

- B. Soliciting or accepting compensation to prepare documents for or otherwise represent the interest of another in a judicial or administrative proceeding relating to immigration to the United States; United States citizenship, or related matters.
 - C. Soliciting or accepting compensation to obtain relief on behalf of another from an officer, agency, or employee of this state or the United States.
 - D. Using the phrase "notario" or "notario publico" to advertise the services of a notary public.
 - E. Advertising the services of a notary public in a language other than *English*, by signs, pamphlets, stationery, or other written communication or by radio or television, without posting or otherwise including with the advertisement a notice that complies with Subsection (b) of Chapter 406.017 TEX. GOV'T CODE ANN.
2. That Defendants violated The Texas Deceptive Trade Practices Act ("DTPA") Chapter §17.46, by:
- A. Providing false, misleading or deceptive information in the course of their business as Aplicacion De Oro.
 - B. Representing that their services have sponsorship, approval, characteristics, and benefits which they do not have or that they have sponsorship, approval status, affiliation or connection which they do not have.
 - C. Representing that their agreement confers or involves right, remedies or obligation which it does not have or involve, or which are prohibited by law.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that Defendants HILDA M. ARMENDARIZ and MARCELINO ARMENDARIZ and their agents, servants, employees and representatives and all persons or entities in active concert or participation with Defendants are restrained and enjoined from doing the following acts and engaging in the following practices in the pursuit and conduct of trade or commerce within the State of Texas as follows:

- A. Consulting with, advising, preparing or filing legal documents or forms.

- B. Representing or holding out that Defendants or their employees possess skills, expertise or competence in matters affecting a person's legal immigration status or legal rights.
- C. Advertising, offering for sale, selling or providing immigration services.
- D. Accepting money or valuable consideration for performing immigration services.
- E. Accepting money or valuable consideration from any person seeking assistance to obtain benefit under U. S. Immigration laws.
- F. Advising any person whether or not to file a petition, application or other form to obtain a benefit under U.S. Immigration laws.
- G. Preparing for any person a petition, application or other form to obtain a benefit under U. S. Immigration laws.
- H. Holding themselves out by any means to the public as "notario publico", "immigration specialist", "immigration counselor" or "immigration consultant" and by any title or designation incorporating the word "immigration" or an abbreviation thereof.
- I. Representing directly or by implication that Defendants have the skill, expertise or competence to handle immigration matters.
- J. Representing directly or by implication that Defendants can obtain legal status, a work permit or other benefit under U.S. Immigration laws for a person who purchases their services.

THE COURT FURTHER ORDERED that THE STATE OF TEXAS recover from the Defendants, HILDA M. ARMENDARIZ and MARCELINO ARMENDARIZ , jointly and severally, judgment in the amount of \$292,483.10 as follows:

- A. Restitution to identifiable persons in the amount of \$104,690.63
- B. Reasonable and necessary attorney fees in the amount of \$85,000
- C. Additional attorney fees if appealed to the Texas Court of Appeals in the amount of \$20,000

- D. Additional attorney fees if appealed to the Supreme Court in the amount of \$10,000
- E. Investigative fees in the amount of \$24,750.00
- F. Reasonable and necessary costs and expenses in the amount of \$8,042.47
- G. Civil penalties to and for the State of Texas in the amount of \$40,000. Said civil penalties are awarded to the State of Texas as civil penalties and not as compensation for actual pecuniary loss.

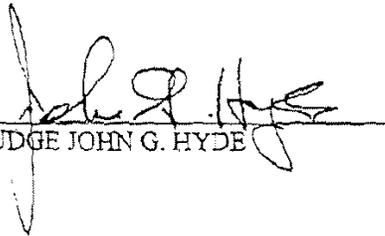
IT IS FURTHER ORDERED that post-judgment interest shall accrue at the legal annual rate of 6.25%.

IT IS FURTHER ORDERED that this judgment is final and disposes of all claims and all parties and is appealable.

IT IS FURTHER ORDERED that Defendants are to pay all court costs.

THE CLERK OF THE COURT is hereby directed to issue a Writ of Permanent Injunction to Defendants and issue Writs of Execution and/or other process necessary to enforce this Final Judgment and Permanent Injunction.

SIGNED this 11th day of August, 2005.


JUDGE JOHN G. HYDE