24 appearing therefor, the Court finds that it is reasonably probable that Plaintiff will prevail on the
25 merits and that the potential harm to the public outweighs the potential harm to defendants, and

26 IT IS ORDERED that defendants Trust International and Corinna W.K. Chan dba Trust
27 International appear in Department 53 of this Court, located at 800 - 9th Street, 3rd Floor,
28 Sacramento, California 95814, on April 12, 2004, at 7:00 p.m., or as

1 soon thereafter as the matter may be heard, then and there to show cause, if any they have, why
2 they and their agents, employees, officers, representatives, successors, partners, assigns, and all
3 persons acting in concert or participating with them, should not be enjoined and restrained
4 pursuant to Business and Professions Code sections 17203 and 22446.5, during the pendency of
5 this action, from:

6 1. Making or disseminating any statement indicating directly or by implication that
7 they engage in the business or act in the capacity of an immigration consultant, or propose to
8 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
9 maintain with the Secretary of State a bond, as described in Business and Professions Code
10 section 22443.1, for the duration of that statement. The prohibited statements include, but are
11 not limited to:

- 12 A. Advertisements, listings, or other statements
- 13 i. in newspapers, magazines, or other periodicals;
 - 14 ii. in print directories of any kind, including "yellow pages";
 - 15 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;
 - 16 iv. on the Internet, whether in on-line "yellow pages" directories or
17 otherwise;
 - 18 v. on broadcast television or radio, or through cable, satellite or other
19 telecommunications media;
 - 20 vi. on business cards, office doors, or storefronts;

21 B. Spoken statements on the telephone or in a message on a telephone
22 answering machine, voice mail, or equivalent; and

23 C. Spoken statements in meetings with clients or potential clients or their
24 representatives.

25 2. Engaging in the business or acting in the capacity of an immigration consultant
26 by giving nonlegal assistance or advice on an immigration matter, unless they obtain and
27 maintain with the Secretary of State a bond, as described in Business and Professions Code
28 section 22443.1. The prohibited activities include, but are not limited to:

- 1 A. Completing a form provided by a federal or state agency;
2 B. Translating a person's answers to questions posed in those forms;
3 C. Securing for a person supporting documents, such as birth certificates, which
4 may be necessary to complete those forms;
5 D. Submitting completed forms on a person's behalf and at their request to the
6 Immigration and Naturalization Service; and
7 E. Making referrals to persons who could undertake legal representation
8 activities for a person in an immigration matter.

9 ~~3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &
10 Prof. Code, § 22440 et seq.); and~~

11 ~~4. Otherwise committing unlawful, unfair and/or fraudulent business acts and
12 practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).~~

13 IT IS FURTHER ORDERED that defendants, at the same hearing on the order to show
14 cause, then and there show cause, if any they have, why they should not be ordered pursuant to
15 Business and Professions Code sections 17203 and 22446.5, to do the following:

16 1. Inform all current clients about this lawsuit and provide them with a copy of the
17 Complaint;

18 2. ~~Disconnect their telephone number listed in the print Yellow Pages,
19 (916) 444-3888, unless Defendants establish to the satisfaction of the Court that they conduct
20 lawful business, unrelated to that of an immigration consultant, using that phone number; and~~

21 3. Place an outgoing message on the answering system, whether answering machine,
22 voice mail, or the equivalent, of each business phone line used by defendants, in English and any
23 other language spoken by any of defendants or their employees in the course of business, that
24 states that defendants do not provide immigration services of any kind. This message shall
25 remain in place on all business phone lines used by defendants unless they obtain and maintain a
26 bond as described in Business and Professions Code section 22443.1. If defendants do not obtain
27 such a bond, and instead cease to offer immigration consultant services, then the message shall
28 remain in place for a period of six months from the date of this Order.

