

including the government's medicaid program to lose their money by deception. Given the likelihood of dissipation of Defendants' assets prior to rendition of a final judgment, the possibility of restitution for consumers will be remote unless an order freezing assets is granted.

1. **IT IS THEREFORE ORDERED** that Defendants, **Iyad Muhammad Abu El Hawa, Martha Denise Gonzales** and **Hossan El Hallak**, their officers, agents, servants, employees, attorneys and any other persons in active concert or participation with them, including but not limited to financial institutions such as **Hibernia Bank, Wells Fargo Bank** and **Sterling Bank** 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 Defendants without further order of this court;

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

2. **IT IS FURTHER ORDERED** that Defendants, **Iyad Muhammad Abu El Hawa,**

Martha Denise Gonzales and **Hossan El Hallak**, their officers, agents, servants, employees, attorneys and any other persons in active concert or participation with them, who receives 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 the business of Defendants currently or hereafter in Defendants' possession, custody or control except in response to further orders or subpoenas in this cause;

B. Planning or participating in any health fairs/vaccine clinics where flu shots are to be given or planning or participating in flu shot/vaccine clinics;

C. Advertising that a drug or substance is flu vaccine when in fact it is not flu vaccine;

D. Buying or selling flu vaccine or any drug or substance purported to be flu vaccine;

E. Administering or purporting to administer flu shots to any persons;

F. Administering any type of medication or substance purporting to be a medication in any manner to any other person or persons; and

G. Misrepresenting the nature, type, brand, amount, quality, or quantity of any type of drug, medication, or substance which can be ingested or injected into the human body.

3. **IT IS FURTHER ORDERED** that the Defendants 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 Defendants, **Iyad Muhammad Abu El Hawa, Martha Denise Gonzales and Hossan El**

Hallak, to within five (5) business days of the date of service of this Order, provide to counsel for the Plaintiff and the defendants/account holder(s) a statement or letter setting forth:

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

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 Defendants, or is otherwise subject to access or control by Defendants;

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

A. “Consumer” and “Person” 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. “Defendants” means **Iyad Muhammad Abu El Hawa, Martha Denise Gonzales** and **Hossan El Hallak**, their successors, assigns, officers, agents, subcontractors, servants, present and former employees, corporations and any other persons in active concert or participation with them, including their assumed names as set forth in the caption of this order;

C. “Drug” or “medication” means articles recognized in the official U.S.

Pharmacopoeia National Formulary, or any supplement to it, articles designed or intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals, articles, other than food, intended to affect the structure of any function of the body of man or other animals, and articles intended for use as a component of any article specified in the Texas Food, Drug & Cosmetic Act, § 431.002;

D. “Advertising” means all representations disseminated in any manner or by any means for the purpose of inducing, or that are likely to induce, directly or indirectly, the purchase of food, drugs, devices, or cosmetics;

5. **IT IS FURTHER ORDERED** that Defendants in this cause be and hereby are commanded forthwith to comply with this Order from the date of entry until and to the fourteenth (14) day after entry or until further order of this Court, whichever is less.

6. The Clerk of the above-entitled Court shall forthwith issue an ex parte temporary restraining order 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).

Hearing on Plaintiff, State of Texas’ Application for an Temporary Injunction is hereby set for the ____ day of _____, 2005 at _____ o’clock, ____ m.

SIGNED this ____ day of _____, 2005 at _____ o’clock, ____ m.

JUDGE PRESIDING