

**Before the
Federal Communications Commission
Washington, D.C. 20554**

| | | |
|-----------------------------------|---|----------------------------|
| In the Matter of |) | |
| |) | |
| |) | |
| Extreme Leads, Inc. |) | File No. EB-07-TC-2005 |
| |) | |
| |) | NAL/Acct. No. 200732170067 |
| Apparent Liability for Forfeiture |) | FRN: 0016769630 |
| |) | |
| |) | |

NOTICE OF APPARENT LIABILITY FOR FORFEITURE

Adopted: July 30, 2007

Released: July 31, 2007

By the Commission:

I. INTRODUCTION

1. In this *Notice of Apparent Liability for Forfeiture* ("NAL")¹, we find that Extreme Leads, Inc. ("Extreme Leads")² apparently willfully or repeatedly violated section 227 of the Communications Act of 1934, as amended ("Act"), and the Commission's related rules and orders, by delivering at least 218 unsolicited advertisements to the telephone facsimile machines of at least 132 consumers.³ Based on the facts and circumstances surrounding these apparent violations, we find that Extreme Leads is apparently liable for a forfeiture in the amount of \$1,377,000.

¹ See 47 U.S.C. § 503(b)(1). The Commission has the authority under this section of the Act to assess a forfeiture against any person who has "willfully or repeatedly failed to comply with any of the provisions of this Act or of any rule, regulation, or order issued by the Commission under this Act" See also 47 U.S.C. § 503(b)(5) (stating that the Commission has the authority under this section of the Act to assess a forfeiture penalty against any person who does not hold a license, permit, certificate or other authorization issued by the Commission or an applicant for any of those listed instrumentalities so long as such person (A) is first issued a citation of the violation charged; (B) is given a reasonable opportunity for a personal interview with an official of the Commission, at the field office of the Commission nearest to the person's place of residence; and (C) subsequently engages in conduct of the type described in the citation).

² According to publicly available information, Extreme Leads is also doing business as ELI, Inc. ("ELI"). Therefore, all references in this NAL to "Extreme Leads" encompass Extreme Leads as well as ELI. Extreme Leads has offices at 3346 Auburn Rd, Auburn Hills, MI 48326-3310 and 6001 N. Adams Rd, Ste 103, Bloomfield Hills, MI 48304-1575. Marc Carlson, Nick Mancino and Steve Anderson are listed as contact persons for Extreme Leads. Accordingly, all references in this NAL to "Extreme Leads" also encompass the foregoing individuals and all other principals and officers of this entity, as well as the corporate entity itself.

³ See 47 U.S.C. § 227(b)(1)(C); 47 C.F.R. § 64.1200(a)(3); see also *Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991, Report and Order and Third Order on Reconsideration*, 21 FCC Rcd 3787 (2006).

II. BACKGROUND

2. Section 227(b)(1)(C) of the Act makes it “unlawful for any person within the United States, or any person outside the United States if the recipient is within the United States . . . to use any telephone facsimile machine, computer, or other device to send, to a telephone facsimile machine, an unsolicited advertisement.”⁴ The term “unsolicited advertisement” is defined in the Act and the Commission’s rules as “any material advertising the commercial availability or quality of any property, goods, or services which is transmitted to any person without that person’s prior express invitation or permission in writing or otherwise.”⁵ Under the Commission’s Rules, there is an “established business relationship”⁶ exception that permits a party to deliver a message to a consumer if the sender has an established business relationship with the recipient *and* the sender obtained the number of the facsimile machine through the voluntary communication by the recipient, directly to the sender, within the context of the established business relationship, or through a directory, advertisement, or a site on the Internet to which the recipient voluntarily agreed to make available its facsimile number for public distribution.⁷

3. On June 14, 2006, in response to one or more consumer complaints alleging that Extreme Leads had faxed unsolicited advertisements, the Commission staff issued a citation⁸ to Extreme Leads, pursuant to section 503(b)(5) of the Act.⁹ The staff cited Extreme Leads for using a telephone facsimile machine, computer, or other device, to send unsolicited advertisements to a telephone facsimile machine, in violation of section 227 of the Act and the Commission’s related rules and orders. The citation, which the staff served by certified mail, return receipt requested, warned Extreme Leads that subsequent violations could result in the imposition of monetary forfeitures of up to \$11,000 per violation, and included a copy of the consumer complaints that formed the basis of the citation.¹⁰ The citation informed Extreme Leads that within 30 days of the date of the citation, it could either request an interview with Commission staff, or could provide a written statement responding to the citation. Extreme Leads did not request an interview or otherwise respond to the citation.

