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Office of Consumer Protection
235 South Beretania Street, Room 801
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FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

2004 MAR 30 PM 1:27

Attorney for Plaintiff

H. CHING
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

STATE OF HAWAII, by its Office of
Consumer Protection,

Plaintiff,

vs.

NATION UNIVERSITY, a Hawaii
nonprofit corporation,

Defendant.

) CIVIL NO. 04-1-0154-01 VSM
) (Other Civil Action)
)
)
) DEFAULT JUDGMENT AGAINST
) DEFENDANT NATION UNIVERSITY;
) EXHIBITS 1 AND 2
)
) (Motion filed February 20, 2004)
)
) HEARING
) Date: March 29, 2004
) Time: 8:30 a.m.
) Judge: Victoria S. Marks
)
)
) Trial Date: None
) SCF Date: None
)
)

DEFAULT JUDGMENT AGAINST DEFENDANT NATION UNIVERSITY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Business
Registration Division of the Department of Commerce and Consumer Affairs of the
State of Hawaii shall and is hereby ordered to dissolve, terminate, revoke and/or
cancel, all trademarks, corporate registrations (including that for Nation University)
and certificates of authority held by or for the defendant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Nation University, its agents, employees, successors and assigns, directly or indirectly, individually or in concert with others, or through any corporate or other device, be and are hereby permanently enjoined from:

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant Nation University shall implement a restitution program as follows. Defendant Nation University be and is hereby ordered to immediately compile a list of those students who enrolled in or graduated from Nation University subsequent to July 1, 1999 and to send a written offer of restitution to each such individual in the appropriate form attached as Exhibits 1 or 2. Defendant Nation University be and is hereby ordered, adjudged and decreed to make restitution to anyone requesting it within twenty days of the receipt of such a request.

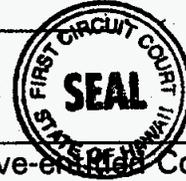
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to Hawaii Rev. Stat. § 480-3.1, Defendant Nation University Inc. be and hereby is liable to Plaintiff for civil penalties in the amount of \$125,000.00.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, MAR 29 2004

VICTORIA S. MARKS

Judge of the above-entitled Court



Date

Name

Address

City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, Nation University was operating in violation of Hawaii's laws relating to unaccredited degree granting institutions. By law, such violations are automatically considered unfair or deceptive business practices.

As a result of a court order, we are offering all graduates a full refund of the tuition paid conditioned only on return of the diploma. If you would like to accept this offer, please simply indicate that fact on the enclosed form and return it to us with the diploma. Your refund will be processed within twenty days from its receipt.

If you choose to accept this offer, you will be barred from seeking any other damages against the university. You should know that under Hawaii law, you have the right to bring your own lawsuit for damages and, in the event you prevail, you would be awarded not less than \$1,000 or threefold the damages, whichever is greater. You would also, in that event, be awarded your attorneys fees.

If you have any questions about this offer, you may call the State of Hawaii's Consumer Resource Center at (808) 586-2653.

Very truly yours,

Cui Yubin, President
Nation University

Enc.

EXHIBIT 1

Yes, I would like a full refund of all tuition paid. My diploma is enclosed. Please send the refund to:

Name

Street Address

City, State, ZipCode

Country

Dated: _____.

Signature

Date

Name

Address

City, State Zip Code

Dear Student:

We are writing to inform you that during your course of studies, Nation University was operating in violation of Hawaii's laws relating to unaccredited degree granting institutions. By law such violations are automatically considered unfair or deceptive business practices.

As a result of a court order, we are offering all students a full refund of the tuition paid. If you would like to accept this offer, please simply indicate that fact on the enclosed form and return it to us. Your refund will be processed within twenty days from its receipt.

If you choose to accept this offer, you will be barred from seeking any other damages against the university. You should know that under Hawaii law, you have the right to bring your own lawsuit for damages and, in the event you prevail, you would be awarded not less than \$1,000 or threefold the damages, whichever is greater. You would also, in that event, be awarded your attorneys' fees.

If you have any questions about this offer, you may call the State of Hawaii's Consumer Resource Center at (808) 586-2653.

Very truly yours,

Cui Yubin, President
Nation University

Enc.

EXHIBIT 2

Yes, I would like a full refund of all tuition paid. Please send the refund
to:

Name

Street Address

City, State, ZipCode

Country

Dated: _____.

Signature

JEFFREY E. BRUNTON #2833
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Telephone: (808) 586-2636

Attorney for Plaintiff

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of Consumer Protection,)	CIVIL NO. 04-1-0154-01 VSM
)	(Other Civil Action)
)	
Plaintiff,)	NOTICE OF ENTRY OF JUDGMENT
)	
)	
vs.)	
)	
)	
NATION UNIVERSITY, a Hawaii nonprofit corporation,)	
)	
)	
Defendant.)	
)	Trial Date: None
)	SCF Date: None
)	
)	

NOTICE OF ENTRY OF JUDGMENT

Pursuant to the provisions of the Hawaii Rules of Civil Procedure, Rule 77(d), **NOTICE IS HEREBY GIVEN** of the entry of Default Judgment Against Defendant Nation University; Exhibits 1 and 2 in the above-entitled cause.

DATED: Honolulu, Hawaii, MAR 30 2004.

BY ORDER OF THE COURT

H. CHING



Clerk of the above-entitled Court

Copies mailed to: (at last known address)

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