

NO. 2008-21790

STATE OF TEXAS
Plaintiff,

V.

GUILLERMO R. ROBLES,
HERNAN C. TRUJILLO dba
CENTRO DE IDENTIFICACIONES aka
CENTRO DE IDENTIFICACIONES
Defendants

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IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

113th JUDICIAL DISTRICT

EX PARTE TEMPORARY RESTRAINING ORDER

Plaintiff, State of Texas, has filed its Original Verified Petition in this cause seeking a temporary and permanent injunction against Defendants **Guillermo R. Robles and Hernan C.**

Trujillo, and in the same petition has presented its request for an ex parte temporary restraining order. The Court FINDS that Defendants are probably violating § 17.46(a) and (b) of the Deceptive

plaintiff has demonstrated a likelihood of success on the merits of its claim that

Trade Practices-Consumer Protection Act, TEX. BUS. & COM. CODE ANN. § 17.41 et seq. It appears from facts set forth in the Plaintiff's Original Verified Petition and the exhibits and sworn affidavit attached thereto, that unless Defendants are immediately restrained from the acts prohibited below, Defendants will commit such acts before notice can be given and a hearing can be held on the State of Texas' request for a temporary injunction, and Defendants may continue to engage in false, misleading and deceptive acts and practices in the operation of their International Driver's License

(2D)

business, *and/or may conceal or destroy evidence relevant to the trial of this cause.* Such injury would be irreparable because continued violations of the DTPA may well cause many more consumers to lose their money by deception.

(2D)

1. **IT IS ORDERED** that Defendants **Guillermo R. Robles and Hernan C. Trujillo**, their officers, agents, servants, employees, spouses, relatives, attorneys, and any other persons in active

concert or participation with 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 or computer generated materials relating to the business of Defendants in marketing or promoting International Driver's Licenses currently or hereafter in Defendants' possession, custody or control, except in response to further orders or subpoenas in this cause;

B. Representing, expressly or by implication, that Defendants are legally authorized to issue any type of driver's license or permit unless in fact they are so legally authorized;

C. Representing, expressly or by implication, that any governmental body or agency, including the United Nations, sanctions Defendants' goods or services when it does not;

D. Selling, offering, or advertising the sale of any type of driver's permit or license, including, but not limited to International Driver's Licenses, unless Defendants are legally authorized to do so and the permit or license has a bona fide purpose;

E. Representing, expressly or by implication, to any person that possessing an international driver's license or permit gives or allows one the legal right to drive, operate, rent, purchase, or insure a motor⁹ propelled vehicle in the United States or its territories;

F. Representing, expressly or by implication, to any person that possessing an international driver's license or permit gives or allows one the right to obtain legal title or registration of a motor-propelled vehicle in the United States or its territories;

G. Representing, expressly or by implication, to any person that possessing an international

driver's license or permit is sanctioned by the First Amendment to the U.S. Constitution;

H. Representing, expressly or by implication, to any person that an international driver's license or permit has a bona fide purpose in the United States or that it is "100% Legal in the United States" unless ~~defendants have documentary evidence which would convince a reasonable person of the truth of such representation in their possession at the time such representation is made;~~ ^{it is true;}

(21)

I. Representing, expressly or by implication, that Defendants are members of or registered with the Better Business Bureau, unless Defendants are in fact members of the Better Business Bureau;

J. Representing to anyone, expressly or by implication, that a license or permit sold by Defendants can legally serve as a substitute for a driver's license when ^{a customer is} approached by law enforcement officials;

(21)

2. **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, to within five (5) business days of the date of service of a copy of this Order on Defendants, provide to counsel for the Plaintiff and the Defendants a statement or letter setting forth:

(21)

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 FURTHER ORDERED** that Plaintiff shall be granted leave to take telephonic, video, written, and other depositions (with a subpoena duces tecum) of witnesses and parties prior to any scheduled temporary injunction hearing upon reasonable shortened notice to Defendants.*

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. Pursuant to Tex.R.Civ.P. 680, defendants may move to vacate or modify this Order upon giving at least 24 hours' notice to plaintiff's

6. The Clerk of the above-entitled Court shall forthwith issue an ex parte temporary restraining Counsel. 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, exempt from such bond under TEX. BUS. & COM. CODE ANN. § 17.47(b).

7. The temporary injunction hearing in this cause is scheduled for the 21st day of April, 2008, at 10 o'clock, A.m.

Signed on this the 9th day of April, 2008, at 4:45 o'clock, P.m.

Judge Grant Dorfman
129th District Court

Grant Dorfman
JUDGE PRESIDING

and (4)

* The undersigned considers the relief sought in (2) above, to be a request for expedited discovery that, pursuant to internal rules of the Harris County Civil District Courts, must be decided to the trial⁴ court (the 113th).