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THIS RELIEF SET FORTH BELOW
IS ORDERED AND FILED

JUN 09 2011

MICHAEL J. HOGAN, P.J.Ch.

By: Lorraine K. Rak
Deputy Attorney General
Chief, Consumer Fraud Prosecution
(973) 877-1280

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION,
BURLINGTON COUNTY
DOCKET NO. C-62-11

PAULA T. DOW, Attorney General of the State of
New Jersey, and THOMAS R. CALCAGNI,
Acting Director of the New Jersey Division of
Consumer Affairs,

Civil Action

Plaintiffs,

v.

TRAVEL DEALS LIMITED LIABILITY
COMPANY, VIP EXECUTIVES, LLC, DARYL
T. TURNER, individually and d/b/a
RESERVATIONS, ROBYN B. BERNSTEIN,
JANE and JOHN DOES 1-10, individually and as
owners, officers, directors, shareholders, founders,
managers, agents, servants, employees,
representatives and/or independent contractors of
TRAVEL DEALS LIMITED LIABILITY
COMPANY, VIP EXECUTIVES, LLC, DARYL
T. TURNER individually and d/b/a
RESERVATIONS, and ROBYN B. BERNSTEIN,
and XYZ CORPORATIONS 1-10,

**AMENDED ORDER TO SHOW
CAUSE WITH TEMPORARY
RESTRAINTS
PURSUANT TO RULE 4:52**

Defendants.

THIS MATTER being brought before the Court by Lorraine K. Rak, Deputy Attorney General, Chief, Consumer Fraud Prosecution Section, for plaintiffs Paula T. Dow, Attorney General of the State of New Jersey, and Thomas R. Calcagni, Acting Director of the New Jersey Division of Consumer Affairs (collectively, "Plaintiffs"), seeking relief by way of temporary restraints pursuant to R. 4:52, based upon facts set forth in the Verified Complaint and supporting Certifications and Brief filed herewith; and it appearing that immediate and irreparable damage will probably result before notice can be given and a hearing held and for good cause shown.

It is on this 7 day of June, 2011 **ORDERED** that defendants Travel Deals Limited Liability Company ("Travel Deals"), VIP Executives, LLC ("VIP Executives"), Daryl T. Turner, individually and d/b/a Reservations ("Turner"), and Robyn B. Bernstein ("Bernstein") (collectively, "Defendants") appear and show cause before the Superior Court, Chancery Division, General Equity Part, Burlington County, Mount Holly, New Jersey at 1:30 o'clock in the after noon or as soon thereafter as counsel can be heard, on the 18 day of July, 2011, why an Order should not be issued preliminarily enjoining and restraining Defendants from:

- A. Engaging in, continuing to engage in, or doing any acts or practices in violation of the New Jersey Consumer Fraud Act, N.J.S.A. 56:8-1 et seq. ("CFA"), and the Regulations Governing General Advertising, N.J.A.C. 13:45A-9.1 et seq. ("Advertising Regulations"), including, but not limited to, the acts and practices alleged in the Verified Complaint;
- B. Engaging in the advertisement, offering for sale and sale of merchandise, specifically vacation travel membership packages ("Vacation Packages"), to consumers within and outside the State of New Jersey ("New Jersey");
- C. Removing, selling, encumbering, transferring or engaging in any act of disposition of any assets of the Defendants including, but not limited to, all deposits or monies paid by consumers for Vacation Packages;

- E. Destroying, concealing, altering, transferring, disposing or removing in any manner, directly or indirectly, any books or records, information stored in computer-maintained form (such as electronic mail) and any other "document," as that term is defined in R. 4:18-1(a), in their possession, subject to their control or available to them, that directly or indirectly relate to the advertisement, offering for sale and/or sale of Vacation Packages;
- F. Failing to make and/or keep any books or records, information stored in computer-maintained form (such as electronic mail) and any other "document," as that term is defined in R. 4:18-1(a) that directly or indirectly relate to the advertisement, offering for sale and/or sale of Vacation Packages; and
- G. Granting such other relief as the Court deems equitable and just.

