

STATE OF MAINE
KENNEBEC, SS

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. AUGSC-CV-2010-222

STATE OF MAINE,)
)
Plaintiff)
)
v.)
)
C & E JENSEN ASSOCIATES)
LLC, d/b/a SANDALS4LESS.COM)
LLC,)
)
Defendants)
)

CONSENT DECREE
(Maine Unfair Trade Practices Act, 5 M.R.S.A. §207)

Plaintiff, State of Maine, filed its Unfair Trade Practice Complaint in the above-captioned matter on 9/25/2010. Pursuant to 5 M.R.S.A. §209, the Defendant has agreed to the entry of this Consent Decree without trial or adjudication of issue or fact or law herein. This Consent Decree does not constitute evidence against the Defendant or an admission by the Defendant of any of the allegations in the Plaintiff's Complaint.

NOW, THEREFORE, before the taking of any testimony and without trial or adjudication of any fact or law herein, and upon the consent of the parties hereto, it is hereby ORDERED as follows:

1. This Court has jurisdiction over the subject matter of this action and over the parties consenting to this Decree. The Complaint states claims which can be granted against the Defendant, pursuant to the Maine Unfair Trade Practices Act (UTPA), 5 M.R.S.A. §§205A-214.
2. The Defendant, its agents, employees, assigns and any other persons acting in concert or participation with the Defendant in the sale of goods are enjoined from the following unfair or deceptive conduct:


- A. Accepting money from purchasers of goods and then failing to provide a timely refund when the goods are not delivered; and
 - B. Violating the Federal Trade Commission's Mail or Telephone Order Merchandise Rule (16 C.F.R. §435), which requires that sellers have a reasonable basis to expect to be able to deliver mail-order merchandise within the time specified in their advertising or within 30 days if no time is specified and, if this deadline cannot be met, giving the consumer the option of canceling the order and receiving a full refund or consenting to a delay.
3. The Defendant represents, to the best of its knowledge, that as of the date of its signature below, it or its supplier has refunded all money received from, or otherwise made full restitution to consumers who have paid money to the Defendant and who have not received their ordered goods.
 4. The Defendant represents, to the best of its knowledge, that as of the date of its signature below, there are no consumers in the years 2009 and 2010 who have not yet received their ordered products and who are currently demanding refunds from the Defendant.
 5. Further, if the State receives unresolved complaints from injured consumers requesting restitution, the State may present these complaints to the Defendant for payment. Unless the Defendant disputes a consumer's claim, the Defendant must pay restitution within 30 days of the date the Defendant receives the Consumer complaint. If the Defendant does not pay and instead disputes a consumer complaint, it must notify the Attorney General within 7 days of receiving it so that the Attorney General may investigate the matter and decide whether the Defendant is in violation of this Consent Decree.

6. Pursuant to 5 M.R.S.A. §209 of the Maine Unfair Trade Practices Act, the Defendant must pay within 30 days of this Order a civil penalty of \$750.0. This civil penalty shall be paid by certified bank check or money order payable to the Office of the Maine Attorney General.
7. If the Defendant fails to pay the amount listed above in paragraph 6, the Defendant shall be prohibited from conducting any new sales until the amounts listed above in paragraph 6 has been paid in full. This cease business injunctive relief shall take effect immediately upon the State's written notice to this Court of such a violation, with an accompanying written notice to the Defendant.
8. The Defendant shall post on its website a link to this Consent Decree with this title:
"Sandals4Less and the Maine Attorney General have entered into a voluntary Consent Decree concerning customer refunds." Defendant may remove the website link to this Consent Decree when \$750 has been paid in full.
9. Any violation by the Defendant of the mandatory injunctions listed above in paragraphs 2 through 6 will be subject to the civil penalty authorized in 5 M.R.S.A. §209 for violation of this Consent Decree.
10. The undersigned, with the knowledge of the terms of the above Consent Decree agree to these terms and to the entry of this Consent Decree.
11. Each and every violation of this Consent Decree shall be treated as a separate contempt hereof.
12. Jurisdiction is retained by this Court for the purpose of enabling any party of this Consent Decree to apply to this Court at any time for such further orders as may be necessary for the modification of any of the provisions of this Decree.