1 IT IS FURTHER ORDERED that, pursuant to Business and Professions Code
2 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
3 injunction, defendants and their agents, employees, officer representatives, successors, partners,
4 assigns, and those acting in concert or participating with them, are enjoined from:

5 1. Making or disseminating any statement indicating directly or by implication that
6 they engage in the business or act in the capacity of an immigration consultant, or propose to
7 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
8 maintain with the Secretary of State a bond, as described in Business and Professions Code
9 section 22443.1, for the duration of that statement. The prohibited statements include, but are
10 not limited to:

- 11 A. Advertisements, listings, or other statements
 - 12 i. in newspapers, magazines, or other periodicals;
 - 13 ii. in print directories of any kind, including "yellow pages";
 - 14 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;
 - 15 iv. on the Internet, whether in on-line "yellow pages" directories or
 - 16 otherwise;
 - 17 v. on broadcast television or radio, or through cable, satellite or other
 - 18 telecommunications media;
 - 19 vi. on business cards, office doors, or storefronts;

20 B. Spoken statements on the telephone or in a message on a telephone
21 answering machine, voice mail, or equivalent; and

22 C. Spoken statements in meetings with clients or potential clients or their
23 representatives.

24 2. Engaging in the business or acting in the capacity of an immigration consultant
25 by giving nonlegal assistance or advice on an immigration matter, unless they obtain and
26 maintain with the Secretary of State a bond, as described in Business and Professions Code
27 section 22443.1. The prohibited activities include, but are not limited to:

- 28 A. Completing a form provided by a federal or state agency;

- 1 B. Translating a person's answers to questions posed in those forms;
2 C. Securing for a person supporting documents, such as birth certificates, which
3 may be necessary to complete those forms;
4 D. Submitting completed forms on a person's behalf and at their request to the
5 Immigration and Naturalization Service; and
6 E. Making referrals to persons who could undertake legal representation
7 activities for a person in an immigration matter.

8 ~~3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &
9 Prof. Code, § 22440 et seq.); and~~

10 ~~4. Otherwise committing unlawful, unfair and/or fraudulent business acts and
11 practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).~~

12 IT IS FURTHER ORDERED that pursuant to Business and Professions Code
13 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
14 injunction, defendants are ordered to:

15 1. Inform all current clients about this lawsuit and provide them with a copy of the
16 Complaint;

17 ~~2. Disconnect their telephone number listed in the print Yellow Pages,
18 (916) 444-3888, unless Defendants establish to the satisfaction of the Court that they conduct
19 lawful business, unrelated to that of an immigration consultant, using that phone number.~~

20 IT IS FURTHER ORDERED that:

21 1. The State shall serve on defendants this temporary restraining order and order to
22 show cause by no later than March 12, 2004;

23 2. Proof of service must be delivered to the court hearing the order to show cause by
24 April 5, 2004;

25 3. Defendants shall file and serve their written return or opposition, if any, not fewer
26 than 14 ~~10~~ days prior to the date of the hearing on the order to show cause;

27 4. The State shall file and serve its reply, if any, not fewer than 5 ~~10~~ days prior
28 to the date of the hearing on the order to show cause;

1 BILL LOCKYER
Attorney General of the State of California
2 SUZANNE M. AMBROSE
Supervising Deputy Attorney General
3 TIMOTHY M. MUSCAT, State Bar No. 148944
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550

FILED
ENDORSED
West
04 MAR 11 AM 9:15
SACRAMENTO COURTS
DEPT. #53

7 Attorneys for Plaintiff
People of the State of California
8 SA2004600069

9 SUPERIOR COURT OF CALIFORNIA
10 COUNTY OF SACRAMENTO

11 **THE PEOPLE OF THE STATE OF CALIFORNIA,**
12
13 Plaintiff,
14
15 v.
16 **GATEWAY EXPRESS aka AA GATEWAY**
17 **EXPRESS; HNAN ALHALLAQ aka HUSSEIN**
18 **ALHALLAQ dba GATEWAY EXPRESS aka AA**
GATEWAY EXPRESS; and DOES 1 through 10,
inclusive,
Defendants.

