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Attorney for Plaintiff

FILED

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N. MARTINS, CLERK  
SECOND CIRCUIT COURT  
STATE OF HAWAII

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of  
Consumer Protection,

Plaintiff,

vs.

AMERICAN UNIVERSITY HAWAII,  
INC., a Hawaii corporation dba The  
American University of Hawaii and AUH  
and HASSAN H. SAFAVI aka Henry  
Safavi,

Defendants.

CIVIL NO. 03-1-0458 (2)  
(Other Civil Action)

AMENDED PERMANENT INJUNCTION  
AND FINAL JUDGMENT AGAINST  
DEFENDANT HASSAN H. SAFAVI

TRIAL

Dates: Jun. 30, 2005 and Jan. 4, 2006  
Times: 9:30 a.m. and 9:00 a.m.  
Judge: Shackley F. Raffetto

AMENDED PERMANENT INJUNCTION AND FINAL  
JUDGMENT AGAINST DEFENDANT HASSAN H. SAFAVI

The court having entered its Findings of Fact and Conclusions of Law and Exhibit A on May 17, 2006 and good cause appearing; judgment in favor of Plaintiff and against Defendant Hassan H. Safavi with respect to all Counts in the Second Amended Complaint be and hereby is entered as follows:

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that:

1. Defendant HassanH. Safavi and his agents, servants, employees, attorneys and those persons in active concert or participation with him, directly or indirectly, individually or in concert with others, or through any corporate or other device who receive actual notice of this order be and hereby are permanently enjoined from any of the following:

- a. Providing any post-secondary instructional programs or courses leading to a degree:
- b. Acting as or holding himself out as a “college, academy, institute, institution, university” or anything similar thereto;
- c. Failing to comply with Hawaii Rev. Stat. Chap. **446E** (2005) or **Q 480-2(a)** (2005) in any particulars: and
- d. Owning or operating any business in the State of Hawaii, claiming to operate under the laws of the State of Hawaii, having a presence in Hawaii or maintaining a website using the name American University of Hawaii until all restitution and civil penalties entered herein are fully satisfied.

2. Defendant HassanH. Safavi be and is hereby liable, jointly and severally with Defendant American University Hawaii, Inc., for restitution to consumers as set forth herein. To the extent not already done, upon entry of this judgment, Defendant HassanH. Safavi be and hereby is ordered to notify all American University of Hawaii degree holders and degree applicants who enrolled or received their degrees

subsequent to July 1, 1999 in writing that they are entitled to full restitution (conditioned only on the return of any diploma awarded). Said notice shall be in a form agreeable by Plaintiff and shall also notify the recipients of their rights under Hawaii Rev. Stat. §480-13. Defendant Hassan H. Safavi or Defendant American University Hawaii, Inc. shall provide a full refund to any recipient requesting one by certified check within fourteen days of receipt of the request for such and the return of the diploma, if applicable.

3. Defendant Hassan H. Safavi be and is hereby liable to Plaintiff for civil penalties pursuant to Hawaii Rev. Stat. §480-3.1 in the amount of Five Hundred Thousand Dollars (\$500,000.00).

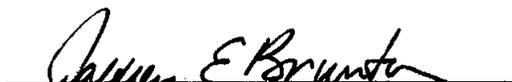
4. No claims remain against any party.

DATED: Wailuku, Maui, Hawaii, SEP 11 2006.

**/s/ SHACKLEY F. RAFFETTO (Seal)**

Judge of the above-entitled Court

APPROVED AND SO STIPULATED:

  
Jeffrey E. Brunton  
Attorney for Plaintiff

  
Rezal Gharakhani  
Attorney for Defendants