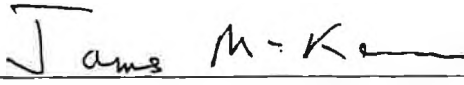
Dated: 12/1/10


Justice, Superior Court

Dated: AUG 31 2010


C&E Jensen Associates LLC d/b/a Sandals4Less.com
By Peter J. Jensen, its Manager
12 Beech Road
Standish, ME 04084

Dated: 9/22/10


James A. McKenna
Assistant Attorney General
State House Station 6
Augusta, Maine 04333-0006
Maine Bar No. 1735
(207) 626-8842
Email: jim.mckenna@maine.gov

JANET T. MILLS
ATTORNEY GENERAL



REGIONAL OFFICES:
84 HARLOW ST., 2ND FLOOR
BANGOR, MAINE 04401
TEL: (207) 941-3070
FAX: (207) 941-3075

415 CONGRESS ST., STE. 301
PORTLAND, MAINE 04101
TEL: (207) 822-0260
FAX: (207) 822-0259

TEL: (207) 626-8800
TTY: 1-800-577-6690

STATE OF MAINE
OFFICE OF THE ATTORNEY GENERAL
6 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0006
November 19, 2010

14 ACCESS HIGHWAY, STE. 1
CARIBOU, MAINE, 04736
TEL: (207) 496-3792
FAX: (207) 496-3291

Michele Lumbert, Clerk
Kennebec County Superior Court
95 State Street
Augusta, Maine 04330

Re: State v. C&E Jensen Associates, LLC

Dear Michele:

Enclosed please find attached a Summary Sheet, Consent Decree and underlying Unfair Trade Practice Act Complaint in the above-referenced matter. I previously filed the Consent Decree and Complaint with the court without a Summary Sheet.

Could you please present this Consent Decree to the Court for its signature? Of course, if the Court has any questions please let us know and we will appear at the Court's convenience. Please do not hesitate to contact me if you have any questions.

Sincerely,

James McKenna
(gac)

JAMES A. MCKENNA
Assistant Attorney General
Maine Bar No. 1735
Office of the Attorney General
State House Station #6
Augusta, Maine 04333-0006
Tel.: (207) 626-8842
E-mail: jim.mckenna@maine.gov

JAM/gac
Enclosures

cc: William M. Welch, Esq., P.O. Box 9729, Portland, Maine 04104-5029

SUMMARY SHEET

This summary sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by the Maine Rules of Court or by law. This form is required for the use of the Clerk of Court for the purpose of initiating or updating the civil docket. (SEE INSTRUCTIONS ON REVERSE)

I. County of Filing or District Court Jurisdiction: Kennebec

II. CAUSE OF ACTION (Cite the primary civil statutes under which you are filing, if any.) *Pro se* plaintiffs: If unsure, leave blank.
5 M.R.S.A. §§205-214

III. NATURE OF FILING

Initial Complaint
 Third-Party Complaint
 Cross-Claim or Counterclaim
 If Reinstated or Reopened case, give original Docket Number _____
 (If filing a second or subsequent Money Judgment Disclosure, give docket number of first disclosure)

IV. TITLE TO REAL ESTATE IS INVOLVED

V. MOST DEFINITIVE NATURE OF ACTION. (Place an X in one box only) *Pro se* plaintiffs: If unsure, leave blank.

GENERAL CIVIL (CV)

<p>Personal Injury Tort</p> <input type="checkbox"/> Property Negligence <input type="checkbox"/> Auto Negligence <input type="checkbox"/> Medical Malpractice <input type="checkbox"/> Product Liability <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Domestic Torts <input type="checkbox"/> Other Negligence <input type="checkbox"/> Other Personal Injury Tort	<p>Contract</p> <input type="checkbox"/> Contract <p>Declaratory/Equitable Relief</p> <input type="checkbox"/> General Injunctive Relief <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Other Equitable Relief <p>Constitutional/Civil Rights</p> <input type="checkbox"/> Constitutional/Civil Rights <p>Statutory Actions</p> <input checked="" type="checkbox"/> Unfair Trade Practices <input type="checkbox"/> Freedom of Access <input type="checkbox"/> Other Statutory Actions <p>Miscellaneous Civil</p> <input type="checkbox"/> Drug Forfeitures	<input type="checkbox"/> Other Forfeitures/Property Liabels <input type="checkbox"/> Land Use Enforcement (80K) <input type="checkbox"/> Administrative Warrant <input type="checkbox"/> HIV Testing <input type="checkbox"/> Arbitration Awards <input type="checkbox"/> Appointment of Receiver <input type="checkbox"/> Shareholders' Derivative Actions <input type="checkbox"/> Foreign Deposition <input type="checkbox"/> Pre-action Discovery <input type="checkbox"/> Common Law Habeas Corpus <input type="checkbox"/> Prisoner Transfers <input type="checkbox"/> Foreign Judgments <input type="checkbox"/> Minor Settlements <input type="checkbox"/> Other Civil
--	--	---