Case No. 04AS00289
[Proposed] TEMPORARY
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE RE
PRELIMINARY INJUNCTION

19 On March 11, 2004, this Court heard the Ex Parte Application for Temporary
20 Restraining Order and Order to Show Cause Re: Preliminary Injunction filed by Plaintiff, the
21 People of the State of California (hereinafter "State"). On reading the Application, the
22 Memorandum of Points and Authorities and declarations submitted therewith, and the Complaint
23 filed in the above-entitled action, and considering the arguments of counsel and good cause
24 appearing therefor, the Court finds that it is reasonably probable that Plaintiff will prevail on the
25 merits and that the potential harm to the public outweighs the potential harm to defendants, and

26 IT IS ORDERED that defendants Gateway Express aka AA Gateway Express and Hnan
27 Alhallaq aka Hussein Alhallaq dba Gateway Express aka AA Gateway Express appear in
28 Department 53 of this Court, located at 800 NINTH ST, Sacramento,

1 California 95814, on April 12, 2004, at 2:00 ~~pm~~/p.m., or as soon
2 thereafter as the matter may be heard, then and there to show cause, if any they have, why they
3 and their agents, employees, officers, representatives, successors, partners, assigns, and all
4 persons acting in concert or participating with them, should not be enjoined and restrained
5 pursuant to Business and Professions Code sections 17203 and 22446.5, during the pendency of
6 this action, from:

7 1. Making or disseminating any statement indicating directly or by implication that
8 they engage in the business or act in the capacity of an immigration consultant, or propose to
9 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
10 maintain with the Secretary of State a bond, as described in Business and Professions Code
11 section 22443.1, for the duration of that statement. The prohibited statements include, but are
12 not limited to:

- 13 A. Advertisements, listings, or other statements
- 14 i. in newspapers, magazines, or other periodicals;
- 15 ii. in print directories of any kind, including "yellow pages";
- 16 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;
- 17 iv. on the Internet, whether in on-line "yellow pages" directories or
- 18 otherwise;
- 19 v. on broadcast television or radio, or through cable, satellite or other
- 20 telecommunications media;
- 21 vi. on business cards, office doors, or storefronts;
- 22 B. Spoken statements on the telephone or in a message on a telephone
- 23 answering machine, voice mail, or equivalent; and
- 24 C. Spoken statements in meetings with clients or potential clients or their
- 25 representatives.

26 2. Engaging in the business or acting in the capacity of an immigration consultant by
27 giving nonlegal assistance or advice on an immigration matter, unless they obtain and maintain

28 ///

1 with the Secretary of State a bond, as described in Business and Professions Code section
2 22443.1. The prohibited activities include, but are not limited to:

- 3 A. Completing a form provided by a federal or state agency;
- 4 B. Translating a person's answers to questions posed in those forms;
- 5 C. Securing for a person supporting documents, such as birth certificates, which
6 may be necessary to complete those forms;
- 7 D. Submitting completed forms on a person's behalf and at their request to the
8 Immigration and Naturalization Service; and
- 9 E. Making referrals to persons who could undertake legal representation
10 activities for a person in an immigration matter.

11 ~~3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &
12 Prof. Code, § 22440 et seq.), and~~

13 ~~4. Otherwise committing unlawful, unfair and/or fraudulent business acts and
14 practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).~~

15 IT IS FURTHER ORDERED that defendants, at the same hearing on the order to show
16 cause, then and there show cause, if any they have, why they should not be ordered pursuant to
17 Business and Professions Code sections 17203 and 22446.5, to do the following:

- 18 1. Inform all current clients about this lawsuit and provide them with a copy of the
19 Complaint;
- 20 2. ~~Disconnect their telephone number listed in the print Yellow Pages,
21 (916) 446-1830, unless Defendants establish to the satisfaction of the Court that they conduct
22 lawful business, unrelated to that of an immigration consultant, using that phone number, and~~
- 23 3. Place an outgoing message on the answering system, whether answering machine,
24 voice mail, or the equivalent, of each business phone line used by defendants, in English and any
25 other language spoken by any of defendants or their employees in the course of business, that
26 states that defendants do not provide immigration services of any kind. This message shall
27 remain in place on all business phone lines used by defendants unless they obtain and maintain a
28 bond as described in Business and Professions Code section 22443.1. If defendants do not obtain

LOREN E. MCMASTER



1 such a bond, and instead cease to offer immigration consultant services, then the message shall
2 remain in place for a period of six months from the date of this Order.