4. Despite the citation’s warning that subsequent violations could result in the imposition of monetary forfeitures, we have received 147 additional consumer complaints indicating that Extreme Leads continued to engage in such conduct after receiving the citation.¹¹ We base our action here

⁴ 47 U.S.C. § 227(b)(1)(C); 47 C.F.R. § 64.1200(a)(3).

⁵ 47 U.S.C. § 227(a)(4); 47 C.F.R. § 64.1200 (f)(13).

⁶ An “established business relationship” is defined as a prior or existing relationship formed by a voluntary two-way communication “with or without an exchange of consideration, on the basis of an inquiry, application, purchase or transaction by the business or residential subscriber regarding products or services offered by such person or entity, which relationship has not been previously terminated by either party.” 47 C.F.R. § 64.1200(f)(5).

⁷ See 47 U.S.C. § 227(b)(1)(C); 47 C.F.R. § 64 (a)(3)(i), (ii).

⁸ Citation from Kurt A. Schroeder, Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau, File No. EB-06-TC-117, issued to Extreme Leads on June 14, 2006.

⁹ See 47 U.S.C. § 503(b)(5) (authorizing the Commission to issue citations to persons who do not hold a license, permit, certificate or other authorization issued by the Commission or an applicant for any of those listed instrumentalities for violations of the Act or of the Commission’s rules and orders).

¹⁰ Commission staff mailed the citation to ELI, Inc., a.k.a. Extreme Leads, Inc., Attn. Jeffrey Wilson, 3346 Auburn Road, P.O. Box 334, Auburn Hills, MI 48326; Extreme Leads, Inc., Attn. Jeffrey Wilson, 6001 N Adams Rd, Bloomfield Hills, MI 48304; and Extreme Leads, Inc., Attn. Jeffrey Wilson, 30750 Tanglewood Drive, Novi, MI 48377. See n.2, *supra*.

¹¹ See Appendix for a listing of the consumer complaints against Extreme Leads requesting Commission action.

specifically on complaints filed by 132 consumers establishing that Extreme Leads continued to send 218 unsolicited advertisements to telephone facsimile machines after the date of the citation.¹²

5. Section 503(b) of the Act authorizes the Commission to assess a forfeiture of up to \$11,000 for each violation of the Act or of any rule, regulation, or order issued by the Commission under the Act by a non-common carrier or other entity not specifically designated in section 503 of the Act.¹³ In exercising such authority, we are to take into account “the nature, circumstances, extent, and gravity of the violation and, with respect to the violator, the degree of culpability, any history of prior offenses, ability to pay, and such other matters as justice may require.”¹⁴

III. DISCUSSION

A. Violations of the Commission’s Rules Restricting Unsolicited Facsimile Advertisements

6. We find that Extreme Leads apparently violated section 227 of the Act and the Commission’s related rules and orders by using a telephone facsimile machine, computer, or other device to send at least 218 unsolicited advertisements to the 132 consumers identified in the Appendix. This NAL is based on evidence that these consumers received unsolicited fax advertisements from Extreme Leads *after* the Bureau’s citation. The facsimile transmissions advertise mortgage services and other financial services. Further, according to the complaints, the consumers neither had an established business relationship with Extreme Leads nor gave Extreme Leads permission to send the facsimile transmissions.¹⁵ The faxes at issue here therefore fall within the definition of an “unsolicited advertisement.”¹⁶ Based on the entire record, including the consumer complaints, we conclude that Extreme Leads apparently violated section 227 of the Act and the Commission’s related rules and orders by sending 218 unsolicited advertisements to 132 consumers’ facsimile machines.