<p><u>CHILD PROTECTIVE CUSTODY (PC)</u></p> <input type="checkbox"/> Non-DHS Protective Custody	<p><u>SPECIAL ACTIONS (SA)</u></p> <p>Money Judgment</p> <input type="checkbox"/> Money Judgment Request Disclosure
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REAL ESTATE (RE)

<p>Title Actions</p> <input type="checkbox"/> Quiet Title <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Easements <input type="checkbox"/> Boundaries	<p>Foreclosure</p> <input type="checkbox"/> Foreclosure (ADR exempt) <input type="checkbox"/> Foreclosure (Diversion eligible) <input type="checkbox"/> Foreclosure - Other	<p>Misc. Real Estate</p> <input type="checkbox"/> Equitable Remedies <input type="checkbox"/> Mechanics Lien <input type="checkbox"/> Partition <input type="checkbox"/> Adverse Possession	<input type="checkbox"/> Nuisance <input type="checkbox"/> Abandoned Roads <input type="checkbox"/> Trespass <input type="checkbox"/> Other Real Estate
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APPEALS (AP) (To be filed in Superior Court) (ADR exempt)

<input type="checkbox"/> Governmental Body (80B)	<input type="checkbox"/> Administrative Agency (80C)	<input type="checkbox"/> Other Appeals
--	--	--

VI. M.R.Civ.P. 16B Alternative Dispute Resolution (ADR):

I certify that pursuant to M.R.Civ.P. 16B(b), this case is exempt from a required ADR process because:

It falls within an exemption listed above (i.e., an appeal or an action for non-payment of a note in a secured transaction).

The plaintiff or defendant is incarcerated in a local, state or federal facility.

The parties have participated in a statutory prelitigation screening process with _____

The parties have participated in a formal ADR process with _____ (name of neutral) on _____ (date).

This is a Personal Injury action in which the plaintiff's likely damages will not exceed \$30,000, and the plaintiff requests an exemption from ADR.

VII. (a) PLAINTIFFS (Name & Address including county)
or Third-Party, Counterclaim or Cross-Claim Plaintiffs
 The plaintiff is a prisoner in a local, state or federal facility.

State of Maine

(b) Attorneys (Name, Bar number, Firm name, Address, Telephone Number) If all counsel listed do NOT represent all plaintiffs,
(If *pro se* plaintiff, leave blank) specify who the listed attorney(s) represent.

James A. McKenna, Maine Bar No. 1735
Assistant Attorney General
Office of the Attorney General
6 State House Station
Augusta, ME 04333-0006
Tel: 207-626-8842

VIII. (a) DEFENDANTS (Name & Address including county)
and/or Third-Party, Counterclaim or Cross-Claim Defendants
 The defendant is a prisoner in a local, state or federal facility.

C & E Jensen Associates, LLC d/b/a Sandals4Less.Com,
LLC
12 Beech Road
Standish, ME 04084-5202

(b) Attorneys (Name, Bar number, Firm name, Address, Telephone Number) If all counsel listed do NOT represent all
(If known) defendants, specify who the listed attorney(s)

William M. Welch, Esq.
P.O. Box 9729
Portland, ME 04104-5029

IX. RELATED CASE(S) IF ANY _____
Assigned Judge/Justice _____ Docket Number _____

Date: 11/19/10

James A. McKenna, AAG
Name of Lead Attorney of Record or *Pro se* Party

James A. McKenna
Signature of Attorney or *Pro se* Party

Bar # 1735

STATE OF MAINE

SUPERIOR COURT
Kennebec _____, ss.

DISTRICT COURT
Location _____

NOTICE OF INCOMPLETE FILING

To: James McKenna AAG

In the matter of: State vs C & E Jensen Associates, LLC

This office has received a filing from you which does not include

- an original signature
- the filing fee
- the appeal fee
- the Registry of Deeds recording fee and envelope
- a Summary Sheet
- the Transcript Order form, CR-165
- the Child Support Affidavit
- other _____

In accordance with M.R.Civ.P. 5(f) the filing is returned as incomplete. The attempted filing has not been docketed and the filing is not effective until complete.

