

restrained from the acts prohibited below, Defendants will continue to use deception in their solicitation of mediation services and may well dissipate and secrete their assets before a judgment for restitution can be rendered. Unless restrained, Defendants will cause more consumers to lose their money through deception causing irreparable injury, loss, or damage.

The Court finds that the requirements of Section 17.47 of the Deceptive Trade Practices Act have been met and renders this Temporary Injunction. The Court further finds that because Defendants' business proceeds may be a result of deceptive business practices, the proceeds from their business activity are subject to the equitable remedy of disgorgement. 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. The following relief is necessary under section 17.47 of the DTPA.

1. **IT IS THEREFORE ORDERED** that Defendants, ADVOCATE FOR THE CONSUMER (MEDIATION) LLC, d/b/a LEGAL ADVOCATE FOR THE CONSUMER and d/b/a A CONSUMER ADVOCATE, CHARLES H. WILLIAMS II, Individually a/k/a CHIP TOWNSEND a/k/a CHARLES ROBERTSON, and GLENDA WILLIAMS and their agents, employees, attorneys and representatives and any other person in active concert or participation with Defendants, including but not limited to all financial institutions of any kind holding money or assets of any kind in the name and/or for the benefit of Defendants who receives actual notice of the injunction by personal service or otherwise, are enjoined from the following acts and practices:

- A. Transferring, concealing, destroying, or removing from the jurisdiction of this Court any books, records, documents, or other written or computer generated 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. 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.¹
- C. Opening or causing to be opened any bank account, 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.
- D. Representing that Defendants operate a mediation business with experienced mediators;
- E. Representing that Defendants have a long history of success in terminating timeshare contracts;
- F. Passing off services as those of another by using false names and faked pictures;

¹ Specific Bank accounts in the name of or controlled by Defendants include, but are not limited to the following:

- G. Causing confusion or misunderstanding as to the approval and associations of Defendants' services, by leading consumers to believe that governmental agencies are involved with or approve of Defendants' practices;
- H. Causing confusion as to the source of services by leading consumers to believe that Defendants work with attorneys to provide services;
- I. Representing that services have characteristics, uses, and benefits that they do not have by representing that Defendants will obtain a refund of consumers' timeshare purchase;
- J. Representing that the contract with Advocate for the Consumer confers rights and remedies that it does not have by representing that the agreement will result in the termination of the consumers' obligations to their timeshare contract;
- K. Falsely representing that refunds will be provided if Defendants are not successful in performing promised services;
- L. Failing to disclose that timeshare companies do not in fact have a history of negotiating contract terminations through Defendants;
- M. Practicing law without a license;
- N. Stating or implying that Defendants are attorneys licensed to practice law in this State or that Defendants have an attorney on staff to assist them with representation of clients;
- O. Representing that any business entity, program, or service affiliated with Defendants can provide mediation services, without truthfully clearly and conspicuously disclosing whether or not the entity, program, or service has any association with or any participation by any lawyers or any law firm;

P. Advertising or selling any good or service without clearly and conspicuously disclosing all the material terms of that good or service prior to accepting any form of payment for that good or service;

Q. Representing that a business entity, program or service which is affiliated with Defendants has benefits which it does not have; and

R. Representing, directly or by implication, that the Consumer Protection Division or the Office of the Attorney General has approved any good or service sold or offered for sale by Defendants, or approved of any of Defendants' business practices.

2. **IT IS FURTHER ORDERED** that any bank, financial institution, person, or other entity holding assets or funds in the name of or for the benefit of any Defendant referenced in this Order, upon receipt of a copy of this Order, shall comply with this Order relating to the freezing of any bank account or asset of any Defendant as referenced in this Order.

3. **IT IS FURTHER ORDERED** that upon request of Plaintiff, any financial institution, business entity, or person maintaining or having control of any account or other asset of Defendants, which receives actual notice of this Order, to within five (5) business days of the date of service of this Order, provide to counsel for the Plaintiff a statement or letter setting forth:

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

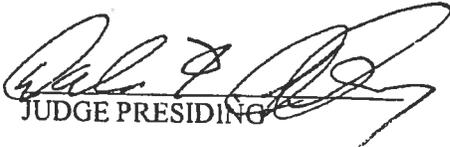
B. The balance of each account, or a description and estimated value of such assets, as the close of business on the day on which the Order is served, and, if the account or other asset has been closed or removed, the date closed or removed, the total funds removed

in order to close the account, and the name of the person or entity to whom such account or other assets was remitted;

- C. The identification of any safe deposit box or storage facility that is either titled in the name of any Defendant or is otherwise subject to access or control by Defendants.
4. IT IS FURTHER ORDERED that this order is effective until further order of this Court.
5. IT IS FURTHER ORDERED that the State is exempt from filing bond and that the Clerk shall, upon request of the Plaintiff, issue a Writ of Injunction pursuant to this Order.
6. IT IS FURTHER ORDERED that this case is set for trial before this Court on

the 13 day of January, 2014 at 8:30 A.m.

Signed this 28 day of May 2013 at 6:29 p.m.


JUDGE PRESIDING