

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

**Federal Trade Commission, and**

**State of Ohio ex rel. Attorney General  
Dave Yost,**

Plaintiffs,

v.

**Educare Centre Services, Inc.**, a New  
Jersey corporation, also dba Credit Card  
Services, Card Services, Credit Card  
Financial Services, Care Net, Tripletel  
Inc., Revit Educ Srvc, L.L. Vision, Care  
Value Services, and Card Value Services,

**Tripletel, Inc.**, a Delaware  
corporation,

**Prolink Vision, S.R.L.**, a  
Dominican Republic limited  
liability company,

**9896988 Canada Inc.**, a  
Canadian company,

**Globex Telecom, Inc.**, a Nevada  
corporation,

**9506276 Canada, Inc.**, dba  
Globex Telecom, Inc., a  
Canadian company,

**Sam Madi**, individually and as  
an owner, officer, member, and/or  
manager of Educare Centre  
Services, Inc.,

**Mohammad Souheil a/k/a  
Mohammed Souheil and Mike  
Souheil**, individually and as an  
owner, officer, member, and/or  
manager of Educare Centre  
Services, Inc., 9896988 Canada,  
Inc., Globex Telecom, Inc.,

EP-19-CV-196-KC

**[PROPOSED]  
STIPULATED ORDER FOR  
PERMANENT INJUNCTION AS TO  
DEFENDANTS MOHAMMAD  
SOUHEIL, PROLINK VISION,  
S.R.L., 9896988 CANADA, INC.,  
GLOBEX TELECOM, INC., AND  
9506276 CANADA, INC.**

1 9506276 Canada, Inc., and  
2 Prolink Vision, S.R.L.,

3 **Wissam Abedel Jalil a/k/a Sam**  
4 **Jalil**, individually and as an  
5 owner, officer, member, and/or  
6 manager of Tripletel, Inc., and  
7 Prolink Vision, S.R.L.,

8 **Charles Kharouf**, individually  
9 and as an owner, officer, member,  
10 and/or manager of Educare  
11 Centre Services, Inc., and  
12 Prolink Vision, S.R.L.,

13 Defendants.

14 Plaintiffs, the Federal Trade Commission (“FTC” or “Commission”) and the State  
15 of Ohio (collectively, “Plaintiffs”) filed their First Amended Complaint for Permanent  
16 Injunction and Other Equitable Relief (ECF No. 81) pursuant to Section 13(b) of the FTC  
17 Act, 15 U.S.C. § 53(b), the Telemarketing and Consumer Fraud and Abuse Prevention  
18 Act (“Telemarketing Act”), 15 U.S.C. §§ 6101-6108, the Ohio Consumer Sales Practices  
19 Act (“CSPA”), O.R.C. 1345.07, and the Ohio Telephone Solicitation Sales Act  
20 (“TSSA”), O.R.C. 4719.01 *et seq.* Plaintiffs and Defendants Mohammad Souheil,  
21 Prolink Vision, S.R.L., 9896988 Canada, Inc., Globex Telecom, Inc., and 9506276  
22 Canada, Inc. (collectively, “Stipulating Defendants”) stipulate to the entry of this  
23 Stipulated Order for Permanent Injunction and Monetary Judgment (“Order”) to resolve  
24 all matters in dispute in this action between them.

25 THEREFORE, IT IS ORDERED as follows:

## 26 **FINDINGS**

27 1. This Court has jurisdiction over this matter.  
28

1 2. The First Amended Complaint charges that the Stipulating Defendants  
2 participated in acts or practices that violated Section 5(a) of the FTC Act, 15 U.S.C.  
3 § 45(a), the Telemarketing Sales Rule (“TSR”), 16 C.F.R. Part 310, the Ohio CSPA,  
4 O.R.C. 1345.01 *et seq.*, and the Ohio TSSA, O.R.C. 4719.01 *et seq.*

5 3. The Stipulating Defendants neither admit nor deny any of the allegations in the  
6 First Amended Complaint, except as specifically stated in this Order. Only for purposes  
7 of this action, the Stipulating Defendants admit the facts necessary to establish  
8 jurisdiction.  
9

10 4. The Stipulating Defendants waive any claim that they may have under the Equal  
11 Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action  
12 through the date of this Order, and agree to bear their own costs and attorney fees.  
13

14 5. In his second report to the Court, submitted on June 3, 2020, the Receiver  
15 concluded that, based on the measures and procedures implemented by the Receiver, the  
16 Globex Defendants and Subsidiaries could operate lawfully.

