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Attorney for Plaintiffs



By: Glenn T. Graham
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[REDACTED]

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
ESSEX COUNTY
DOCKET NO.: ESX-C- 289-12

JEFFREY S. CHIESA, Attorney General of the
State of New Jersey, and ERIC T. KANEFSKY,
Acting Director of the New Jersey Division of
Consumer Affairs

Plaintiffs,

v.

WILLIAM S. LOIRY, d/b/a UNITED STATES
LEADERSHIP FORUM, d/b/a US LEADERSHIP
FORUM, d/b/a NY/NJ RESTORATION
LEADERSHIP and d/b/a ULTIMATE EVENTS,
LLC; JANE AND JOHN DOES 1-20, individually
and as owners, officers, directors, shareholders,
founders, managers, agents, servants, employees,
representatives and/or independent contractors of
WILLIAM S. LOIRY, d/b/a UNITED STATES
LEADERSHIP FORUM, d/b/a US LEADERSHIP
FORUM, d/b/a NY/NJ RESTORATION
LEADERSHIP and d/b/a ULTIMATE EVENTS,
LLC; and XYZ CORPORATIONS 1-20,

Defendants.

Civil Action

VERIFIED COMPLAINT

Plaintiffs Jeffrey S. Chiesa, Attorney General of the State of New Jersey (“Attorney General”), with offices located at 124 Halsey Street, Fifth Floor, Newark, New Jersey, and Eric T. Kanefsky, Acting Director of the New Jersey Division of Consumer Affairs (“Director”), with offices located at 124 Halsey Street, Seventh Floor, Newark, New Jersey, by way of Verified Complaint state:

PRELIMINARY STATEMENT

1. In the aftermath of emergencies and major disasters, such as hurricanes, tropical storms, earthquakes, fires and floods, some businesses and individuals have taken unfair advantage of consumers by offering services to consumers that allegedly will help facilitate the consumer’s ability to return to the quality of life known before such emergency or disaster occurred that they are unable to actually provide. These unscrupulous entities and individuals seek to profit from consumer misfortune and prey upon the desperation of those affected to rebuild and recover from such natural disasters. The defendant, William S. Loiry, is one such individual.

2. At all relevant times, William S. Loiry, d/b/a United States Leadership Forum, d/b/a US Leadership Forum, d/b/a NY/NJ Restoration Leadership and d/b/a Ultimate Events, LLC (“Loiry” or “Defendant”) has engaged in the advertisement and sale of a “Superstorm Sandy Reconstruction Summit” (“Reconstruction Summit”) to consumers in the State of New Jersey (“State” or “New Jersey”) and elsewhere. Defendant has represented that a consumer who participates in the Reconstruction Summit will receive information from top federal, state and local government officials concerning, among other things, continuing governmental relief operations, reconstruction and relief programs, infrastructure reconstruction and financing and

support for small business development. In doing so, Defendant has: (1) operated his business in a manner that implies it is a branch of or associated with a department or agency of the Federal and/or State Government, while such is not the case; (2) unlawfully operated his business under multiple unregistered assumed names; and (3) misrepresented the nature and scope of information that is to be provided at the Reconstruction Summit. Defendant's deceptive conduct constitutes multiple violations of the New Jersey Consumer Fraud Act, N.J.S.A. 56:8-1 et seq. ("CFA").

PARTIES AND JURISDICTION

3. The Attorney General is charged with the responsibility of enforcing the CFA and the regulations promulgated thereunder, including the Advertising Regulations, N.J.A.C. 13:45A-9.1 et seq. The Director is charged with the responsibility of administering the CFA and the regulations promulgated thereunder on behalf of the Attorney General.

4. By this action, the Attorney General and Director (collectively, "Plaintiffs") seek injunctive and other relief for violations of the CFA. Plaintiffs bring this action pursuant to their authority under the CFA, specifically N.J.S.A. 56:8-8, 56:8-11, 56:8-13 and 56:8-19. Venue is proper in Essex County, pursuant to Rule 4:3-2, because it is the county in which Plaintiffs are located.