3 IT IS FURTHER ORDERED that, pursuant to Business and Professions Code
4 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
5 injunction, defendants and their agents, employees, officer representatives, successors, partners,
6 assigns, and those acting in concert or participating with them, are enjoined from:

7 1. Making or disseminating any statement indicating directly or by implication that
8 they engage in the business or act in the capacity of an immigration consultant, or propose to
9 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
10 maintain with the Secretary of State a bond, as described in Business and Professions Code
11 section 22443.1, for the duration of that statement. The prohibited statements include, but are
12 not limited to:

13 A. Advertisements, listings, or other statements

14 i. in newspapers, magazines, or other periodicals;

15 ii. in print directories of any kind, including "yellow pages";

16 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;

17 iv. on the Internet, whether in on-line "yellow pages" directories or
18 otherwise;

19 v. on broadcast television or radio, or through cable, satellite or other
20 telecommunications media;

21 vi. on business cards, office doors, or storefronts;

22 B. Spoken statements on the telephone or in a message on a telephone
23 answering machine, voice mail, or equivalent; and

24 C. Spoken statements in meetings with clients or potential clients or their
25 representatives.

26 2. Engaging in the business or acting in the capacity of an immigration consultant by
27 giving nonlegal assistance or advice on an immigration matter, unless they obtain and maintain

28 ///

1 with the Secretary of State a bond, as described in Business and Professions Code
2 section 22443.1. The prohibited activities include, but are not limited to:

- 3 A. Completing a form provided by a federal or state agency;
4 B. Translating a person's answers to questions posed in those forms;
5 C. Securing for a person supporting documents, such as birth certificates, which
6 may be necessary to complete those forms;
7 D. Submitting completed forms on a person's behalf and at their request to the
8 Immigration and Naturalization Service; and
9 E. Making referrals to persons who could undertake legal representation
10 activities for a person in an immigration matter.

11 ~~3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &~~
12 ~~Prof. Code, § 22440 et seq.); and~~

13 ~~4. Otherwise committing unlawful, unfair and/or fraudulent business acts and~~
14 ~~practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).~~

15 IT IS FURTHER ORDERED that pursuant to Business and Professions Code
16 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
17 injunction, defendants are ordered to:

18 1. Inform all current clients about this lawsuit and provide them with a copy of the
19 Complaint;

20 ~~2. Disconnect their telephone number listed in the print Yellow Pages,~~
21 ~~(916) 446-1830, unless Defendants establish to the satisfaction of the Court that they conduct~~
22 ~~lawful business, unrelated to that of an immigration consultant, using that phone number.~~

23 IT IS FURTHER ORDERED that:

24 1. The State shall serve on defendants this temporary restraining order and order to
25 show cause by no later than MARCH 12, 2004;

26 2. Proof of service must be delivered to the court hearing the order to show cause by
27 APRIL 5, 2004;

28 ///

1 3. Defendants shall file and serve their written return or opposition, if any, not fewer
2 than 14 ~~court~~ days prior to the date of the hearing on the order to show cause;

3 4. The State shall file and serve its reply, if any, not fewer than 5 ~~court~~ days prior
4 to the date of the hearing on the order to show cause;

5 5. In accordance with Code of Civil Procedure section 995.220, subdivision (a), no
6 bond is required of the State;

7 6. This Temporary Restraining Order and Order to Show Cause Re: Preliminary
8 Injunction shall take effect immediately upon issuance;

9 ~~7. The Clerk is ordered to enter this Temporary Restraining Order and Order to~~
10 ~~Show Cause Re: Preliminary Injunction forthwith.~~
NO BOND SHALL BE REQUIRED

11 DATE: MAR 11 2004

~~JUDGE OF THE SUPERIOR COURT~~

LOREN E. McMASTER

10038638.wpd

28

1 BILL LOCKYER
Attorney General of the State of California
2 SUZANNE M. AMBROSE
Supervising Deputy Attorney General
3 TIMOTHY M. MUSCAT, State Bar No. 148944
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550

FILED
ENDORSED

2004 MAR 11 PM 2:44

SACRAMENTO COURTS
DEPT. #54

6
7 Attorneys for Plaintiff
The People of the State of California
8 SA2004600070

9 SUPERIOR COURT OF CALIFORNIA

10 COUNTY OF SACRAMENTO

11
12 **THE PEOPLE OF THE STATE OF CALIFORNIA,**

13 Plaintiff,

14 v.