B. Proposed Forfeiture

7. We find that Extreme Leads is apparently liable for a forfeiture in the amount of \$1,377,000. Although the *Commission’s Forfeiture Policy Statement* does not establish a base forfeiture amount for violating the prohibition against using a telephone facsimile machine to send unsolicited advertisements, the Commission has previously considered \$4,500 per unsolicited fax advertisement to be

¹² We note that evidence of additional instances of unlawful conduct by Extreme Leads may form the basis of subsequent enforcement action.

¹³ Section 503(b)(2)(C) provides for forfeitures up to \$10,000 for each violation in cases not covered by subparagraph (A) or (B), which address forfeitures for violations by licensees and common carriers, among others. See 47 U.S.C. § 503(b). In accordance with the inflation adjustment requirements contained in the Debt Collection Improvement Act of 1996, Pub. L. 104-134, Sec. 31001, 110 Stat. 1321, the Commission implemented an increase of the maximum statutory forfeiture under section 503(b)(2)(C) to \$11,000. See 47 C.F.R. § 1.80(b)(3); *Amendment of Section 1.80 of the Commission’s Rules and Adjustment of Forfeiture Maxima to Reflect Inflation*, 15 FCC Rcd 18221 (2000); see also *Amendment of Section 1.80(b) of the Commission’s Rules and Adjustment of Forfeiture Maxima to Reflect Inflation*, 19 FCC Rcd 10945 (2004) (this recent amendment of section 1.80(b) to reflect inflation left the forfeiture maximum for this type of violator at \$11,000).

¹⁴ 47 U.S.C. § 503(b)(2)(D); *The Commission’s Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate the Forfeiture Guidelines, Report and Order*, 12 FCC Rcd 17087, 17100-01 para. 27 (1997) (*Forfeiture Policy Statement*), recon. denied, 15 FCC Rcd 303 (1999).

¹⁵ See, e.g., complaints dated October 30, 2006 and November 1, 2006, from Melvin Freund. All of the complainants involved in this action are listed in the Appendix below.

¹⁶ See 47 U.S.C. § 227(a)(4); 47 C.F.R. § 64.1200(f)(13) (definition previously at § 64.1200(f)(10)).

an appropriate base amount.¹⁷ We apply that base amount to each of 146 of the apparent violations. In addition, where the consumer requests the company to stop sending facsimile messages, and the company continues to send them, the Commission has previously considered \$10,000 per unsolicited fax advertisement the appropriate forfeiture for violations associated with such egregious behavior.¹⁸ Here, 38 consumers specifically requested that Extreme Leads cease sending facsimiles. Notwithstanding these requests, an additional 56 facsimiles were sent to these consumers. In nine instances, consumers were unable to request that the company refrain from sending additional unsolicited facsimiles because the telephone number provided by Extreme Leads specifically for removal requests was either invalid, disconnected, or otherwise did not work.¹⁹ These consumers received 16 facsimiles. We find such behavior justifies a forfeiture amount higher than the base amount because it circumvents consumer attempts to request that the company stop sending facsimile messages. We believe that assessing a higher forfeiture amount is warranted based on the nature and gravity of the violations and the continued need to ensure compliance with section 227 of the Act and the Commission's rules and orders. Accordingly, we apply the \$10,000 amount to each of these 72 apparent violations where the consumer requested or attempted to request that Extreme Leads discontinue its faxing. Thus, a total forfeiture of \$1,377,000 is proposed. Extreme Leads will have the opportunity to submit evidence and arguments in response to this NAL to show that no forfeiture should be imposed or that some lesser amount should be assessed.²⁰

IV. CONCLUSION AND ORDERING CLAUSES

8. We have determined that Extreme Leads, Inc. apparently violated section 227 of the Act and the Commission's related rules and orders by using a telephone facsimile machine, computer, or other device to send at least 218 unsolicited advertisements to the 132 consumers identified in the Appendix. We have further determined that Extreme Leads, Inc. is apparently liable for a forfeiture in the amount of \$1,377,000.

9. Accordingly, IT IS ORDERED, pursuant to section 503(b) of the Act, 47 U.S.C. § 503(b), and section 1.80 of the Rules, 47 C.F.R. § 1.80, that Extreme Leads, Inc. is hereby NOTIFIED of this APPARENT LIABILITY FOR A FORFEITURE in the amount of \$1,377,000 for willful or repeated violations of section 227(b)(1)(C) of the Communications Act, 47 U.S.C. § 227(b)(1)(C), sections 64.1200(a)(3) of the Commission's rules, 47 C.F.R. § 64.1200(a)(3), and the related orders described in the paragraphs above.