Do not refile the documents until all elements are complete. The filing will be docketed only when the complete filing is received.

If there was a deadline for filing, that deadline has NOT changed.

9/24/10

Nicholas Lambert

Clerk

CONSUMER PROTECTION DIVISION
RECEIVED

SEP 27 2010

OFFICE OF ATTORNEY GENERAL

JANET T. MILLS
ATTORNEY GENERAL



STATE OF MAINE
OFFICE OF THE ATTORNEY GENERAL
6 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0006
September 22, 2010

TEL: (207) 626-8800
TTY: 1-800-577-6690

REGIONAL OFFICES:
84 HARLOW ST., 2ND FLOOR
BANGOR, MAINE 04401
TEL: (207) 941-3070
FAX: (207) 941-3075

415 CONGRESS ST., STE. 301
PORTLAND, MAINE 04101
TEL: (207) 822-0260
FAX: (207) 822-0259

14 ACCESS HIGHWAY, STE. 1
CARIBOU, MAINE, 04736
TEL: (207) 496-3792
FAX: (207) 496-3291

Michele Lumbert, Clerk
Kennebec County Superior Court
95 State Street
Augusta, Maine 04330

Re: State v. C&E Jensen Associates, LLC

Dear Michele:

Please find attached a Consent Decree in the above-referenced matter. I am also including the underlying Unfair Trade Practice Act Complaint. Could you please present this Consent Decree to the Court for its signature? Of course, if the Court has any questions please let us know and we will appear at the Court's convenience. Please do not hesitate to contact me if you have any questions.

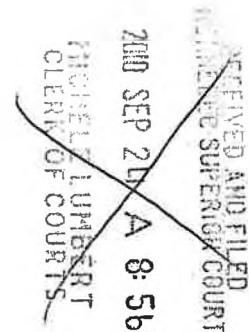
Sincerely,

A handwritten signature in cursive script that reads "James McKenna".

JAMES A. MCKENNA
Assistant Attorney General
Maine Bar No. 1735
Office of the Attorney General
State House Station #6
Augusta, Maine 04333-0006
Tel.: (207) 626-8842
E-mail: jim.mckenna@maine.gov

JAM/gac
Enclosure

cc: William M. Welch, Esq., P.O. Box 9729, Portland, Maine 04104-5029



STATE OF MAINE
KENNEBEC, SS

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. AUGSC-CV-2010-

STATE OF MAINE,)
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Plaintiff)
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v.)
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C & E JENSEN ASSOCIATES,)
LLC, d/b/a SANDALS4LESS.COM,)
LLC,)
)
Defendants)
)

COMPLAINT FOR
INJUNCTIVE AND OTHER RELIEF
(Maine Unfair Trade Practices Act,
5 M.R.S.A. §207)

RECEIVED AND FILED
SANDALS SUPERIOR COURT
2010 SEP 21 A 8:56
NICOLE L. DUBRETT
CLERK OF COURTS

INTRODUCTION

This is an action brought pursuant to the Maine Unfair Trade Practices Act, M.R.S.A. §§205-214, seeking to enjoin Defendants SANDALS4LESS.COM, LLC from failing to return to purchasers payments for shoes that the Defendant failed to provide.

PARTIES

1. Plaintiff State of Maine ["State"], a sovereign, by and through the Attorney General, commences this action under 5 M.R.S.A. §§ 205-A to 214,
2. C & E Jensen Associates, LLC is a Maine corporation which does business as sandals4less.com, LLC ["sandals4less.com"]. It sells footwear over the internet and from a retail location at 12 Beech Road, Standish, Maine 04084-5202.

JURISDICTION AND VENUE

3. The Court has jurisdiction over this action pursuant to 4 M.R.S.A. §105 and 5 M.R.S.A. §209.
4. Venue was properly laid in this County pursuant to 5 M.R.S.A. §209.

STATUTORY BACKGROUND

5. Pursuant to 5 M.R.S.A. §207, “Unfair and deceptive acts or practices in the conduct of any trade or commerce are...unlawful.”

6. Pursuant to 5 M.R.S.A. §209:

Whenever the Attorney General has reason to believe that any person is using or is about to use any method, act or practice declared by §207 to be unlawful, and that proceedings would be in the public interest, he may bring an action in the name of the State against such person to restrain by temporary or permanent injunction the use of such method, act or practice and the Court may make such orders or judgments as may be necessary to restore to any person who has suffered any ascertainable loss by reason of the use or employment of such unlawful method, act or practice, any monies or property, real or personal, which may have been acquired by means of such method, act or practice....

