

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 17-60907-CIV-MORENO

FEDERAL TRADE COMMISSION, *et al.*,

Plaintiffs,

v.

JEREMY LEE MARCUS, *et al.*,

Defendants.

---

**UNOPPOSED MOTION FOR ENTRY OF FINAL  
JUDGMENT ON THE PLEADINGS BY CONSENT**

Relief Defendants, JLMJP Pompano, LLC, Halfpay International, LLC, Halfpay NV LLC, and Nantucket Cove of Illinois, LLC (collectively, the “Relief Defendants”), with the concurrence of Plaintiffs Federal Trade Commission and Office of the Attorney General, State of Florida, Department of legal Affairs (collectively “Plaintiffs”), move this Court for an entry of a final judgment on the pleadings as to each of them, in the form of the attached order and for the following good cause shown:

1. The Relief Defendants appeared in this action through counsel and answered Plaintiffs’ First Amended Complaint for Permanent Injunction and Other Equitable Relief [DE No. 127] (the “Complaint”).
2. The Relief Defendants have now determined they no longer desire to defend against this action and consent to the entry of a final judgment on the pleadings against them.
3. The Relief Defendants agree and consent to relinquish all legal and equitable right, title, and interest in and to all of their assets, and further agree and consent to Jonathan E. Perlman (the “Receiver”) continuing as receiver over the Relief Defendants and their assets.

4. The Relief Defendants agree that the Receiver shall have the following rights and obligations with respect to each of the Relief Defendants, in addition to the rights and obligations of the Receiver set forth in the Preliminary Injunction Order [DE 21] and Order Granting Receiver Jonathan E. Perlman's Agreed Verified Motion to Expand Receivership [DE 102]:

(A) To enter upon, gain access to and take possession of the Relief Defendants' business premises and all of the Relief Defendants' assets; to use, operate, manage, control or lease either directly or through agents under contract with or employed by the Receiver; to receive all income and profits from the use, operation, sale, lease or other disposition of the Relief Defendants' Assets; to care for, preserve, protect, secure and maintain the Relief Defendants' Assets and incur the reasonable expenses necessary for such care, preservation and maintenance; and to do all things and to incur the obligations ordinarily incurred by owners, managers and operators of similar businesses and properties, as such Receiver, and no obligations so incurred shall be at the personal risk or constitute a personal obligation of the Receiver, but shall be solely an obligation of the Receivership Estate.

(B) To sell or otherwise dispose of the assets of the Relief Defendants.

(C) To pay, to the extent that funds are available, the current monthly direct expenses of the Relief Defendants, including, without limitation (i) heat, light, water, other utilities, repairs, supplies, rent, wages and salaries, and (ii) ordinary and necessary repairs and maintenance to any of the Relief Defendants' Assets.

(D) To take possession of and receive from any and all banks and/or savings and loan associations any monies and funds on deposit in said banks and/or savings and loan associations in the name of a Relief Defendant(s).

(E) To take possession of all the books and records pertaining to the Relief Defendants, wherever located, as the Receiver deems necessary for the proper administration, management and/or control of the Receivership Estate, and to receive, open, read, and respond to all mail addressed to Relief Defendants.

(F) To negotiate and enter into contracts incident to the operation of the Relief Defendants' business and execute and prepare all other documents and to perform all acts, either in the name of the Relief Defendant(s) or in the Receiver's own name, which are necessary or incidental to preserving, protecting, managing and/or controlling the Relief Defendants' assets.

(G) To employ agents, attorneys, servants, employees, guards, clerks, and accountants, to administer the Relief Defendants' Assets and to collect the existing and future income.

(H) To investigate the manner in which the affairs of the Relief Defendants were conducted and institute such actions and legal proceedings, for the benefit and on behalf of the Relief Defendants, creditors or consumers as the Receiver deems necessary against third parties, including but not limited to, claims seeking imposition of constructive trusts, disgorgement of profits, recovery and/or avoidance of fraudulent transfers (including under Florida Statute § 726.101, *et seq.*), claims in contract, law, tort and equity.

