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2006 JUN 13 PM 4: 25

D. MORIOKA, CLERK
SECOND JUDICIAL CIRCUIT
STATE OF HAWAII

Attorney for Plaintiff

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of)
Consumer Protection,)
)
Plaintiff,)

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

vs.)

PERMANENT INJUNCTION AND FINAL
JUDGMENT AGAINST DEFENDANT
HASSAN H. SAFAVI

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

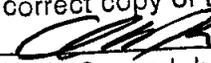
TRIAL

Defendants.)

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

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:

I hereby certify that this is a full, true and correct copy of the Original.

Clerk, Second Judicial Circuit

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. Defendant Hassan H. 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 § 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 Hassan H. 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 Hassan H. 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. Defendant Hassan H. Safavi be incarcerated until such time as he terminates the website using the name American University of Hawaii, agrees to and notifies each student as required by this Court's prior orders, in a form agreed to by the State of Hawaii, of his or her right to restitution, provides the State of Hawaii with a list of the names and addresses of all of its students who enrolled since Hawaii Rev. Stat. Chapter 446E (2005) became law, and changes the name of the Mississippi Corporation to something other than the American University of Hawaii.

5. No claims remain against any party.

DATED: Wailuku, Maui, Hawaii, JUN 13 2006.

/s/ SHACKLEY F. RAFFETTO (Seal)

Judge of the above-entitled Court