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C. CASIL, 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,	)	CIVIL NO. 03-1-0458 (2)
	)	(Other Civil Action)
	)	
Plaintiff,	)	ORDER GRANTING PLAINTIFF'S
	)	MOTION FOR PARTIAL SUMMARY
	)	JUDGMENT AND PERMANENT
	)	INJUNCTION AGAINST DEFENDANT
vs.	)	AMERICAN UNIVERSITY HAWAII, INC.
	)	OR, IN THE ALTERNATIVE, FOR A
	)	PRELIMINARY INJUNCTION
	)	
AMERICAN UNIVERSITY HAWAII, INC., a Hawaii corporation dba The American University of Hawaii and AUH,	)	(Motion Filed February 26, 2004)
	)	<u>HEARING</u>
	)	Date: April 7, 2004
	)	Time: 8:30 a.m.
Defendant.	)	Judge: Shackley F. Raffetto
	)	
	)	Trial Date: None
	)	SCF Date: None
	)	

ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND PERMANENT INJUNCTION AGAINST DEFENDANT AMERICAN UNIVERSITY HAWAII, INC. OR, IN THE ALTERNATIVE, FOR A PRELIMINARY INJUNCTION

Plaintiff having filed a Motion for Partial Summary Judgment and Permanent Injunction Against Defendant American University Hawaii, Inc. or, in the Alternative, for a Preliminary Injunction on February 26, 2004; the matter having

come on for hearing before the Honorable Shackley F. Raffetto on April 7, 2004 at 8:30 o'clock a.m.; Plaintiff having been represented by Jeffrey E. Brunton; Defendant American University Hawaii, Inc. having been represented by Richard K. Minatoya; the court having reviewed the materials in support of and in opposition to the motion and the court having heard oral arguments of counsel; and good cause appearing therefore

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Plaintiff's Motion for Partial Summary Judgment and Permanent Injunction Against Defendant American University Hawaii, Inc. or, in the Alternative, for a Preliminary Injunction be and hereby is granted.

**THE COURT HEREBY FINDS** that the Plaintiff is likely to prevail on the merits and that the public interest supports the issuance of a preliminary injunction and, therefore,

Defendant American University Hawaii, Inc. and its officers, agents, servants, employees, attorneys and those persons in active concert or participation with it who receive actual notice of this order **BE AND ARE HEREBY**

**PRELIMINARILY ENJOINED FROM:**

1. Representing that its operations worldwide are not subject to the requirements of Hawaii Rev. Stat. Chapter 446E;
2. Permitting the continued viewability of its websites, disseminating its catalogs and placing further advertisements pending full compliance with Hawaii Rev. Stat. § 446E-2;
3. Using or disseminating legislative certificates and other

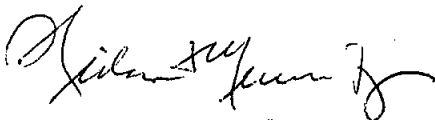
government documents in its websites or any of its promotional materials and otherwise indicating or suggesting that the State of Hawaii licenses, approves or regulates its operations;

4. Enrolling any J.D. candidates and issuing any J.D. degrees ("non-bar" or otherwise);
5. Enrolling any M.D. candidates and issuing any M.D. degrees;
6. Issuing any degrees;
7. Making any claims of future accreditation; and
8. Accepting or receiving any tuition payments or other fees from or on behalf of a student

DATED: Honolulu, Hawaii, APR 26 2004

/s/ SHACKLEY F. RAFFETTO (Seal)  
Judge of the above-entitled Court

APPROVED AS TO FORM:



RICHARD K. MINATOYA  
Attorney for Defendant

Civil No. 03-1-0458 (2); State v American University Hawaii, Inc. et al; ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND PERMANENT INJUNCTION AGAINST DEFENDANT AMERICAN UNIVERSITY HAWAII, INC. OR, IN THE ALTERNATIVE, FOR A PRELIMINARY INJUNCTION