AND IT IS FURTHER ORDERED that on the return date herein, Defendants appear and show cause why an Order should not be issued:

- A. Appointing a Receiver, at the Defendants' expense, in accordance with N.J.S.A. 56:8-8 and 56:8-9 to assume control over the assets of Defendants, render a full accounting and thereafter sell and/or convey such assets under the direction of the Court in order to restore any person who has suffered damages, whether named in the Verified Complaint or not, as a result of the unlawful acts of Defendants;
- B. Freezing all assets of Defendants in which they hold a legal or equitable interest including, but not limited to, real property, securities, bonds, notes and monies held in any of their bank accounts, money market accounts, certificates of deposit or safe deposit boxes or held in petty cash, and preventing Defendants from removing, selling, encumbering, assigning, transferring or engaging in other acts of disposition of any such assets. Such assets include the following: (1) the property located at 6 North Country Lakes Drive, Marlton, New Jersey 08053; (2) 2007 Bentley VIN SCBCR73W87C043959; (3) all accounts held by or on behalf of Travel Deals, VIP Executives and/or Reservations at Bank of America and Wells Fargo; and (4) all accounts held by Bernstein at The Bank; and
- C. Continuing the temporary injunctive and ancillary relief already ordered by the Court.

AND IT IS FURTHER ORDERED that pending the return date herein, Defendants are temporarily enjoined and restrained from:

- A. Engaging in, continuing to engage in, or doing any acts or practices in violation of the New Jersey Consumer Fraud Act, N.J.S.A. 56:8-1 et seq. ("CFA"), and the

Regulations Governing General Advertising, N.J.A.C. 13:45A-9.1 et seq. ("Advertising Regulations"), including, but not limited to, the acts and practices alleged in the Verified Complaint;

- B. Removing, selling, encumbering, transferring or engaging in any act of disposition of any assets of the Defendants that relate to the subject matter of the Verified Complaint including, but not limited to, all deposits or monies paid by consumers for Vacation Packages, except as is necessary and reasonable for the day to day business operations of Travel Deals and the living expenses of Turner and Bernstein;
- C. Destroying, concealing, altering, transferring, disposing or removing in any manner, directly or indirectly, any books or records, information stored in computer-maintained form (such as electronic mail) and any other "document," as that term is defined in R. 4:18-1(a), in their possession, subject to their control or available to them, that directly or indirectly relate to the advertisement, offering for sale and/or sale of Vacation Packages;
- D. Failing to make and/or keep any books or records, information stored in computer-maintained form (such as electronic mail) and any other "document," as that term is defined in R. 4:18-1(a) that directly or indirectly relate to the advertisement, offering for sale and/or sale of Vacation Packages; and
- E. Granting such other relief as the Court deems equitable and just.

AND IT IS FURTHER ORDERED that pending the return date herein:

- A. Defendant Turner is temporarily enjoined and restrained from any involvement in the business operations of Travel Deals, VIP Executives and Reservations and otherwise engaging in the advertisement, offering for sale and sale of Vacation Packages, to consumers within and outside New Jersey, whether or not through post card solicitations and/or sales presentations;
- ~~B. Defendants Travel Deals, VIP Executives and Bernstein are temporarily enjoined and restrained from engaging in the advertisement, offering for sale and sale of merchandise, specifically Vacation Packages, to consumers within and outside New Jersey, whether or not through post card solicitations and/or sales presentations, provided, however, that nothing herein shall affect the relationship between Travel Deals, VIP Executives and/or Bernstein with consumers who have already purchased Vacation Packages and/or made payments toward complimentary items; and~~
- ~~C. A Temporary Monitor be appointed by the Court, at the Defendants' expense, with complete access to Defendants' business offices, books and records, including~~

~~consumer files, financial and asset information, for purposes of monitoring Defendants' business operations and reporting back to the Court until the return date.~~

AND IT IS FURTHER ORDERED that:

1. The Defendants may move to dissolve or modify the temporary restraints herein contained on two (2) days notice to the Plaintiffs' attorney.
2. A copy of this Order to Show Cause, Verified Complaint, Brief and supporting Certifications submitted in support of this application shall be served upon the Defendants personally (or by other means) within days of the date hereof, in accordance with R. 4:4-3 and R. 4:4-4, this being original process. *Defendants counsel has accepted service.*
3. The Plaintiffs must file with the Court their proof of service of the pleadings on the Defendants no later than three (3) days before the return date.
4. Defendants shall file and serve a written response to this Order to Show Cause and the request for entry of injunctive relief and proof of service by July 8, 2011. The original documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. You must send a copy of your opposition papers directly to Judge Michael J. Hogan, whose address is Superior Court of New Jersey, Chancery Division, General Equity Part, Burlington County, Burlington County Courts Facility, 49 Rancocas Road, P.O. Box 6555, Mount Holly, New Jersey 08060. You must also send a copy of your opposition papers to the Plaintiffs' attorney whose name and address appears above, or to the Plaintiffs, if no attorney is named above. A telephone call will not protect your rights; you must file your opposition and pay the required fee of \$ 135⁰⁰ and serve your opposition on your adversary, if you want the court to hear your opposition to the injunctive relief the Plaintiffs are seeking.

5. The Plaintiffs must file and serve any written reply to the Defendants' Order to Show Cause opposition by July 13, 2011. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the reply papers must be sent directly to the Chambers of Judge Hogan.

6. If the Defendants do not file and serve opposition to this Order to Show Cause, their application will be decided on the papers on the return date and relief may be granted by default, provided that the Plaintiffs file a proof of service and a proposed form of Order at least three (3) days prior to the return date.

7. If the Plaintiffs have not already done so, a proposed form of Order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the Court no later than three (3) days before the return date.

8. Defendants take notice that the Plaintiffs have filed a lawsuit against them in the Superior Court of New Jersey. The Verified Complaint attached to this Order to Show Cause states the basis of the lawsuit. If you dispute this Complaint, you, or your attorney, must file a written Answer to the Complaint and proof of service within thirty-five (35) days from the date of service of this Order to Show Cause; not counting the day you received it.

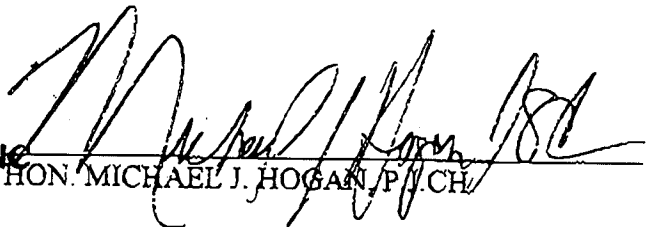
These documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. Include a \$ 135 filing fee payable to the "Treasurer State of New Jersey." You must also send a copy of your Answer to the Plaintiffs' attorney whose name and address appear above, or to the Plaintiffs, if no attorney is named above. A telephone call will not protect your rights; you must file and serve your Answer (with the fee) or judgment may be entered against you by default. Please note: Opposition to the Order to Show Cause is not an Answer

and you must file both. Please note further: if you do not file and serve an Answer within 35 days of this Order, the Court may enter a default against you for the relief Plaintiffs demand.

9. If you cannot afford an attorney, you may call the Legal Services office in the county in which you live. A list of the Legal Services offices in New Jersey is provided. If you do not have an attorney and are both eligible for free legal assistance you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

10. The Court will entertain argument, but not testimony, on the return date of the Order to Show Cause, unless the Court and parties are advised to the contrary no later than 3 day before the return date.

ENTERED NUNC PRO TUNC



HON. MICHAEL J. HOGAN, P.J. CH.

11. The parties are to consult and present the court a proposed joint discovery and case management order by June 18, 2011.

NOTICE TO INDIVIDUAL DEFENDANTS AS REQUIRED BY R. 4:4-2

If you are unable to obtain an attorney, you may communicate with the appropriate County Bar Association Lawyer Referral Service listed on the following pages. If you cannot afford an attorney, you may communicate with the appropriate County Legal Services provider listed on the following pages.

STATEWIDE

LEGAL SERVICES OF NEW JERSEY, INC.