15 **MANNING & SUTFIN; ELIZABETH SUTFIN**
16 **BLAKEWAY dba MANNING & SUTFIN; and**
DOES 1 through 10, inclusive,

17 Defendants.

Case No. 04AS00290

**[Proposed] TEMPORARY
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE
RE PRELIMINARY
INJUNCTION**

Date: March 11, 2004

Time: 2:00 p.m.

Dept.: 54

Trial Date: None

Action Filed: January 27, 2004

18
19 On March 11, 2004, this Court heard the Ex Parte Application for Temporary Restraining
20 Order and Order to Show Cause Re: Preliminary Injunction filed by Plaintiff, the People of the
21 State of California (hereinafter "State"). On reading the Application, the Memorandum of Points
22 and Authorities and declarations submitted therewith, and the Complaint filed in the above-
23 entitled action, and considering the arguments of counsel and good cause appearing therefor, the
24 Court finds that it is reasonably probable that Plaintiff will prevail on the merits and that the
25 potential harm to the public outweighs the potential harm to defendants, and

26 IT IS ORDERED that defendants Manning & Sutfin and Elizabeth Sutfin Blakeway dba
27 Manning & Sutfin appear in Department 54 of this Court, located at 800 - 9th Street, 3rd Floor,
28 Sacramento, California 95814, on April 15, 2004, at 9:00 a./p.m., or as

1 soon thereafter as the matter may be heard, then and there to show cause, if any they have, why
2 they and their agents, employees, officers, representatives, successors, partners, assigns, and all
3 persons acting in concert or participating with them, should not be enjoined and restrained
4 pursuant to Business and Professions Code sections 17203 and 22446.5, during the pendency of
5 this action, from:

6 1. Making or disseminating any statement indicating directly or by implication that
7 they engage in the business or act in the capacity of an immigration consultant, or propose to
8 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
9 maintain with the Secretary of State a bond, as described in Business and Professions Code
10 section 22443.1, for the duration of that statement. The prohibited statements include, but are
11 not limited to:

re-applying for
se A. ↑

- 12 A. Advertisements, listings, or other statements
 - 13 i. in newspapers, magazines, or other periodicals;
 - 14 ii. in print directories of any kind, including "yellow pages";
 - 15 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;
 - 16 iv. on the Internet, whether in on-line "yellow pages" directories or
 - 17 otherwise;
 - 18 v. on broadcast television or radio, or through cable, satellite or other
 - 19 telecommunications media;
 - 20 vi. on business cards, office doors, or storefronts;
- 21 B. Spoken statements on the telephone or in a message on a telephone
- 22 answering machine, voice mail, or equivalent; and
- 23 C. Spoken statements in meetings with clients or potential clients or their
- 24 representatives.

25 2. Engaging in the business or acting in the capacity of an immigration consultant by
26 giving nonlegal assistance or advice on an immigration matter, unless they obtain and maintain
27 with the Secretary of State a bond, as described in Business and Professions Code section
28 22443.1. The prohibited activities include, but are not limited to:

- 1 A. Completing a form provided by a federal or state agency;
2 B. Translating a person's answers to questions posed in those forms;
3 C. Securing for a person supporting documents, such as birth certificates, which
4 may be necessary to complete those forms;
5 D. Submitting completed forms on a person's behalf and at their request to the
6 Immigration and Naturalization Service; and
7 E. Making referrals to persons who could undertake legal representation
8 activities for a person in an immigration matter.
- 9 3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &
10 Prof. Code, § 22440 et seq.); and
11 4. Otherwise committing unlawful, unfair and/or fraudulent business acts and
12 practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).

13 IT IS FURTHER ORDERED that defendants, at the same hearing on the order to show
14 cause, then and there show cause, if any they have, why they should not be ordered pursuant to
15 Business and Professions Code sections 17203 and 22446.5, to do the following:

- 16 1. Inform all current clients about this lawsuit and provide them with a copy of the
17 Complaint;
- 18 2. Disconnect their current business telephone number, unless Defendants establish
19 to the satisfaction of the Court that they conduct lawful business, unrelated to that of an *SC*
20 immigration consultant, using that phone number; and
- 21 3. Place an outgoing message on the answering system, whether answering machine,
22 voice mail, or the equivalent, of each business phone line used by defendants, in English and any
23 other language spoken by any of defendants or their employees in the course of business, that
24 states that defendants do not provide immigration services of any kind. This message shall
25 remain in place on all business phone lines used by defendants unless they obtain and maintain a
26 bond as described in Business and Professions Code section 22443.1. If defendants do not obtain
27 such a bond, and instead cease to offer immigration consultant services, then the message shall
28 remain in place for a period of six months from the date of this Order.