¹⁷ See *Get-Aways, Inc.*, Notice of Apparent Liability For Forfeiture, 15 FCC Rcd 1805 (1999); *Get-Aways, Inc.*, Forfeiture Order, 15 FCC Rcd 4843 (2000); see also *US Notary, Inc.*, Notice of Apparent Liability for Forfeiture, 15 Rcd 16999 (2000); *US Notary, Inc.*, Forfeiture Order, 16 FCC Rcd 18398 (2001); *Tri-Star Marketing, Inc.*, Notice of Apparent Liability For Forfeiture, 15 FCC Rcd 11295 (2000); *Tri-Star Marketing, Inc.*, Forfeiture Order, 15 FCC Rcd 23198 (2000).

¹⁸ See *Carolina Liquidators, Inc.*, Notice of Apparent Liability for Forfeiture, 15 FCC 16,837, 16,842 (2000); *21st Century Fax(es) Ltd., AKA 20th Century Fax(es)*, Notice of Apparent Liability for Forfeiture, 15 FCC Rcd 24,406, 24,411 (2000).

¹⁹ See, e.g., complaint dated August 1, 2006, from Howard M. Greene (stating that calling the opt-out number resulted in a recording indicating that the "the number is not in service."); complaint dated September 18, 2006, from John E. Turner (stating that "neither [removal] number connected to anything"); complaint dated September 26, 2006, from Gwyn Reed (stating that calling the fax removal number resulted in the following voice message recording: "52-4. Number is invalid or number has been blocked you're your area code."); complaint received September 25, 2006, from Dale I. Meyer (stating that all "stop" numbers are "disconnected or non-working."); complaint received October 23, 2006, from Phillip W. Watson (stating that "[o]f the 5 different opt-out numbers on these faxes, none worked for me."). The complainants involved in these actions are listed in the Appendix below.

²⁰ See 47 U.S.C. § 503(b)(4)(C); 47 C.F.R. § 1.80(f)(3).

10. IT IS FURTHER ORDERED THAT, pursuant to section 1.80 of the Commission's rules,²¹ within thirty (30) days of the release date of this *Notice of Apparent Liability for Forfeiture*, Extreme Leads, Inc. SHALL PAY the full amount of the proposed forfeiture or SHALL FILE a written statement seeking reduction or cancellation of the proposed forfeiture.

11. Payment by check or money order, payable to the order of the "Federal Communications Commission," may be mailed to Forfeiture Collection Section, Finance Branch, Federal Communications Commission, P.O. Box 358340, Pittsburgh, PA 15251. Payment by overnight mail may be sent to Mellon Client Service Center, 500 Ross Street, Room 670, Pittsburgh, PA 15262-0001, Attn: FCC Module Supervisor. Payment by wire transfer may be made to: ABA Number 043000261, receiving bank Mellon Bank, and account number 911-6229. The payment should note NAL/Acct. No. 200732170067.

12. The response, if any, must be mailed both to the Office of the Secretary, Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554, ATTN: Enforcement Bureau – Telecommunications Consumers Division, and to Colleen Heitkamp, Chief, Telecommunications Consumers Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554, and must include the NAL/Acct. No. referenced in the caption.

13. The Commission will not consider reducing or canceling a forfeiture in response to a claim of inability to pay unless the petitioner submits: (1) federal tax returns for the most recent three-year period; (2) financial statements prepared according to generally accepted accounting practices; or (3) some other reliable and objective documentation that accurately reflects the petitioner's current financial status. Any claim of inability to pay must specifically identify the basis for the claim by reference to the financial documentation submitted.

