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2015 MAY 19 PM 2:17
U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO, FLORIDA

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

FEDERAL TRADE COMMISSION, Plaintiff, **v.** **WV UNIVERSAL MANAGEMENT, LLC,** *et al.*, Defendants.	**Civ. No. 6:12-cv-1618-Orl-22-KRS** **JUDGE ANNE C. CONWAY** **MAGISTRATE KARLA R. SPAULDING**

FINAL MONETARY JUDGMENT AS TO DEFENDANT UNIVERSAL PROCESSING SERVICES OF WISCONSIN, LLC, also d/b/a NEWTEK MERCHANT SOLUTIONS

Plaintiff Federal Trade Commission ("Commission" or "FTC") filed its *First Amended Complaint for Permanent Injunction and Other Equitable Relief* ("Amended Complaint") against Defendant Universal Processing Services of Wisconsin, LLC, also d/b/a Newtek Merchant Solutions ("UPS") for a permanent injunction and other equitable relief pursuant to Sections 13(b) and 19 of the Federal Trade Commission Act, 15 U.S.C. §§ 53(b) and 57b, and the Telemarketing and Consumer Fraud and Abuse Prevention Act, 15 U.S.C. §§ 6101-6108. On November 18, 2014, this Court granted the FTC's Motion for Summary Judgment, finding UPS liable for assisting and facilitating telemarketing violations in violation of Section 310.3(b) of the Telemarketing Sales Rule. (Doc. No. 208.) On February 11, 2015, this Court granted the FTC's Motion for Equitable Monetary Relief, finding UPS and other defendants liable for equitable monetary relief. (Doc. No. 242.)

The Court hereby enters this *Final Monetary Judgment as to Defendant Universal Processing Services of Wisconsin, LLC, also d/b/a Newtek Merchant Solutions* ("Order"). THEREFORE, IT IS ORDERED as follows:

1. Judgment is entered in favor of the Commission against UPS, jointly and severally, in the amount of One Million Seven Hundred Thirty-Four Thousand Nine Hundred and Seventy-Two dollars ($1,734,972.00), as equitable monetary relief.

2. Payment must be made by electronic fund transfer in accordance with instructions previously provided by a representative of the Commission.

3. All money paid to the Commission pursuant to this Order may be deposited into a fund administered by the Commission or its designee to be used for equitable relief, including consumer redress and any attendant expenses for the administration of any redress fund. If a representative of the Commission decides that direct redress to consumers is wholly or partially impracticable or money remains after redress is completed, the Commission may apply any remaining money for such other equitable relief (including consumer information remedies) as it determines to be reasonably related to UPS's practices alleged in the Amended Complaint. Any money not used for such equitable relief is to be deposited to the U.S. Treasury as disgorgement. UPS has no right to challenge any actions the Commission or it representatives may take pursuant to this Subsection.

SO ORDERED, this 19th day of May, 2015.

Anne C Conway

The Honorable Anne C. Conway
United States District Judge
Middle District of Florida