

[REDACTED]
[REDACTED]
[REDACTED]

NOTICE OF TCPA VIOLATIONS
ORDER TO CEASE AND DESIST
LEGAL DEMAND FOR STATUTORY DAMAGES

May 19, [REDACTED]

[REDACTED]
[REDACTED] Capital, Inc.

[REDACTED]
Van Nuys, CA [REDACTED]

Dear Mr. [REDACTED]

As you know, I received a telemarketing/sales call from one of your representatives, Gabriel [REDACTED] on May 17, [REDACTED]. The purpose of the call was to solicit me regarding investment in forex. He presented your company as an introducing broker for [REDACTED] in the realm of managed accounts.

At no time in the past have I had any business relationship with your company. At no time in the past have I given your company permission to contact me for any purpose, including sales calls. In fact, My residential number, which was called and which is referenced above has been on the National Do-Not-Call Registry since January 2009. It is my understanding that you may have purchased my name and number from some company selling lead lists. I now reiterate in writing my request to not be called by your company and its employees, agents and contractors for purposes of solicitation or any other reason without my express permission.

Unfortunately, by calling my registered number, your firm has violated my rights pursuant to the Telephone Consumer Protection Act of 1991 and corresponding regulations by engaging in the following illegal conduct:

1. Calling a residential number listed in the National Do-Not-Call registry;
2. Failing to maintain an adequate Do Not Call list for persons requesting removal;
3. Failing to have a written Do-Not-Call policy; and
4. Failing to provide a written Do-Not-Call policy upon demand.

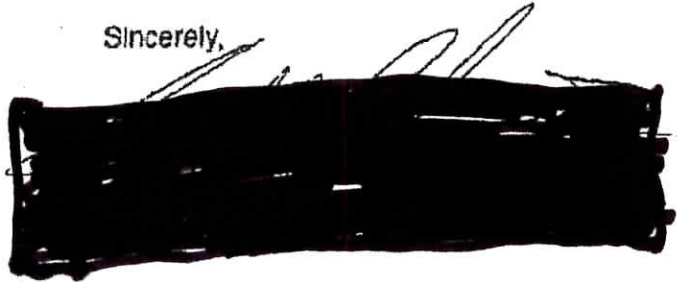
The statutory minimum damages for just one violation is \$500. Your firm committed a total of at least four (4) violations. Consequently, the minimum statutory damages based on easily provable violations is a total of \$2,000. However, if the violations are knowingly or intentionally committed, the damages may be trebled and added to the minimum of

\$500 per violation. Your actions were knowingly or intentionally committed. Therefore, based on the relevant statutory provisions, your firm is liable for a total of \$8,000 (4 violations X \$500 **PLUS** 4 violations X \$1,500). I make demand for the full amount of \$8,000.

In the unfortunate event your company chooses not to comply with the demand, I will file a lawsuit against your company and any other responsible persons or entities in the courts of Madison County, Alabama. In such action, I will pursue the maximum allowed by law, including treble damages, costs and attorney's fees where applicable. Your legal exposure will increase substantially when you factor in the cost of retaining an Alabama attorney to defend your firm and having to pay my attorney's fees, if applicable, and costs of the action.

Please contact me or have your legal representative do so in order to settle this case within the next 2 calendar days. Failure to do so will leave me with no other viable option except to litigate it to judgment. Thank you for your anticipated cooperation.

Sincerely,

A large, solid black rectangular redaction covers the signature and any accompanying text or contact information. The redaction is positioned below the word "Sincerely," and extends across most of the width of the page.