14. Requests for payment of the full amount of this *Notice of Apparent Liability for Forfeiture* under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, SW, Washington, DC 20554.²²

15. IT IS FURTHER ORDERED that a copy of this *Notice of Apparent Liability for Forfeiture* shall be sent by Certified Mail Return Receipt Requested to Extreme Leads, Inc., Attention: Marc Carlson, Nick Mancino and Steve Anderson, 3346 Auburn Rd, Auburn Hills, MI 48326-3310 and 6001 N. Adams Rd, Ste 103, Bloomfield Hills, MI 48304-1575.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dortch
Secretary

²¹ 47 C.F.R. § 1.80.

²² 47 C.F.R. § 1.1914.

APPENDIX

| Complainant sent facsimile solicitations | Violation Date(s) |
|--|-------------------|
| Alfred K. Kornel | 10/3/2006 |
| Allen Hart | 9/21/2006 |
| Allen S. Greene | 8/9/2006 |
| Allen S. Greene | 8/10/2006 |
| Allen S. Greene | 8/30/2006 |
| Allen S. Greene | 9/5/2006 |
| Allen S. Greene | 9/11/2006 |
| Allen S. Greene | 9/20/2006 |
| Allen S. Greene | 10/3/2006 |
| Allen S. Greene | 10/12/2006 |
| Allyn Taylor | 10/3/2006 |
| Anthony J. Papania | 10/31/2006 |
| Ben J. Hofmeister | 8/17/2006 |
| Ben J. Hofmeister | 8/23/2006 |
| Ben J. Hofmeister | 8/30/2006 |
| Berry & Rita Shelton | 9/13/2006 |
| Bob Mitchell | 10/2/2006 |
| Bob Pianka | 8/2/2006 |
| Burt Hoffman | 7/31/2006 |
| Burt Hoffman | 8/2/2006 |
| Cecilia Elguera | 10/19/2006 |
| David A. Hawkins | 10/31/2006 |
| David A. Hawkins | 11/8/2006 |
| David G Kanter | 9/19/2006 |
| David Gamble | 10/11/2006 |
| David L. Everson | 8/28/2006 |
| David L. Everson | 9/7/2006 |
| David Solinske | 8/1/2006 |
| David Solinske | 8/15/2006 |
| David Wisniewski | 9/11/2006 |
| Dawn D Colwell | 7/31/2006 |
| Donald E. Cullman | 8/24/2006 |
| Donald F. Vogt | 11/7/2006 |
| Eleanor Robbins | 8/2/2006 |
| Eleanor Robbins | 8/7/2006 |
| Frank Chickey | 8/17/2006 |
| Frank Chickey | 8/31/2006 |
| Franklin D. Self | 9/11/2006 |
| Geoffrey L. Denempont | 8/2/2006 |
| George Welles | 8/3/2006 |
| Glen L. Kapitawovich | 8/7/2006 |
| Graham Ginsberg | 8/9/2006 |
| Gwendolyn Warrick | 8/16/2006 |
| Jaime Lewis | 8/1/2006 |
| James L. Goines | 8/2/2006 |
| Jason P. Sheaffer | 7/31/2006 |