5. Defendant Loiry is an individual residing at 2113 Fox Run, Lynn Haven, Florida 32444 and maintains a mailing address of 174 Water Color Way #262, Santa Rosa Beach, Florida 32459. According to his website, Defendant Loiry purports to have extensive experience in domestic and international reconstructions and development. Among other representations, Loiry claims on his website that: (a) he was extensively engaged in the 2009 efforts to prevent

and mitigate the expansion of the H1N1 virus; (b) following Hurricanes Katrina and Rita in 2005...organized four major conferences on the reconstruction of Louisiana, Mississippi and Texas; (c) has been involved in post-tornado relief in Florida and Georgia; and (d) worked to protect the Gulf Coast and its people by advocating non-toxic dispersants to combat the BP oil spill.

6. United States Leadership Forum, US Leadership Forum, NY/NJ Restoration Leadership and Ultimate Events, LLC are assumed names used by Defendant while conducting business within the State. None of these names are legally formed entities registered to conduct business in New Jersey.

7. Upon information and belief Ultimate Events, LLC was a Nevada limited liability company whose status as such was revoked on or about December 31, 2010, for failing to file its initial list of managers with the Nevada Secretary of State.

8. Jane and John Does 1 through 20 are fictitious individuals meant to represent the owners, officers, directors, shareholders, founders, managers, agents, servants, employees, and/or representatives of Loiry who have been involved in the conduct that gives rise to this Complaint, but are heretofore unknown to Plaintiffs. As these defendants are identified, Plaintiffs shall amend the Complaint to include them.

9. XYZ Corporations 1 through 20 are fictitious corporations meant to represent any additional corporations who have been involved in the conduct that gives rise to this Complaint, but are heretofore unknown to Plaintiffs. As these defendants are identified, Plaintiffs shall amend the Complaint to include them.

GENERAL ALLEGATIONS COMMON TO ALL COUNTS:

10. In late October 2012, Hurricane Sandy (“Sandy”) was approaching New Jersey.
11. Hurricanes and tropical storms have the potential to cause severe weather conditions, including heavy rains, high winds, main stream and river flooding, and progressing runoff that may threaten homes and other structures, and endanger lives in the State.
12. On October 27, 2012, at approximately 11:30 a.m., due to the approach of Sandy, Governor Chris Christie (“Governor Christie”) issued Executive Order No. 104, which immediately declared a State of Emergency in New Jersey.
13. Upon information and belief, on October 28, 2012, President Barack Obama signed an emergency disaster declaration for New Jersey.
14. Upon information and belief, Governor Christie ordered the evacuation of all New Jersey barrier islands by 4:00 p.m. on October 28, 2012.
15. Upon information and belief, on October 29, 2012, Sandy made landfall in New Jersey. At that time, Sandy had been categorized as a tropical storm, and resulted in severe weather conditions of an unprecedented magnitude, including enormous storm surges, devastating winds and widespread flooding throughout the State.
16. Upon information and belief, while moving ashore at Atlantic City, Sandy brought winds in excess of 80 miles per hour, and heavy rainfall that reached almost 12 inches.
17. Sandy resulted in severe wind and water damage, among other things, to the New Jersey shoreline, homes and businesses.

18. Sandy produced winds that toppled trees and downed power lines throughout New Jersey, causing widespread power outages that affected at least 2.4 million households and countless businesses.

19. In several municipalities, particularly those along the New Jersey coast, residents were forced to evacuate their homes which, in many instances, were completely destroyed.

20. Upon information and belief, at least thirty-eight (38) New Jersey residents have died as a result of Sandy.

21. Upon information and belief, as of the filing of this Complaint, many New Jersey residents whose homes and lives were devastated by Sandy are still suffering from the effects of this storm. More than one month after the storm, such individuals are desperately seeking information and the means to rebuild and recover.

22. Upon information and belief, countless local, state and federal government agencies have expended significant resources to facilitate the transmittal of information and the resources needed to help those affected by Sandy return their lives to what they were prior to Sandy.

A. Defendant's Websites

23. Since at least October 29, 2012, the same day that Sandy made landfall in New Jersey, Defendant has advertised, offered for sale and/or sold merchandise to consumers in this State and elsewhere, specifically the Reconstruction Summit.

24. On October 29, 2012, in furtherance of the advertising and sale of the Reconstruction Summit, Defendant created and registered a website located at <http://www.sandyreconstruction.org> ("Sandy Reconstruction Website").

25. As of at least December 4, 2012, the Sandy Reconstruction Website featured the Seal of the President of the United States (“Seal”) on its front page. Under the Seal, the Sandy Reconstruction Website stated: “‘WE ARE GOING TO BE HERE UNTIL THE REBUILDING IS COMPLETE.’ – PRESIDENT BARACK OBAMA, NOVEMBER 15, 2012.”