5. The Relief Defendants waive and release any claims they may have against the Plaintiffs, the Receiver, and their agents that relate to this action including, but not limited to, any claim that they may have under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action, and agree to bear their own costs and attorney fees.

6. The Relief Defendants waive all rights to appeal or otherwise challenge or contest the validity of this Order.

7. The Relief Defendants agree that the facts alleged in the Complaint establish all elements necessary to sustain an action by the Plaintiffs pursuant to Section 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A), and this Order will have collateral estoppel effect for such purposes.

The Relief Defendants, therefore, respectfully request the Court enter the attached Order of Final Judgment on the Pleadings by Consent against them.

Dated: November 22, 2017

Respectfully submitted,

By: /s/ Maurice B. VerStandig  
Maurice B. VerStandig  
Florida Bar No. 76723  
The VerStandig Law Firm, LLC  
9812 Falls Road, #114-160  
Potomac, Maryland 20854  
Phone: (301) 444-4600  
mac@mbvesq.com

Counsel for Relief Defendants

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 22<sup>nd</sup> day of November, 2017, I caused a true and correct copy of the foregoing to be electronically filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record either via transmission of Notices of Electronic Filing generated by CM/ECF or in another authorized manner for those counsel or parties authorized to receive electronically Notices of Electronic Filing.

By: /s/ Maurice B. VerStandig  
Maurice B. VerStandig

**Serres, Ellen**

---

**From:** cmecfautosender@flsd.uscourts.gov  
**Sent:** Wednesday, November 22, 2017 5:54 PM  
**To:** flsd\_cmecf\_notice@flsd.uscourts.gov  
**Subject:** Activity in Case 0:17-cv-60907-FAM Federal Trade Commission et al v. Marcus et al  
Motion for Judgment

**This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.**

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

**U.S. District Court**

**Southern District of Florida**

**Notice of Electronic Filing**

The following transaction was entered by VerStandig, Maurice on 11/22/2017 at 5:53 PM EST and filed on 11/22/2017

**Case Name:** Federal Trade Commission et al v. Marcus et al  
**Case Number:** [0:17-cv-60907-FAM](#)  
**Filer:** Halfpay International, LLC  
Halfpay NV LLC  
JLMJP Pompano, LLC  
Nantucket Cove of Illinois, LLC

**Document Number:** [172](#)

**Docket Text:**

**[Unopposed MOTION for Judgment on the Pleadings by Consent by Halfpay International, LLC, Halfpay NV LLC, JLMJP Pompano, LLC, Nantucket Cove of Illinois, LLC. \(Attachments: # \(1\) Text of Proposed Order\)\(VerStandig, Maurice\)](#)**

**0:17-cv-60907-FAM Notice has been electronically mailed to:**

Alain J. Ifrah [jeff@ifrahlaw.com](mailto:jeff@ifrahlaw.com)

Angeleque P. Linville [alinville@ftc.gov](mailto:alinville@ftc.gov)

Barry Seth Turner [bturner@joneswalker.com](mailto:bturner@joneswalker.com), [miamiservice@joneswalker.com](mailto:miamiservice@joneswalker.com),  
[mvelapoldi@joneswalker.com](mailto:mvelapoldi@joneswalker.com)

Edward Robert Shohat [eshohat@joneswalker.com](mailto:eshohat@joneswalker.com), [calvarez@joneswalker.com](mailto:calvarez@joneswalker.com), [dweiner@joneswalker.com](mailto:dweiner@joneswalker.com),  
[jmay@joneswalker.com](mailto:jmay@joneswalker.com)

Gregory Matthew Garno [ggarno@gjb-law.com](mailto:ggarno@gjb-law.com), [gjbecf@gjb-law.com](mailto:gjbecf@gjb-law.com), [scomer@gjb-law.com](mailto:scomer@gjb-law.com)

Mark Wilensky [dubiner\\_wilensky@bellsouth.net](mailto:dubiner_wilensky@bellsouth.net)

Maurice Belmont VerStandig [mac@mbvesq.com](mailto:mac@mbvesq.com), [molly@mbvesq.com](mailto:molly@mbvesq.com)

Rachel Hirsch [rhirsch@ifrahlaw.com](mailto:rhirsch@ifrahlaw.com)