| Complainant sent facsimile solicitations | Violation Date(s) |
|--|---------------------|
| Jerrold Feigenbaum | 9/21/2006 |
| Jerrold Feigenbaum | 9/25/2006 |
| Jerrold Feigenbaum | 9/26/2006 |
| Jerrold Feigenbaum | 9/27/2006 |
| Jerrold Feigenbaum | 10/2/2006 |
| Jerrold Feigenbaum | 10/3/2006 |
| Jerry Mandel | 9/5/2006 |
| Jessyca L. Howell | 9/13/2006-9/27/2006 |
| Jessyca L. Howell | 9/13/2006-9/27/2006 |
| Jessyca L. Howell | 9/13/2006-9/27/2006 |
| Jim Pelletier | 10/10/2006 |
| Jim Pelletier | 10/18/2006 |
| Joanne M. Carban | 8/23/2006 |
| Joe Carson | 8/3/2006 |
| Joe Carson | 9/14/2006 |
| John Alexander | 9/13/2006 |
| Jon Roberts | 8/16/2006 |
| Jon Roberts | 8/17/2006 |
| Jonathan Bernon | 8/16/2006 |
| Jonathan Bernon | 8/22/2006 |
| Jonathan Bernon | 8/22/2006 |
| Jonathan Bernon | 8/29/2006 |
| Jonathan Bernon | 9/7/2006 |
| Joseph Blumenthal | 8/1/2006 |
| Julia B. Norman | 10/5/2006 |
| Julia B. Norman | 10/11/2006 |
| Kathryn L. Nelson | 8/16/2006 |
| Kathryn L. Nelson | 8/18/2006 |
| Kathryn L. Nelson | 8/21/2006 |
| Kathryn L. Nelson | 8/30/2006 |
| Kathryn L. Nelson | 9/11/2006 |
| Kathryn L. Nelson | 9/21/2006 |
| Kathryn L. Nelson | 9/26/2006 |
| Kenny Stewart | 10/19/2006 |
| Kristen A. Henderson | 8/1/2006 |
| Laura Lillie | 10/10/2006 |
| Linda B Evans | 8/15/2006 |
| Linda Brown | 10/2/2006 |
| Linda Edelmann | 9/28/2006 |
| Linda Edelmann | 10/3/2006 |
| Linda Edelmann | 10/5/2006 |
| Linda Edelmann | 10/24/2006 |
| Linda Edelmann | 11/7/2006 |
| M R Terelmes | 8/10/2006 |
| Mark D. Roberts | 10/16/2006 |
| Mark D. Roberts | 10/25/2006 |
| Mark Kotyuk | 10/5/2006 |
| Mary Johnson | 9/21/2006 |
| Mary Johnson | 9/25/2006 |

| Complainant sent facsimile solicitations | Violation Date(s) |
|--|-------------------|
| Mary Johnson | 9/26/2006 |
| Mary Johnson | 9/27/2006 |
| Mary Johnson | 9/27/2006 |
| Megan Seaborn | 8/21/2006 |
| Melvin Freund | 10/30/2006 |
| Melvin Freund | 11/1/2006 |
| Michael D. Bloom | 10/9/2006 |
| Nancy E. Bockstael | 8/24/2006 |
| Nancy E. Bockstael | 9/6/2006 |
| Nancy E. Bockstael | 9/18/2006 |
| Nancy Miller Springman | 10/17/2006 |
| Nancy Overson | 9/5/2006 |
| Nicole McMahan | 8/10/2006 |
| Nicole McMahan | 10/18/2006 |
| Paul K Hemmer | 8/17/2006 |
| Rhonda Stuteman | 10/23/2006 |
| Rich Heinrich | 9/26/2006 |
| Richard C. Lambert | 9/26/2006 |
| Richard Holloway | 10/9/06 |
| Richard M. Lucas | 8/2/2006 |
| Richard M. Lucas | 8/8/2006 |
| Richard M. Lucas | 10/16/2006 |
| Rita M. Gloner | 8/21/2006 |
| Rita M. Gloner | 8/23/2006 |
| Robert A. Cosgrove | 10/26/2006 |
| Robert A. Cosgrove | 10/31/2006 |
| Robert C Bigrigg | 8/16/2006 |
| Robert C Bigrigg | 8/24/2006 |
| Robert L King | 8/21/2006 |
| Robert Mahoney | 8/17/2006 |
| Robert T Evans | 8/2/2006 |
| Robert T. Plumb | 9/13/2006 |
| Ron Kielb | 8/21/2006 |
| Ronald Pearlman | 8/17/2006 |
| Russell Owen | 10/3/2006 |
| Russell Owen | 10/3/2006 |
| S. John Chander | 8/10/2006 |
| S. John Chander | 8/14/2006 |
| Sandra S. Bockes | 10/12/2006 |
| Sandra S. Bockes | 10/30/2006 |
| Santo Casella | 8/22/2006 |
| Stephen Guss | 8/28/2006 |
| Steven L Turco | 8/28/2006 |
| Sulu Demirpolat | 8/22/2006 |
| Susan Knopfle | 8/31/2006 |
| Susan Knopfle | 9/7/2006 |
| Suzanne M. Ishi | 8/28/2006 |
| Thomas G. Kamp | 9/25/2006 |
| Thomas Hennessey | 8/2/2006 |

| Complainant sent facsimile solicitations | Violation Date(s) |
|---|--------------------------|
| Van Wood | 10/26/2006 |
| William J. Coulston | 9/26/2006 |

