

**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,**

EP-19-CV-196-KC

**[PROPOSED]
STIPULATED ORDER FOR
PERMANENT INJUNCTION AS TO
DEFENDANTS WISSAM JALIL AND
TRIPLETEL, INC.**

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<p>9506276 Canada, Inc., and Prolink Vision, S.R.L.,</p> <p>Wissam Abedel Jalil a/k/a Sam Jalil, individually and as an owner, officer, member, and/or manager of Tripletel, Inc., and Prolink Vision, S.R.L.,</p> <p>Charles Kharouf, individually and as an owner, officer, member, and/or manager of Educare Centre Services, Inc., and Prolink Vision, S.R.L.,</p> <p style="text-align: center;">Defendants.</p>

Plaintiffs, the Federal Trade Commission (“FTC” or “Commission”) and the State of Ohio, (collectively, “Plaintiffs”) filed its First Amended Complaint for Permanent Injunction and Other Equitable Relief (ECF No. 81) pursuant to Section 13(b) of the FTC Act, 15 U.S.C. § 53(b), the Telemarketing and Consumer Fraud and Abuse Prevention Act (“Telemarketing Act”), 15 U.S.C. §§ 6101-6108, the Ohio Consumer Sales Practices Act (“CSPA”), O.R.C. 1345.07, and the Ohio Telephone Solicitation Sales Act (“TSSA”), O.R.C. 4719.01 *et seq.* Plaintiffs and Defendants Wissam Jalil and Tripletel, Inc. (“Jalil Defendants”) stipulate to the entry of this Stipulated Order for Permanent Injunction and Monetary Judgment (“Order”) to resolve all matters in dispute in this action between them.

THEREFORE, IT IS ORDERED as follows:

FINDINGS

1. This Court has jurisdiction over this matter.
2. The First Amended Complaint charges that the Jalil Defendants participated in acts or practices that violated Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), the



1 Telemarketing Sales Rule (“TSR”), 16 C.F.R. Part 310, the Ohio CSPA, O.R.C. 1345.01
2 *et seq.*, and the Ohio TSSA, O.R.C. 4719.01 *et seq.*

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

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

9 5. The Jalil Defendants and Plaintiffs waive all rights to appeal or otherwise
10 challenge or contest the validity of this Order.

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12 **DEFINITIONS**

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

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15 A. **“Corporate Defendant”** means Tripletel, Inc. and each of its subsidiaries,
16 affiliates, successors, and assigns.

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

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23 C. **“Defendants”** means Prolink Vision, S.R.L., 9896988 Canada, Inc., Educare
24 Centre Services, Inc., Tripletel, Inc., Mohammad Souheil, Sam Madi, Charles Kharouf,
25 Wissam Jalil, Globex Telecom, Inc., and 9506276 Canada, Inc., individually,
26 collectively, or in any combination.
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1 D. **“Document”** is synonymous in meaning and equal in scope to the usage of
2 “document” and “electronically stored information” in Federal Rule of Civil Procedure
3 34(a), Fed. R. Civ. P. 34(a), and includes writings, drawings, graphs, charts, photographs,
4 sound and video recordings, images, Internet sites, web pages, websites, electronic
5 correspondence, including e-mail and instant messages, contracts, accounting data,
6 advertisements, FTP Logs, Server Access Logs, books, written or printed records,
7 handwritten notes, telephone logs, telephone scripts, receipt books, ledgers, personal and
8 business canceled checks and check registers, bank statements, appointment books,
9 computer records, customer or sales databases and any other electronically stored
10 information, including Documents located on remote servers or cloud computing
11 systems, and other data or data compilations from which information can be obtained
12 directly or, if necessary, after translation into a reasonably usable form. A draft or non-
13 identical copy is a separate Document within the meaning of the term
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16 E. **“Person”** means any natural person or any entity, corporation, partnership, or
17 association of persons.

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19 F. **“Receiver”** means the receiver appointed in Section VIII of this Order and any
20 deputy receivers that shall be named by the Receiver.

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

24 H. **“Telemarketer”** means any Person who, in connection with Telemarketing,
25 initiates or receives telephone calls to or from a customer or donor.

1 I. **“Telemarketing”** means any plan, program, or campaign that is conducted to
2 induce the purchase of goods or services or a charitable contribution by use of one or
3 more telephones.

4 **ORDER**

5 **I. DEBT RELIEF PRODUCT OR SERVICE BAN**

6 **IT IS THEREFORE ORDERED** that the Jalil Defendants are permanently
7 restrained and enjoined from advertising, marketing, promoting, or offering for sale, or
8 assisting in the advertising, marketing, promoting, or offering for sale of any Debt Relief
9 Product or Service, including any credit card interest rate reduction service.

10 **II. TELEMARKETING BAN**

11 **IT IS FURTHER ORDERED** that the Jalil Defendants are permanently
12 restrained and enjoined from participating in Telemarketing to the United States, whether
13 directly or through an intermediary.

14 **III. PROHIBITED MISREPRESENTATIONS AND OMISSIONS**

15 **IT IS THEREFORE ORDERED** that the Jalil Defendants and their officers,
16 agents, and employees, and all other Persons in active concert or participation with them,
17 who receive actual notice of this Order by personal service or otherwise, whether acting
18 directly or indirectly, in connection with the advertising, marketing, promoting, or
19 offering for sale of any goods or services, are restrained and enjoined from
20 misrepresenting or assisting others in misrepresenting, expressly or by implication, any
21 material fact, including, but not limited to:

22 A. Misrepresenting, or assisting others in misrepresenting, expressly or by
23 implication, any of the following:
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