7. The Federal Trade Commission’s Mail or Telephone Order Merchandise Rule (16 C.F.R. §435), requires that sellers have a reasonable basis to expect to be able to deliver mail-order merchandise within the time specified in their advertising or within 30 days if no time is specified and, if this deadline cannot be met, give the consumer the option of canceling the order and receiving a full refund or consenting to a delay.

FACTS

8. Defendant Sandals 4 Less is a footwear retailer which sells its products over the internet.

9. It maintains an internet website: sandals4less.com.

10. Consumers order shoes from the Defendant over the internet and pay by credit card.

11. The Defendant charges the credit card for the full price of the shoes before delivery is actually made.

12. When the Defendant is unable to deliver the ordered shoes, the Defendant fails to give the consumer purchaser the option of cancelling the order and receiving a full refund or consenting to a delay.

COUNT ONE

(Unfair and Deceptive Failure to Provide Refunds for Undelivered Shoes)

13. The State repeats, realleges and incorporates herein by reference paragraphs 1 through 12 of this Complaint.

14. Since August, 2009 the Defendant has in at least 7 cases accepted internet orders for footwear and collected payment for these orders.

15. When the order was not able to be fulfilled, the Defendant failed to send a refund to the Consumer Purchaser.

16. The Defendant's acceptance of payment for footwear and then its refusal to provide refunds when it was unable to deliver the order is unfair and deceptive and in violation of the Maine Unfair Trade Practices Act., 5 M.R.S.A. §207.

17. The Defendant's conduct as described in this Count is intentional.

COUNT TWO

(Violation of FTC Mail or Telephone Order Merchandise)

18. The State repeats, realleges and incorporates herein by reference paragraphs 1 through 17 of this Complaint.

19. The Defendant has repeatedly violated the Federal Trade Commission's Mail or Telephone Order Merchandise Rule (16 CFR §435), which requires that when the Defendant is unable to deliver the internet ordered merchandise to give the consumer the option of canceling the order and receiving a full refund or consenting to a delay.

20. The Defendant's violation of the FTC's Mail or Telephone Order Merchandise Rule is unfair and deceptive and in violation of the Maine Unfair Trade Practices Act, 5 M.R.S.A. §207.

21. The Defendant's conduct as described in this Count is intentional.

RELIEF REQUESTED

WHEREFORE, The State respectfully requests that this Court:

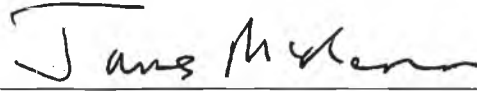
1. Declare that the unfair and deceptive practices described in this Complaint are in violation of the Maine Unfair Trade Practices Act.
2. Issue a permanent injunction restraining the Defendant from the following practice:

Accepting money for products and then failing to provide a refund when the product is not available.
3. Order the Defendant to provide the Court with an accounting of the number and identity of purchasers (name, address, email, phone) from 2009 until the present who were charged for footwear that was never delivered and who did not receive a refund from the Defendant.
4. Order Defendant to pay restitution to consumers identified pursuant to paragraph 3.
5. Pursuant to 5 M.R.S.A. § 209, order Defendant to pay a civil penalty of up to \$10,000 for each intentional violation of 5 M.R.S.A. §207.
6. Pursuant to 5 M.R.S.A. § 209, order the Defendant to pay the State its costs of investigation and suit, including its attorneys' fees.
7. Grant such other and further relief as the Court deems just and proper.

Dated at Augusta, Maine this 23rd day of September, 2010.

Respectfully submitted,

JANET T. MILLS
Attorney General

A handwritten signature in black ink, reading "James A. McKenna". The signature is written in a cursive style with a horizontal line above the first few letters.