| Complainant sent facsimile solicitations after requesting no more be sent | Violation Date(s) |
|--|--------------------------|
| Alicia C. Underwood-Zollar | 8/24/2006 |
| Bradley D. Roth | 8/23/2006 |
| David L. Patton | 9/26/2006 |
| Delight C. Brown | 10/3/2006 |
| Diana C. Bolivar | 8/2006 |
| Eileen Mouly | 9/5/2006 |
| Eileen Mouly | 9/27/2006 |
| Eleanor Robbins | 8/8/2006 |
| Evelyn Berg | 8/1/2006 |
| Evelyn Giso | 9/13/2006 |
| Fatmi Anders | 7/31/2006 |
| Fatmi Anders | 8/2/2006 |
| Fatmi Anders | 8/31/2006 |
| Fatmi Anders | 9/7/2006 |
| Fatmi Anders | 9/20/2006 |
| Fatmi Anders | 10/3/2006 |
| Geoffrey L. Denempont | 8/7/2006 |
| Glen L. Kapitawovich | 9/26/2006 |
| Glen L. Kapitawovich | 10/4/2006 |
| Glen L. Kapitawovich | 10/5/2006 |
| Harold B. Smith | 10/11/2006 |
| James Robert Myers, Jr. | 10/23/2006 |
| James T. Valley | 8/30/2006 |
| Jeni K. Manago | 8/2/2006 |
| Jeni K. Manago | 8/9/2006 |
| Jeremy Dealke | 9/13/2006 |
| Jill B. Grossman | 9/28/2006 |
| Jill B. Grossman | 9/27/2006 |
| Jim P. Willingham | 9/11/2006 |
| John Fulford | 9/6/2006 |
| Kandie Press | 9/20/2006 |
| Karen L. Bays | 8/28/2006 |
| Linda C. Wierbza | 7/31/2006 |
| Linda C. Wierbza | 8/2/2006 |
| Luanne M. O'Keefe | 8/29/2006 |
| Mark M. Warner | 11/9/2006 |
| Mark M. Warner | 11/9/2006 |
| Mike Witkowski | 9/26/2006 |

| Complainant sent facsimile solicitations after requesting no more be sent | Violation Date(s) |
|--|--------------------------|
| Nancy Sweetman | 8/30/2006 |
| Natural Resources Consulting, Inc | 8/2/2006 |
| Natural Resources Consulting, Inc | 8/3/2006 |
| Natural Resources Consulting, Inc | 8/8/2006 |
| Natural Resources Consulting, Inc | 8/28/2006 |
| Oshunrire Naomi O James | 8/31/2006 |
| Oshunrire Naomi O James | 9/11/2006 |
| Pedro F. Mora | 9/20/2006 |
| Ramesh Keswani | 10/26/2006 |
| Richard Braunstein | 8/28/2006 |
| Richard Braunstein | 9/6/2006 |
| Robert Steele | 10/2/2006 |
| Roger Easterling | 10/2/2006 |
| Roy G. Saltman | 7/31/2006 |
| Stephen Antisdell | 8/22/2006 |
| Stephen Antisdell | 10/2/2006 |
| Tiffany Keller | 8/21/2006 |
| William H. Seigel | 10/23/2006 |

| Complainant actively attempted to request that no more facsimile solicitations be sent | Violation Date(s) |
|---|--------------------------|
| Allan Lippman | 8/31/2006 |
| Dale I. Meyer | 9/6/2006 |
| Gwyn Reed | 9/13/2006 |
| Howard M. Greene | 7/31/2006 |
| Howard M. Greene | 8/1/2006 |
| Joan A. Pope | 10/12/2006 |
| John E Turner | 9/11/2006 |
| John E Turner | 9/18/2006 |
| Mark E. Logan | 8/1/2006 |
| Pamela E. Morrell | 8/23/2006 |
| Pamela E. Morrell | 9/7/2006 |
| Phillip W. Watson | 8/17/2006 |
| Phillip W. Watson | 8/24/2006 |
| Phillip W. Watson | 8/28/2006 |
| Phillip W. Watson | 8/31/2006 |
| Phillip W. Watson | 9/14/2006 |