26. Among other things, the Sandy Reconstruction Website states: (a) “Get the latest information at this all-day regional and national conference from top leaders on: Continuing relief operations, including emergency housing assistance; Reconstruction programs and priorities, including new construction for housing, business, roads, and bridges; Infrastructure reconstruction, including energy and water/wastewater; Financing and support for small business development”; (b) “Get the latest information at this all-day regional and national conference from top leaders on: The latest on damage assessments...”; (c) “The Summit will feature local, state, and national government, business, and non-profit decision-makers providing the latest information on relief, restoration, and reconstruction”; (d) and “The Summit will consist of top speakers...and the latest materials on Superstorm Sandy damage assessment and proposed reconstruction programs.”

27. The Sandy Reconstruction Website references that it is copyrighted by the United States Leadership Forum.

28. At all relevant times, Defendant has maintained a website located at <http://www.leadershipforum.us> (“Leadership Forum Website”).

29. The Leadership Forum Website features a picture of the United States Capitol building on its front page. On the picture of the Capitol building, the Leadership Forum Website

states: “UNITED STATES LEADERSHIP FORUM” and “Bringing leaders together to empower solutions.”

30. Among other things, the Leadership Forum Website states: (a) “We work closely with Congress; federal, state, and local government officials; nonprofit organizations and professional associations; the business community; and the military”; and (b) “First, in an era when Washington leaders are tearing each other apart, leading to gridlock, we literally bring leaders together in a nonconfrontational approach to discuss solutions to our critical problems. We do this through a variety of forums, but our most successful approach is the Roundtable, where leaders can effectively discuss strategies for making our country a better place.”

B. Defendant’s Business Practices Generally

31. At all relevant times, Loiry has identified himself as the Chairman of the Superstorm Sandy Reconstruction Summit and as the Chairman of the United States Leadership Forum. Upon information and belief, Defendant Loiry is the only employee of the United States Leadership Forum.

32. Upon information and belief, shortly after Sandy made landfall in New Jersey, and before the extent of the damage from the storm was known, Defendant, through its United States Leadership Forum e-mail account, sent approximately three hundred thousand (300,000) e-mails to individuals and businesses in the State and elsewhere soliciting donations for the Red Cross and urging recipients to attend the Reconstruction Summit (the “Solicitation E-mail”).

33. In or about November 2012, Defendant sent approximately seventy thousand (70,000) e-mails inviting various government officials to attend the Reconstruction Summit (“Invitation E-mail”).

34. The Invitation E-mail indicates that it was sent from “NY/NJ Restoration Leadership.” Upon information and belief, Defendant Loiry is the only member of NY/NJ Restoration Leadership.

35. Among other things, the Invitation E-mail states: (a) “Get the latest information at this all-day regional and national conference from top leaders on: The latest on damage assessment; Continuing relief operations, including emergency housing assistance; reconstruction programs and priorities, including new construction for housing, businesses, roads, and bridges; Infrastructure reconstruction, including energy and water/wastewater; financing and support for small business development”; and (b) “The Summit will feature local, state, and national government, business, and nonprofit decision-makers providing the latest information on relief, restoration, and reconstruction.”

36. According to both the Solicitation E-mail and the Invitation E-mail, the event was to take place at an undisclosed time on December 17, 2012 in Trenton at an undisclosed location. Neither e-mail identified specifically who any of the speakers would be.

37. At the time the Solicitation E-Mail was sent, no government officials were scheduled to speak at the Reconstruction Summit and no facility in Trenton had been booked to host the Reconstruction Summit.

38. Defendant, through the Invitation E-mail and otherwise, has solicited consumers to register for the Reconstruction Summit through the Sandy Reconstruction Website since at least October 29, 2012.

39. Defendant charges a \$175.00 per person registration fee to attend the Reconstruction Summit. This charge does not apply to government officials, news media and small businesses affected by Sandy.

40. To date, Defendant has collected the registration fee from approximately thirty (30) consumers.

41. Upon information and belief, Defendant charges one thousand dollars (\$1,000.00) to ten thousand dollars (\$10,000.00) for corporate entities to sponsor the Reconstruction Summit.

42. To date, Defendant has collected one thousand dollars (\$1,000.00) from two separate entities sponsoring the Reconstruction Summit.