James A. McKenna
Assistant Attorney General
State House Station 6
Augusta, Maine 04333-0006
Maine Bar No. 1735
(207) 626-8842
Email: jim.mckenna@maine.gov

STATE OF MAINE
KENNEBEC, SS

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. AUGSC-CV-2010-

STATE OF MAINE,)
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 v.)
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 LLC, d/b/a SANDALS4LESS.COM)
 LLC,)
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 Defendants)
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CONSENT DECREE
(Maine Unfair Trade Practices Act, 5 M.R.S.A. §207)

Plaintiff, State of Maine, filed its Unfair Trade Practice Complaint in the above-captioned matter on 9/25/2010. Pursuant to 5 M.R.S.A. §209, the Defendant has agreed to the entry of this Consent Decree without trial or adjudication of issue or fact or law herein. This Consent Decree does not constitute evidence against the Defendant or an admission by the Defendant of any of the allegations in the Plaintiff's Complaint.

NOW, THEREFORE, before the taking of any testimony and without trial or adjudication of any fact or law herein, and upon the consent of the parties hereto, it is hereby ORDERED as follows:

1. This Court has jurisdiction over the subject matter of this action and over the parties consenting to this Decree. The Complaint states claims which can be granted against the Defendant, pursuant to the Maine Unfair Trade Practices Act (UTPA), 5 M.R.S.A. §§205A-214.
2. The Defendant, its agents, employees, assigns and any other persons acting in concert or participation with the Defendant in the sale of goods are enjoined from the following unfair or deceptive conduct:

- A. Accepting money from purchasers of goods and then failing to provide a timely refund when the goods are not delivered; and
 - B. Violating the Federal Trade Commission's Mail or Telephone Order Merchandise Rule (16 C.F.R. §435), which requires that sellers have a reasonable basis to expect to be able to deliver mail-order merchandise within the time specified in their advertising or within 30 days if no time is specified and, if this deadline cannot be met, giving the consumer the option of canceling the order and receiving a full refund or consenting to a delay.
3. The Defendant represents, to the best of its knowledge, that as of the date of its signature below, it or its supplier has refunded all money received from, or otherwise made full restitution to consumers who have paid money to the Defendant and who have not received their ordered goods.
4. The Defendant represents, to the best of its knowledge, that as of the date of its signature below, there are no consumers in the years 2009 and 2010 who have not yet received their ordered products and who are currently demanding refunds from the Defendant.
5. Further, if the State receives unresolved complaints from injured consumers requesting restitution, the State may present these complaints to the Defendant for payment. Unless the Defendant disputes a consumer's claim, the Defendant must pay restitution within 30 days of the date the Defendant receives the Consumer complaint. If the Defendant does not pay and instead disputes a consumer complaint, it must notify the Attorney General within 7 days of receiving it so that the Attorney General may investigate the matter and decide whether the Defendant is in violation of this Consent Decree.

6. Pursuant to 5 M.R.S.A. §209 of the Maine Unfair Trade Practices Act, the Defendant must pay within 30 days of this Order a civil penalty of \$750.0. This civil penalty shall be paid by certified bank check or money order payable to the Office of the Maine Attorney General.
7. If the Defendant fails to pay the amount listed above in paragraph 6, the Defendant shall be prohibited from conducting any new sales until the amounts listed above in paragraph 6 has been paid in full. This cease business injunctive relief shall take effect immediately upon the State's written notice to this Court of such a violation, with an accompanying written notice to the Defendant.
8. The Defendant shall post on its website a link to this Consent Decree with this title:
"Sandals4Less and the Maine Attorney General have entered into a voluntary Consent Decree concerning customer refunds." Defendant may remove the website link to this Consent Decree when \$750 has been paid in full.
9. Any violation by the Defendant of the mandatory injunctions listed above in paragraphs 2 through 6 will be subject to the civil penalty authorized in 5 M.R.S.A. §209 for violation of this Consent Decree.
10. The undersigned, with the knowledge of the terms of the above Consent Decree agree to these terms and to the entry of this Consent Decree.
11. Each and every violation of this Consent Decree shall be treated as a separate contempt hereof.
12. Jurisdiction is retained by this Court for the purpose of enabling any party of this Consent Decree to apply to this Court at any time for such further orders as may be necessary for the modification of any of the provisions of this Decree.

Dated: _____

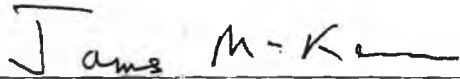
Justice, Superior Court

Dated: AUG 31 2010



C&E Jensen Associates LLC d/b/a Sandals4Less.com
By Peter J. Jensen, its Manager
12 Beech Road
Standish, ME 04084

Dated: 9/22/10



James A. McKenna
Assistant Attorney General
State House Station 6
Augusta, Maine 04333-0006
Maine Bar No. 1735
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Email: jim.mckenna@maine.gov