(732) 572-9100

County	Legal Aid
ATLANTIC COUNTY	South Jersey Legal Services (609) 348-4200 Atlantic County Bar Association Lawyer Referral Service (609) 345-3444
BERGEN COUNTY	Northeast New Jersey Legal Services (201) 487-2166 Bergen County Bar Association Lawyer Referral Service (201) 488-0044
BURLINGTON COUNTY	South Jersey Legal Services, Inc. (609) 261-1088 Burlington County Bar Association Lawyer Referral Service (609) 261-4862
CAMDEN COUNTY	South Jersey Legal Services, Inc. (856) 964-2010 Camden County Bar Association Lawyer Referral Service (856) 482-0618

CAPE MAY COUNTY	<p>South Jersey Legal Services, Inc. (609) 465-3001</p> <p>Cape May County Bar Association Lawyer Referral Service (609) 463-0313</p>
CUMBERLAND COUNTY	<p>South Jersey Legal Services, Inc. Administrative Offices (856) 691-0494</p> <p>Cumberland County Lawyer Referral Service (856) 696-5550</p>
ESSEX COUNTY	<p>Essex-Newark Legal Services (973) 624-4500</p> <p>Essex County Legal Aid Association (973) 622-0063</p> <p>Essex County Bar Association Lawyer Referral Service (973) 622-6204</p>
GLOUCESTER COUNTY	<p>South Jersey Legal Services, Inc. Administrative Offices (856) 848-5360</p> <p>Gloucester County Bar Association Lawyer Referral Service (856) 848-4589</p>
HUDSON COUNTY	<p>Northeast New Jersey Legal Services (201) 792-6363</p> <p>Hudson County Bar Association Lawyer Referral Service (201) 798-2727</p>
HUNTERDON COUNTY	<p>Legal Services of Northwest Jersey (908) 782-7979</p> <p>Hunterdon County Bar Association Lawyer Referral Service (908) 236-6109</p>

MERCER COUNTY	<p>Central New Jersey Legal Services (609) 695-6249</p> <p>Mercer County Bar Association Lawyer Referral Service (609) 585-6200</p>
MIDDLESEX COUNTY	<p>Central New Jersey Legal Services (732) 249-7600</p> <p>Middlesex County Bar Association Lawyer Referral Service (732) 828-0053</p>
MONMOUTH COUNTY	<p>Ocean-Monmouth Legal Services, Inc. (732) 866-0020</p> <p>Legal Aid Society of Monmouth County (732) 869-5619</p> <p>Monmouth Bar Association Lawyer Referral Service (732) 431-5544</p>
MORRIS COUNTY	<p>Legal Services of Northwest Jersey (973) 285-6911</p> <p>Morris/Sussex County Bar Association Lawyer Referral Service (973) 267-5882</p>
OCEAN COUNTY	<p>Ocean-Monmouth Legal Services, Inc. (732) 341-2727</p> <p>Ocean County Bar Association Lawyer Referral Service (732) 240-3666</p>

PASSAIC COUNTY	<p>Northeast New Jersey Legal Services (973) 523-2900</p> <p>Passaic County Bar Association Lawyer Referral Service (973) 278-9223</p>
SALEM COUNTY	<p>South Jersey Legal Services, Inc. Administrative Offices (856) 691-0494</p> <p>Salem County Bar Association Lawyer Referral Service (856) 935-5628</p>
SOMERSET COUNTY	<p>Legal Services of Northwest Jersey (908) 231-0840</p> <p>Somerset Bar Association Lawyer Referral Service (908) 685-2323</p>
SUSSEX COUNTY	<p>Legal Services of Northwest Jersey (973) 383-7400</p> <p>Morris/Sussex County Bar Association Lawyer Referral Service (973) 267-5882</p>
UNION COUNTY	<p>Central Jersey Legal Services (908) 354-4340</p> <p>Union County Bar Association Lawyer Referral Service (908) 353-4715</p>

WARREN COUNTY	Legal Services of Northwest Jersey (908) 475-2010 Warren County Bar Association Lawyer Referral Service (908) 387-1835
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