43. Upon information and belief, all fees collected by Defendant are collected using the assumed name Ultimate Events, LLC.

C. The Division's Request For Information

44. On November 30, 2012, the New Jersey Division of Consumer Affairs ("Division") requested information from Defendant including, among other things, the names and qualifications of the speakers, the schedule of speakers and other activities, the names and business addresses of the exhibitors, the location of the Reconstruction Summit and Defendant's use of the Presidential Seal on the Sandy Reconstruction Website. The Division also requested that Defendant Loiry attend a meeting at Division offices on December 4, 2012 to answer the Division's questions regarding the event.

45. On or about December 3, 2012, Defendant produced the agenda for the Reconstruction Summit ("Agenda").

46. According to the Agenda, no Federal, State or New Jersey local Government officials have been confirmed to attend the Reconstruction Summit.

47. Upon information and belief, no State official will be attending the Reconstruction Summit.

48. The Agenda indicates that five (5) speakers are confirmed to present at the Reconstruction Summit, namely: (a) Jerry DeFrancisco, President, Humanitarian Services; (b) Mathieu Nelessen, CEO, North N.J. Region American Red Cross; (c) Billy Nungesser, President Plaquemines Parish, Louisiana; (d) Professor Ed Blakely, Member New York State Response Committee; and (e) Marc S. Roy, JD, LL.M.

49. Upon information and belief, Professor Ed Blakely is not a member of the New York State Response Committee.

50. On December 6, 2012, the Division attempted to confirm whether each of the confirmed speakers will be attending the Reconstruction Summit.

51. On that date, the Division discovered that Billy Nungesser will not be attending the Reconstruction Summit. The Division confirmed that Marc S. Roy and Mathieu Nelessen will be attending the Reconstruction Summit.

52. On December 4, 2012, hours before Loiry attended the scheduled meeting with the Division, Loiry entered into a rental agreement with the Trenton Downtown Marriot, 1 West Lafayette Street, Trenton, New Jersey 08608 ("Trenton Marriot") to host the Reconstruction Summit. Loiry entered into the agreement on behalf of US Leadership Forum.

53. The Reconstruction Summit is currently scheduled for December 17, 2012 at the Trenton Marriot.

D. Defendant's Solvency

54. Upon information and belief, Defendant Loiry filed for Chapter 7 personal bankruptcy on September 2, 2011. The bankruptcy action is currently pending.

55. Upon information and belief, there are approximately twenty (20) outstanding judgments against Loiry.

56. Upon information and belief, the United States Bankruptcy Trustee has filed a Complaint opposing Loiry's bankruptcy filing on grounds that, among other things: Loiry failed to: (a) list all of the names he has used in the last eight (8) years, including Ultimate Events, LLC; (b) identify a bank account in the name of Loiry and Ultimate Events, LLC; and (c) accurately state his annualized monthly income.

COUNT I

**VIOLATION OF THE CFA BY LOIRY
(USING AN UNREGISTERED ASSUMED NAME)**

57. Plaintiffs repeat and reallege the allegations contained in paragraphs 1 through 56 above as if set forth more fully herein.

58. N.J.S.A. 56:1-2 prohibits a person conducting business under an assumed name that is not registered, and provides, in pertinent part:

No person shall conduct or transact business under any assumed name, or under any designation, name or style, corporate or otherwise, other than the name or names of the individual or individuals conducting or transacting such business, unless such person shall file a certificate in the office of the clerk of the county or counties in which such person conducts or transacts, or intends to transact, such business, together with a duplicate thereof for filing in the office of the Secretary of State, as provided in section 56:1-3 of this Title.

59. In advance of the December 4, 2012 meeting with the Division, Loiry: booked a location to host the Reconstruction Summit; removed the Presidential Seal from the Sandy Reconstruction Website; and removed the reference to NY/NJ Restoration Leadership from the Invitation E-mail

60. Pursuant to N.J.S.A. 56:1-5, corporations are exempted from the requirements of N.J.S.A. 56:1-2.

61. Loiry has conducted business under an assumed name that he has not registered in the State as a business entity or trade name, specifically United States Leadership Forum, US Leadership Forum and NY/NJ Restoration Leadership.

62. Loiry is not a corporation and is not exempt from the requirements of N.J.S.A. 56:1-2.

63. The use by Loiry of an unregistered assumed business name constitutes an unconscionable commercial practice in violation of the CFA, N.J.S.A. 56:8-2.