1 IT IS FURTHER ORDERED that, pursuant to Business and Professions Code
2 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
3 injunction, defendants and their agents, employees, officer representatives, successors, partners,
4 assigns, and those acting in concert or participating with them, are enjoined from:

5 1. Making or disseminating any statement indicating directly or by implication that
6 they engage in the business or act in the capacity of an immigration consultant, or propose to
7 engage in the business or act in the capacity of an immigration consultant, unless they obtain and
8 maintain with the Secretary of State a bond, as described in Business and Professions Code
9 section 22443.1, for the duration of that statement. The prohibited statements include, but are
10 not limited to:

- 11 *Re-apply for*
12 A. *see* Advertisements, listings, or other statements
13 i. in newspapers, magazines, or other periodicals;
14 ii. in print directories of any kind, including "yellow pages";
15 iii. on posters, fliers, mailings, leaflets, pamphlets or other handouts;
16 iv. on the Internet, whether in on-line "yellow pages" directories or
17 otherwise;
18 v. on broadcast television or radio, or through cable, satellite or other
19 telecommunications media;
20 vi. on business cards, office doors, or storefronts;
21 B. Spoken statements on the telephone or in a message on a telephone
22 answering machine, voice mail, or equivalent; and
23 C. Spoken statements in meetings with clients or potential clients or their
24 representatives.

25 2. Engaging in the business or acting in the capacity of an immigration consultant by
26 giving nonlegal assistance or advice on an immigration matter, unless they obtain and maintain
27 with the Secretary of State a bond, as described in Business and Professions Code section
28 22443.1. The prohibited activities include, but are not limited to:

- A. Completing a form provided by a federal or state agency;

- 1 B. Translating a person's answers to questions posed in those forms;
2 C. Securing for a person supporting documents, such as birth certificates, which
3 may be necessary to complete those forms;
4 D. Submitting completed forms on a person's behalf and at their request to the
5 Immigration and Naturalization Service; and
6 E. Making referrals to persons who could undertake legal representation
7 activities for a person in an immigration matter.

8 3. Otherwise violating the provisions of the Immigration Consultants Act (Bus. &
9 Prof. Code, § 22440 et seq.); and

10 4. Otherwise committing unlawful, unfair and/or fraudulent business acts and
11 practices in violation of the Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.).

12 IT IS FURTHER ORDERED that pursuant to Business and Professions Code
13 sections 17203 and 22446.5, until the Court has entered its order on the proposed preliminary
14 injunction, defendants are ordered to:

15 1. Inform all current clients about this lawsuit and provide them with a copy of the
16 Complaint;

17 2. Disconnect their current telephone business number, unless Defendants establish
18 to the satisfaction of the Court that they conduct lawful business, unrelated to that of an
19 immigration consultant, using that phone number. *or*

20 IT IS FURTHER ORDERED that:

21 1. The State shall serve on defendants this temporary restraining order by no later
22 than 5:00 pm 3/12, 2004;

23 2. Proof of service must be delivered to the court hearing the order to show cause by
24 3/15, 2004;

25 3. Defendants shall file and serve their written return or opposition, if any, not fewer
26 than 10 court days ^(4/5/04) prior to the date of the hearing on the order to show cause;

27 4. The State shall file and serve its reply, if any, not fewer than 5 court days prior
28 to the date of the hearing on the order to show cause; ^(4/19/04)

1 5. In accordance with Code of Civil Procedure section 995.220, subdivision (a), no
2 bond is required of the State;

3 6. This Temporary Restraining Order and Order to Show Cause Re: Preliminary
4 Injunction shall take effect immediately upon issuance;

5 7. The Clerk is ordered to enter this Temporary Restraining Order and Order to
6 Show Cause Re: Preliminary Injunction forthwith.

7 DATE: MAR 11 2004

JUDGE SHELLEYANNE W. L. CHANG

JUDGE OF THE SUPERIOR COURT

10 10038707.wpd

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28