17 6. The Stipulating Defendants and Plaintiffs waive all rights to appeal or otherwise  
18 challenge or contest the validity of this Order.  
19

## 20 DEFINITIONS

21 For the purpose of this Order, the following definitions shall apply:

22 A. **“Cooperative Voice Service Provider”** means a voice service provider or VoIP  
23 provider that has agreed, in writing, to abide by USTelecom’s Industry Traceback Group  
24 policies and procedures, and is fully cooperative with Traceback Requests.  
25  
26  
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1 B. **“Corporate Defendants”** means Prolink Vision, S.R.L., 9896988 Canada, Inc.,  
2 and the Globex Defendants, and each of their subsidiaries, affiliates, successors, and  
3 assigns.

4 C. **“Debt Relief Product or Service”** means any product, service, plan, or program  
5 represented, expressly or by implication, to renegotiate, settle, or in any way alter the  
6 terms of payment or other terms of the debt or obligation between a consumer and one or  
7 more creditors or debt collectors, including a reduction in the balance, interest rate, or  
8 fees owed by a consumer to a creditor or debt collector.

10 D. **“Defendants”** means Prolink Vision, S.R.L., 9896988 Canada, Inc., Educare  
11 Centre Services, Inc., Tripletel, Inc., Mohammad Souheil, Sam Madi, Charles Kharouf,  
12 Wissam Jalil, Globex Telecom, Inc., and 9506276 Canada, Inc., individually,  
13 collectively, or in any combination.

15 E. **“Document”** is synonymous in meaning and equal in scope to the usage of  
16 “document” and “electronically stored information” in Federal Rule of Civil Procedure  
17 34(a), Fed. R. Civ. P. 34(a), and includes writings, drawings, graphs, charts, photographs,  
18 sound and video recordings, images, Internet sites, web pages, websites, electronic  
19 correspondence, including e-mail and instant messages, contracts, accounting data,  
20 advertisements, FTP Logs, Server Access Logs, books, written or printed records,  
21 handwritten notes, telephone logs, telephone scripts, receipt books, ledgers, personal and  
22 business canceled checks and check registers, bank statements, appointment books,  
23 computer records, customer or sales databases and any other electronically stored  
24 information, including Documents located on remote servers or cloud computing  
25 systems, and other data or data compilations from which information can be obtained  
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1 directly or, if necessary, after translation into a reasonably usable form. A draft or non-  
2 identical copy is a separate Document within the meaning of the term.

3 F. **“Globex Defendants”** means Globex Telecom, Inc. and 9506276 Canada, Inc.

4 G. **“Globex Defendants and Subsidiaries”** means the Globex Defendants, and their  
5 subsidiaries, including InitPro Technologies, Inc. (“InitPro”) and its subsidiaries.

6 H. **“High Risk Customer”** means any (1) Telemarketer, wherever located, or (2)  
7 voice service provider or Voice Over Internet Protocol (“VoIP”) provider not domiciled  
8 in the United States.

9 I. **“International Premium Rate Number”** means any number that is invalid under  
10 the North American Numbering Plan that has an additional interconnection fee, similar to  
11 “900” or “976” numbers in North America, which always incur a recipient-defined  
12 charge in excess of regular call charges.

13 J. **“Outbound Telephone Call”** means a telephone call initiated by a Telemarketer  
14 to induce the purchase of goods or services or to solicit a charitable contribution.

15 K. **“Person”** means any natural person or any entity, corporation, partnership, or  
16 association of persons.

17 L. **“Receiver”** means the receiver appointed in Section XV of this Order and any  
18 deputy receivers that shall be named by the Receiver.

19 M. **“Seller”** means any Person who, in connection with a Telemarketing transaction,  
20 provides, offers to provide, or arranges for others to provide goods or services to a  
21 customer in exchange for consideration.

22 N. **“Shareholders of the Globex Defendants”** means all Persons owning shares of  
23 the Globex Defendants as of December 3, 2019, including 9504591 Canada Inc.,  
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