COUNT II

VIOLATION OF THE CFA BY DEFENDANT (SIMULATING A GOVERNMENT AGENCY)

64. Plaintiffs repeat and reallege the allegations contained in paragraphs 1 through 63 above as if set forth more fully herein.

65. The CFA prohibits an operation simulating a government agency, as follows:

It shall be an unlawful practice for any person to operate under a name or in a manner which wrongfully implies that such person is a branch of or associated with any department or agency of the Federal Government or of this State or any of its political subdivisions, or use any seal, insignia, envelope, or other format which simulates that of any governmental department or agency.

[N.J.S.A. 56:8-2.1.]

66. Upon information and believe, Loiry is not affiliated with any department or agency of the Federal, State or local State government.

67. Until at least December 4, 2012, the Sandy Reconstruction Website featured the Seal of the President of the United States, thus wrongfully implying that Defendant is associated with the United States Government, when such is not the case.

68. The statements and images contained within the Sandy Reconstruction Website, the Leadership Forum Website and the Invitation E-mail wrongfully imply that Defendant is associated with Federal, State and local agencies and/or departments, when such is not the case.

69. Each instance where Defendants simulated a government agency constitutes a separate violation of the CFA, N.J.S.A. 56:8-2 and N.J.S.A. 56:8-2.1.

COUNT III

VIOLATION OF THE CFA BY DEFENDANT (FALSE PROMISES OR MISREPRESENTATIONS)

70. Plaintiffs repeat and reallege the allegations contained in paragraphs 1 through 69 as if more fully set forth herein.

71. The CFA prohibits:

The act, use or employment by any person of any unconscionable commercial practice, deception, fraud, false pretense, false promise, misrepresentation, or the knowing concealment, suppression, or omission of any material fact with intent that others rely upon such concealment, suppression or omission, in connection with the sale or advertisement of any merchandise or real estate, or with the subsequent performance of such person as aforesaid, whether or not any person has in fact been misled, deceived or damaged thereby...

[N.J.S.A. 56:8-2.]

72. In the operation of its business, Defendant has engaged in the use of false promises and/or misrepresentations of material fact while advertising, offering for sale and/or selling the Reconstruction Summit.

73. Defendant's conduct in violation of the CFA includes, but is not limited to, the following false promises and/or misrepresentations:

- a. Representing to consumers that top Federal, State and local government officials will attend the Reconstruction Summit, when such is not the case; and
- b. Representing to consumers that they will receive the latest information from Federal, State and local government officials on the following topics, when such is not the case:
 - i. Sandy relief operations, including emergency housing assistance;
 - ii. Post-Sandy reconstruction programs and priorities;
 - iii. Post-Sandy infrastructure reconstructure; and
 - iv. Post-Sandy damage assessment.

74. Each false promise, misrepresentation and/or knowing omission of material fact by Defendant constitutes a separate violation of the CFA, N.J.S.A. 56:8-2.

COUNT IV

VIOLATION OF THE ADVERTISING REGULATIONS BY DEFENDANT

75. Plaintiffs repeat and reallege the allegations contained in paragraphs 1 through 74 above as if more fully set forth herein.

76. The Advertising Regulations, N.J.A.C. 13:45A-9.1 et seq., address, among other issues, general advertising practices.

77. Specifically, the Advertising Regulations governing general advertising practices

provide, in relevant part:

- (a) Without limiting the application of N.J.S.A. 56:8-1 et seq., the following practices shall be unlawful with respect to all advertisements:

9. The making of false or misleading representations of facts concerning the reasons for, existence or amounts of price reductions, the nature of an offering or the quantity of advertised merchandise available for sale.

[N.J.A.C. 13:45A-9.2(a)9.]

78. Defendants violated the Advertising Regulations by engaging in certain conduct including, but not limited to:

- a. Use of the name “United States Leadership Forum” which is easily confused with being associated with the United States Government;
- b. Use of the name “NY/NJ Restoration Leadership” which is easily confused with being associated with the New Jersey and/or New York State Governments;
- c. Use of the “.us” suffix in the website address of the Leadership Forum Website which is easily confused with being associated with the United States Government;
- d. Inclusion of a picture of the United States Capitol Building on the front page of the Leadership Forum Website; and
- e. Inclusion of the Seal of the President of the United States on the Sandy Reconstruction Website.