Ronnie Adili [ronnie.adili@myfloridalegal.com](mailto:ronnie.adili@myfloridalegal.com)

Ryann H. Flack [ryann.flack@myfloridalegal.com](mailto:ryann.flack@myfloridalegal.com)

Valerie M. Verduce [yverduce@ftc.gov](mailto:yverduce@ftc.gov)

**0:17-cv-60907-FAM Notice has not been delivered electronically to those listed below and will be provided by other means. For further assistance, please contact our Help Desk at 1-888-318-2260.:**

110 Gloucester ST, LLC  
300 Royal Plaza Drive  
Fort Lauderdale, FL 33301

Cockburn & Associate LLC  
c/o Seth E. Ellis, Registered Agent  
4755 Technology Way #205  
Boca Raton, FL 33431

HP Media, Inc.  
c/o Seth E. Ellis, Registered Agent  
4755 Technology Way, #205  
Boca Raton, FL 33431

Omni Management Partners LLC  
c/o Seth E. Ellis, Registered Agent  
4755 Technology Way, #205  
Boca Raton, FL 33431

Viking Management Services LLC  
1712 Pioneer Ave.  
Suite 115  
Cheyenne, WY 82001

White Light Media LLC  
c/o Incorporation Service, Inc.  
3773 Howard Hughes Pkwy  
Suite 500S  
Las Vegas, NV 89169-6014

Teresa Duda

110 Gloucester St.  
Boca Raton, FL 33487

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1105629215 [Date=11/22/2017] [FileNumber=16995321-0] [8eca7cf5dc24b551605462b1e3d2e2ea716fce6bb525d3d94218e7af059c3f3fe3a44f2092998496aded106e0edab535427e9eae7e05e8c13de4986f65f8a9a]]

**Document description:**Text of Proposed Order

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1105629215 [Date=11/22/2017] [FileNumber=16995321-1] [7e0ff830193d678d61aa89f26df8a401046b153fc21cdc0dab9c343c827fc47fc6d084a2bfff58e714d93623b34fb00220d59b428480ad34d03b900259f8eb]]



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 17-60907-CIV-MORENO

FEDERAL TRADE COMMISSION, *et al.*,

Plaintiffs,

v.

JEREMY LEE MARCUS, *et al.*,

Defendants.

---

**ORDER OF FINAL JUDGMENT ON THE PLEADINGS BY CONSENT AGAINST  
JLMJP POMPANO, LLC, HALFPAY INTERNATIONAL, LLC, HALFPAY NV LLC,  
and NANTUCKET COVE OF ILLINOIS, LLC**

Relief Defendants, JLMJP Pompano, LLC, Halfpay International, LLC, Halfpay NV LLC, and Nantucket Cove of Illinois, LLC (collectively, the “Relief Defendants”), having appeared in this action through counsel, having answered Plaintiffs’ First Amended Complaint for Permanent Injunction and Other Equitable Relief [DE No. 127] (the “Complaint”), and having now determined they will consent to the entry of a final judgment on the pleadings, and for good cause shown:

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** as follows:

1. The Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331, 1337(a) and 1345, and 15 U.S.C. §§ 45(a), 53(b), and 6102(c).
2. This Court has supplemental jurisdiction over the claims of the Office of the Attorney General, State of Florida, Department of Legal Affairs (“State of Florida”) pursuant to 28 U.S.C. § 1367.
3. Judgment on the pleadings is hereby entered against the Relief Defendants in favor of the Plaintiffs on the Complaint.

4. The Relief Defendants relinquish all legal and equitable right, title, and interest in and to all of their assets.

5. Jonathan E. Perlman (the "Receiver") shall continue as Receiver and, in addition to the rights and obligations of the Receiver set forth in the Preliminary Injunction Order [DE 21] and Order Granting Receiver Jonathan E. Perlman's Agreed Verified Motion to Expand Receivership [DE 102], shall have the following rights and obligations with respect to each of the Relief Defendants:

a. To enter upon, gain access to and take possession of the Relief Defendants' business premises and all of the Relief Defendants' assets; to use, operate, manage, control or lease either directly or through agents under contract with or employed by the Receiver; to receive all income and profits from the use, operation, sale, lease or other disposition of the Relief Defendants' Assets; to care for, preserve, protect, secure and maintain the Relief Defendants' Assets and incur the reasonable expenses necessary for such care, preservation and maintenance; and to do all things and to incur the obligations ordinarily incurred by owners, managers and operators of similar businesses and properties, as such Receiver, and no obligations so incurred shall be at the personal risk or constitute a personal obligation of the Receiver, but shall be solely an obligation of the Receivership Estate.

