

CAUSE NO. 366-3542-05

THE STATE OF TEXAS,
Plaintiff,

v.

NAIM HAROON,
AKA N.H. SAKHIA,
DBA SAKHIA & ASSOCIATES,
Defendant.

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IN THE DISTRICT COURT OF

COLLIN COUNTY, TEXAS

366th JUDICIAL DISTRICT

MODIFIED AGREED TEMPORARY INJUNCTION AND ASSET FREEZE

On this the 3 day of November, 2005, the Court considered the Modified Agreed Temporary Injunction and Asset Freeze. After considering the agreement of the parties, the Court enters the following order:

1. The Court **FINDS** that Defendant has violated §§17.46(a) and (b) of the Deceptive Trade Practices-Consumer Protection Act, TEX. BUS. & COM. CODE ANN §17.41 *et. seq.* and further **FINDS** that it appears from the evidence presented unless Defendant is immediately restrained from the acts prohibited below, Defendant will continue to use deception in his solicitation and furnishing of immigration assistance and may well dissipate and secrete his assets and/or flee the jurisdiction of this Court before judgment for restitution can be rendered.
2. The Court further **FINDS** that Defendant's business may have been solely organized for an unlawful purpose and that assets held by Defendant may be proceeds from business activity which is wholly unlawful and, therefore, such assets are subject to an order freezing assets of Defendant.

II. INJUNCTION

3. **IT IS THEREFORE ORDERED** that Defendant Naim Haroon, his officers, agents, servants, spouse, relatives, employers, attorneys and any other persons in active concert or participation with him, including but not limited to, all financial institutions such as Bank of America of Dallas, Texas, holding money in the name and/or for the benefit of the above named Defendants, who receive actual notice of this order by personal service or otherwise, whether acting directly or through any trust, corporation, subsidiary, division, or other devise, shall be restrained from engaging in the following acts or practices:

A. Transferring, spending, hypothecating, concealing, encumbering, withdrawing, removing or allowing the transfer, removal, or withdrawal from any financial institution or from the jurisdiction of this Court any money, stocks, bonds, assets, notes, equipment, funds, accounts receivable, policies of insurance, trust agreements, or other property, real, personal or mixed, wherever situated, belonging to or owned by, in the possession or custody of, standing in the name of, or claimed by Defendant without further order of this court;¹

B. Opening or causing to be opened any safe deposit boxes or storage facilities titled in the name of Defendant, or subject to access or control by Defendant, without providing Plaintiff and the Court prior notice by motion seeking such access.

4. **IT IS FURTHER ORDERED** that Defendant Naim Haroon, his officers, agents, servants, spouse, relatives, employees, attorneys and any other persons in active concert or participation with

¹Except that the following (and only the following) are released from this asset freeze: Bank of America (BOA) account # [REDACTED], home equity # [REDACTED], and \$20,000.00 from frozen BOA account # [REDACTED] with the remainder of said account still frozen. All other assets of Defendant shall remain frozen, including but not limited to all other assets at BOA.

them, who receive actual notice of this order by personal service or otherwise, whether acting directly or through any trust, corporation, subsidiary, division, or other devise, shall be restrained from engaging in the following acts or practices:

A. Transferring, concealing, destroying or removing from the jurisdiction of this Court any books, records, documents, invoices, or other written materials relating to Defendant's business which are in Defendant's possession, custody, or control except in response to further orders or subpoenas in this cause;

B. Transferring, spending, hypothecating, concealing, encumbering, depleting, modifying, dissipating, distributing, or removing from the jurisdiction of this Court any money, stocks, bonds, assets, notes, equipment, funds, accounts receivable, policies of insurance, trust agreements, or other property, real, personal or mixed, wherever situated, belonging to or owned by, in possession of, or claimed by Defendant;

C. Giving, providing, or offering advice and counsel to any person regarding U.S. immigration laws, as well as any rights, privileges, or documents relating thereto, until such time as Defendant either becomes a licensed attorney, or is accredited by the U.S. Board of Immigration Appeals pursuant to 8 C.F.R. § 292;

D. Representing to any person, expressly or by implication, that Defendant can or will represent the interest of another in a judicial or administrative proceeding, including a proceeding relating to immigration to the United States, U.S. citizenship, or any other Immigration related matter (including alien temporary or permanent employment or travel), until Defendant is able to fully comply with the requisites of 8 C.F.R. § 292 by becoming a licensed attorney, a properly supervised law student, or by becoming accredited by the U.S. Board of Immigration Appeals;