79. Defendant’s conduct constitutes multiple violations of N.J.A.C. 13:45A-9.2(a)9, each of which constitutes a per se violation of the CFA.

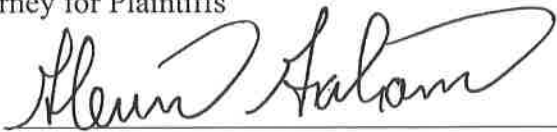
PRAYER FOR RELIEF

WHEREFORE, based upon the foregoing allegations, Plaintiffs respectfully request that the Court enter judgment against Defendant:

- (a) Finding that the acts of Defendant constitute multiple violations of the CFA, N.J.S.A. 56:8-1 et seq.;
- (b) Permanently enjoining Defendant, along with its agents, employees, representatives, independent contractors, corporations, subsidiaries, affiliates, successors, assigns and all other persons or entities directly under his control, from engaging in, continuing to engage in, or doing any acts or practices in violation of the CFA;
- (c) Permanently enjoining Defendant and its owners, officers, directors, shareholders, members, founders, managers, agents, servants, employees, representatives, independent contractors and all other persons or entities directly under their control, from engaging in the activity that is the subject of Plaintiffs' request for temporary and preliminary injunctive relief, as set forth in the accompanying Order to Show Cause with Temporary Restraints Pursuant to Rule 4:52;
- (d) Declaring that any agreement entered into between Defendant and consumers for the Reconstruction Summit be declared null and void, thus entitling consumers to recovery of any monies paid thereunder;
- (e) Ordering Defendant to arrange for the shut down of the Sandy Reconstruction Website;
- (f) Enjoining Defendant from collecting, directly or indirectly, any monies from consumers in connection with the Reconstruction Summit;
- (g) Enjoining Defendant from operating in a manner or using an assumed name which wrongfully implies he is associated with any governmental entity, including United States Leadership Forum, US Leadership Forum and NY/NJ Restoration leadership;
- (h) Directing Defendant to restore to any affected person, whether or not named in this Complaint, any money or real or personal property acquired by means of any practice alleged herein to be unlawful and found to be unlawful, as authorized by the CFA, N.J.S.A. 56:8-8;
- (i) Directing Defendant to pay the maximum statutory civil penalties for each violation of the CFA, in accordance with N.J.S.A. 56:8-13;

- (j) Directing Defendant to pay costs and fees, including attorneys' fees, for the use of the State, as authorized by the CFA, N.J.S.A. 56:8-11 and N.J.S.A. 56:8-19; and
- (k) Granting such other relief as the interests of justice may require.

JEFFREY S. CHIESA
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiffs

By: 

Glenn T. Graham
Deputy Attorney General


Dated: December 7, 2012
Newark, New Jersey

RULE 4:5-1 CERTIFICATION

I certify, to the best of my information and belief, that the matter in controversy in this action involving the aforementioned violations of the CFA, is not the subject of any other action pending in any other court of this State.

I further certify, to the best of my information and belief, that the matter in controversy in this action is not the subject of a pending arbitration proceeding in this State, nor is any other action or arbitration proceeding contemplated. I certify that there is no other party who should be joined in this action at this time.

JEFFREY S. CHIESA
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiffs

By: 


Glenn T. Graham
Deputy Attorney General

Dated: December 7, 2012
Newark, New Jersey

RULE 1:38-7(c) CERTIFICATION OF COMPLIANCE

I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).

JEFFREY S. CHIESA
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiffs


By: 
Glenn T. Graham
Deputy Attorney General

Dated: December 7, 2012
Newark, New Jersey

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:25-4, Deputy Attorney General Glenn T. Graham is hereby designated as trial counsel for the Plaintiffs in this action.

JEFFREY S. CHIESA
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiffs

By: 

Glenn T. Graham
Deputy Attorney General

Dated: December 7, 2012
Newark, New Jersey

VERIFICATION

I, Cindy K. Miller, of full age, hereby certify as follows:

1. I am the Deputy Director of the New Jersey Division of Consumer Affairs (“Division”).

2. I have read the foregoing Verified Complaint and on my own personal knowledge and review of documents in possession of the Division, I know that the facts set forth herein are true and they are incorporated in this certification by reference, except for those alleged upon information and belief.

3. I certify that the above statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.



CINDY K. MILLER

Dated: December 7, 2012
Newark, New Jersey