b. To sell or otherwise dispose of the assets of the Relief Defendants.

c. To pay, to the extent that funds are available, the current monthly direct expenses of the Relief Defendants, including, without limitation (i) heat, light, water, other utilities, repairs, supplies, rent, wages and salaries, and (ii) ordinary and necessary repairs and maintenance to any of the Relief Defendants' Assets.

d. To take possession of and receive from any and all banks and/or savings and loan associations any monies and funds on deposit in said banks and/or savings and loan associations in the name of a Relief Defendant(s).

e. To take possession of all the books and records pertaining to the Relief Defendants, wherever located, as the Receiver deems necessary for the proper administration, management and/or control of the Receivership Estate, and to receive, open, read, and respond to all mail addressed to Relief Defendants.

f. To negotiate and enter into contracts incident to the operation of the Relief Defendants' business and execute and prepare all other documents and to perform all acts, either in the name of the Relief Defendant(s) or in the Receiver's own name, which are necessary or incidental to preserving, protecting, managing and/or controlling the Relief Defendants' assets.

g. To employ agents, attorneys, servants, employees, guards, clerks, and accountants, to administer the Relief Defendants' Assets and to collect the existing and future income.

h. To investigate the manner in which the affairs of the Relief Defendants were conducted and institute such actions and legal proceedings, for the benefit and on behalf of the Relief Defendants, creditors or consumers as the Receiver deems necessary against third parties, including but not limited to, claims seeking imposition of constructive trusts, disgorgement of profits, recovery and/or avoidance of fraudulent transfers (including under Florida Statute § 726.101, et seq.), claims in contract, law, tort and equity.

6. The Receiver shall marshal and liquidate the assets of the Relief Defendants and shall transfer the proceeds of those assets to the Federal Trade Commission ("Commission") upon request at the conclusion of the case against the defendants, unless an earlier request is

granted by the Court. All proceeds paid to the Plaintiffs pursuant to this Order (“joint funds”) shall be deposited into a fund administered by the Commission or its designee to be used for equitable relief, including consumer redress, and any attendant expenses for the administration of any redress fund. If a representative of the Commission decides that direct redress to consumers is wholly or partially impracticable or money remains after redress is completed, the Plaintiffs may in their discretion apply any remaining money for such other equitable relief (including consumer information remedies) as they determine to be reasonably related to Defendants’ practices alleged in the Complaint.

7. All joint funds not used for the equitable relief described in Paragraph 6 above shall be divided equally between the Commission and the State of Florida, with half to be deposited to the U.S. Treasury as disgorgement and half to be deposited to the State of Florida Department of Legal Affairs’ Trust Fund, which may be applied as costs and fees.

8. The Relief Defendants have no right to challenge any actions the Plaintiffs or their representatives may take regarding the joint funds.

9. The Relief Defendants waive and release any claims they may have against the Plaintiffs, the Receiver, and their agents that relate to this action including, but not limited to, any claim that they may have under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action, and agree to bear their own costs and attorney fees.

10. The Relief Defendants waive all rights to appeal or otherwise challenge or contest the validity of this Order.

11. The facts alleged in the Complaint establish all elements necessary to sustain an action by the Plaintiffs pursuant to Section 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A), and this Order will have collateral estoppel effect for such purposes.

12. This Court retains jurisdiction over this action for purposes of interpreting, enforcing or modifying this Final Judgment and for the purpose of granting such additional relief that may be necessary and appropriate.

**SO ORDERED on this \_\_\_\_\_ day of \_\_\_\_\_, 2017.**

---

**FEDERICO A. MORENO**  
**UNITED STATES DISTRICT JUDGE**

Copies furnished to:

All counsel of record