E. Selecting or preparing immigration forms, applications, or legal documents of any type to be completed or filed on behalf of persons seeking to establish residency in the U.S. or to legally obtain lawful employment in the United States, until such time as Defendant obtains the certification, license, or other qualifications required for such activity pursuant to 8 C.F.R. § 292;

F. Advising persons, expressly or by implication, of the type of form, application or document needed in any type of proceeding relating to immigration to the U.S., U.S. Citizenship, employment in the U.S., or any other matter relating to the needs of alien residents or non-residents;

G. Giving persons advice and counsel regarding their rights under the immigration laws of the United States or any other sort of legal matter, until such time as Defendant obtains the certification, license, or other qualifications required for such activity pursuant to 8 C.F.R. § 292;

H. Soliciting, collecting, or accepting fees or compensation of any type, for providing any type of immigration or legal services to consumers, until such time as Defendant obtains the accreditation, license, or other qualifications required for such, pursuant to 8 C.F.R. § 292;

I. Stating or implying that Defendant is an attorney licensed to practice law in this State or that Defendant has an attorney on staff to assist him with immigration related matters;

J. Advertising immigration related services of any kind via the Internet, radio, TV, electronic broadcast or print (ie. newspapers, magazines, etc.) until Defendant has met the requisites of 8 C.F.R. § 292;

K. Operating a business or conducting business at 555 Republic Drive #200, Plano, Texas 75074;

5. **IT IS FURTHER ORDERED** that the Defendant advise any financial or brokerage

institution, escrow agent, title company, storage facility, commodity trading company, business entity or person maintaining or having custody or control of any account or other asset of Defendant, which receives actual notice of this Order by personal service or otherwise, to within five (5) business days of the date of service of this Order, provide to counsel for the Plaintiff and the defendant/account holder a statement or letter setting forth:

A. The identification of each account or asset titled in the name, individually or jointly, of Defendant, or held on behalf of, or for the benefit of Defendant;

B. The balance of each such account, or a description and estimated value of such assets, as of the close of business on the day on which this Order is served, and, if the account or other asset has been closed or removed, the date closed or removed, the total funds removed in order to close the account, and the name of the person or entity to whom such account or other assets was remitted; and

C. The identification of any safe deposit box or storage facility that is either titled in the name individually or jointly, of Defendant, or is otherwise subject to access or control by Defendant;

III. DEFINITIONS

6. **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that, as used in this Judgment, the following terms are defined as follows:

A. “Consumer” means an individual, partnership, corporation, or entity of any kind, including this state, or a subdivision or agency of this state who seeks or acquires, by purchase or lease, any goods or services;

- B. "Defendant" means Naim Haroon, and his successors, assigns, officers, agents, subcontractors, servants, present and former employees, corporations and any other persons in active concert or participation with them;
- C. "Person" means an individual, sole proprietorship, firm, partnership, corporation, association, joint venture or other group, or business entity, however organized;
- D. "Solicits" or "solicited" means any type of contact with a person or entity for the purpose of requesting, persuading, or seeking any type of contribution, sponsorship, compensation, or anything of value from said person or entity for any reason whatsoever.

7. The Clerk of the above-entitled Court shall forthwith issue a temporary injunction in conformity with the law and the terms of this Order. This Order shall be effective without the execution and filing of a bond as Plaintiff, State of Texas is exempt from such bond under TEX. BUS. & COM. CODE ANN. §17.47(b).

IV. TRIAL SETTING

8. Final trial by jury in this cause is hereby set for the 23rd day of January, 2006 at 9:00a.m.

SIGNED this 3 day of Nov, 2005 at 8:30'clock, A m.


JUDGE PRESIDING

AGREED AS TO CONTENT AND FORM:

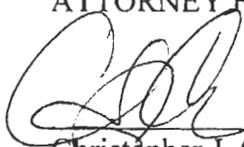


Naim Haroon, Defendant

AGREED AS TO FORM ONLY:



Emily B. Robinson, Assistant Attorney General
SBN# 24046737
ATTORNEY FOR PLAINTIFF STATE OF TEXAS



Christopher J. Cafiero
SBN# 24031784
ATTORNEY FOR DEFENDANT