

THE STATE OF TEXAS,	§	IN THE DISTRICT COURT
Plaintiff	§	
	§	
v.	§	CAMERON COUNTY, TEXAS
	§	
MARTHA B. URESTI, d/b/a	§	
Uresti Immigration/Notary Services,	§	357th JUDICIAL DISTRICT
Defendant	§	

FINAL JUDGMENT AND PERMANENT INJUNCTION

On June 28, 2004, this case was called for trial. Plaintiff, STATE OF TEXAS, appeared through the Consumer Protection and Public Health Division, Office of the Texas Attorney General GREG ABBOTT, and its attorney of record and announced ready for trial. Although Defendant MARTHA B. URESTI had filed an answer in this cause, she did not appear at the time the Court called this case for trial. However, the Court determined that Defendant had received notice of the trial setting and proceeded with the trial *sua sponte*.

All matters in controversy, legal and factual, were submitted to the Court for its determination. The Court heard the evidence and argument of counsel and announced its decision for Plaintiff. The Court finds and concludes that Plaintiff is entitled to the judgment and relief set forth below. Accordingly, the Court hereby renders judgment for Plaintiff, as follows:

PROHIBITORY INJUNCTIVE RELIEF

1. IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that Defendant MARTHA B. URESTI, her agents, servants, employees, relatives, attorneys and any other person acting in concert or participation with Defendant, are hereby permanently enjoined from:

- a. Operating a business or conducting business at 4215 Southmost Road, Suite B, Brownsville, Cameron County, Texas;
- b. Advertising, offering for sale, selling, or performing an immigration service;
- c. Advertising, offering for sale, selling, or performing a notarial service;
- d. Accepting money or valuable consideration for performing a notarial or an immigration service;
- e. Accepting money or valuable consideration from any person seeking assistance to obtain a benefit under U.S. immigration laws for himself or any other person;
- f. Advising any person whether or not to file a petition, application, or other form to obtain a benefit under U.S. immigration laws for himself or any other person;
- g. Preparing for any person a petition, application or other form to obtain a benefit under U.S. immigration laws for himself or any other person;
- h. Holding herself or a business out, by any means, to the public by any title or designation incorporating the word “immigration” or an abbreviation thereof;
- i. Representing, directly or by implication, that Defendant has the skill, expertise, or competence to handle immigration matters;
- j. Representing, directly or by implication, that Defendant can get legal status, a work permit, or other benefit under U.S. immigration laws for a person who purchases her services;
- k. Showing, directly or by implication, any affiliation, connection, or association of an address or telephone number in the United States with an immigration service in Mexico;
- l. Concealing, withholding, destroying, mutilating, altering, falsifying, or removing from the jurisdiction of this Court any books, records, documents, invoices, receipts, or other written materials relating to the business of Defendant currently or hereafter in Defendant’s possession, custody or control except in response to further orders or subpoenas in this cause; and

- m. Representing, directly or by implication, that this Court, the Bureau of Citizenship & Immigration Services (also known as the Immigration and Naturalization Service), or the Office of the Attorney General has approved any good or service sold or offered for sale by Defendant, or approved of any of Defendant's business practices.

MONETARY AWARD

2. IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Plaintiff STATE OF TEXAS have and recover from Defendant MARTHA B. URESTI the total sum of \$191,738.00 comprised of the following amounts:

- a. The amount of \$104,738.00 as civil restitution to the STATE OF TEXAS to restore money acquired by means of false, misleading, or deceptive acts or practices of Defendant;
- b. The amount of \$75,000.00 as civil penalties to the STATE OF TEXAS; and
- c. The amount of \$12,000.00 as reasonable and necessary attorney's fees to the STATE OF TEXAS in the prosecution of this action;

plus post judgment interest on the above total sum at the rate of ____% per annum from the date of this judgment until paid.

3. IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that with respect to amounts of civil restitution that the STATE OF TEXAS may collect from Defendant, the review, determination and allocations of amounts of money to be restored to identifiable persons shall be within the sole discretion of the Consumer Protection and Public Health Division, Office of the Attorney General of Texas.

4. IT IS FURTHER ORDERED that the clerk of the court shall issue a writ of injunction that conforms with this judgment and all legal requirements, and that Plaintiff shall have all writs of execution and other process necessary to enforce this judgment.

5. All costs of court expended or incurred in this cause are adjudged against Defendant.

6. This judgment is final, disposes of all claims and all parties, and is appealable.

7. All relief not expressly granted herein is denied.

SIGNED on _____, 2004.

JUDGE PRESIDING