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3 A Limited Liability Partnership
4 Including Professional Corporations

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17 UNITED STATES BANKRUPTCY COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 [SAN JOSE DIVISION]

20 In re

Case No. 07-52890

21 THE BILLING RESOURCE, dba
22 INTEGRETTEL, a California corporation,

Chapter 11

23 Debtor.

24 THE BILLING RESOURCE, dba
25 INTEGRETTEL, a California corporation,

Adv. Proc. No. 07-05156

26 Plaintiff,

**ORDER GRANTING MOTION FOR
PRELIMINARY INJUNCTION**

27 v.

28 FEDERAL TRADE COMMISSION, and
DAVID R. CHASE, not individually, but
solely in his capacity as receiver for
Nationwide Connections, Inc., Access One
Communications, Inc., Network One Services,
Inc., 411TXT, Inc., CELL-INFO-USA, INC.,
Enhanced Billing Services, Inc., Toll Free
Connect, Inc., Cripple Creek Holdings, LLC,
Built to Last, LLC, Not Fade Away, LLC, He's
Gone, LLC, The Other One, LLC, Turn on
Your Love Light, LLC, China Cat Sunflower,
LLC, Lazy River Road Holdings, LLC,

Defendant.

1 The Court having previously issued an order to show cause re preliminary injunction in
2 connection with the motion filed by The Billing Resource, dba Integretel ("Integretel") herein,
3 held a hearing thereon on October 17, 2007, considered the pleadings and submissions of counsel
4 for the parties, and issued its Memorandum Decision re Order to Show Cause re Preliminary
5 Injunction on November 2, 2007, which set forth the Court's findings of fact and conclusions of
6 law pertaining hereto, and GOOD CAUSE APPEARING, it is hereby ordered as follows:

7 1. The Federal Trade Commission and its officers, agents, servants, employees and
8 attorneys, and those in active concert or participation with them, are restrained and enjoined
9 through and including March 14, 2008 from pursuing or prosecuting any claims against Integretel
10 in that certain action captioned Federal Trade Commission v. Nationwide Connections, Inc., et al.,
11 Case No. 06-80180-Civ-Ryskamp (the "Florida Action") pending in the United States District
12 Court for the Southern District of Florida (the "Florida Court"). On March 7, 2008 at 1:00 p.m.,
13 the Court will hold a further hearing on whether this preliminary injunction shall remain in effect
14 beyond March 14, 2008. Any supplemental papers in support of continuing the preliminary
15 injunction of the Enforcement Action after March 14, 2008 shall be filed and served by February
16 22, 2008. Any opposition shall be filed by February 29, 2008. Either the Federal Trade
17 Commission or Integretel may request before March 7, 2008 that the preliminary injunction be
18 lifted for good cause based on facts that are not currently before this Court. The injunction issued
19 herein does not affect or restrain the parties from prosecuting and responding to appeals filed by
20 Integretel from orders issued by the Florida Court;

21 2. Integretel's motion in respect of David R. Chase, the Receiver appointed in the
22 Florida Action, is denied without prejudice based upon the October 17, 2007 order of the Eleventh
23 Circuit in *FTC, et al. v. The Billing Resource*, No. 07-14531-E (11th Cir.), that temporarily
24 granted, pending further order of the Eleventh Circuit, Integretel's motion for a stay pending
25 appeal. In the event that the Eleventh Circuit's temporary stay pending appeal is lifted, then any
26 party may request further relief from this Court for good cause shown;

27 3. Integretel's request for authority to unblock the debtor-in-possession account into
28 which it previously deposited \$1,762,762.56 (the "Blocked Account") and use the monies therein

1 is denied without prejudice through December 14, 2007. On December 7, 2007 at 10:00 a.m., the
2 Court will hold a further hearing on whether to unblock the Blocked Account as of December 14,
3 2007. Any supplemental papers in support of unblocking the Blocked Account at that time shall
4 be filed and served by November 27, 2007. Any opposition shall be filed by December 3, 2007.
5 Any party may request that the Blocked Account be unblocked prior to that time for good cause
6 shown based on facts that are not currently before this Court; and

7 4. The Federal Trade Commission's motion for a stay of this preliminary injunction
8 pending its intended appeal of this order, made orally at the hearing hereon on November 2, 2007,
9 is denied.

10 ** END OF ORDER **

11 Approved as to form:

12 WILLIAM BLUMENTHAL
13 General Counsel

14
15 By: /s/ Michael Mora
16 Michael Mora
17 John Andrew Singer
18 Attorneys for the Federal Trade Commission

19
20 DANNING, GILL, DIAMOND & KOLLITZ, LLP

21 By: /s/ Walter K. Oetzell
22 Walter K. Oetzell
23 Attorneys for David R. Chase,
24 As Receiver
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David R. Chase, Receiver

David R. Chase, Receiver for Access One Communications,

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