

JEFFREY E. BRUNTON #2833
Office of Consumer Protection
235 South Beretania Street, Room 801
Honolulu, Hawaii 96813-2419
Telephone: (808) 586-2636

Attorney for Plaintiff

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2003 MAR 28 AM 8:29

B. CHO
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of Consumer Protection,	)	CIVIL NO. 02-1-1973-08 (RWP)
	)	(Other Civil Action)
)	
Plaintiff,	)	DEFAULT JUDGMENT AGAINST
	)	DEFENDANT SOUTHWEST
	)	INTERNATIONAL UNIVERSITY OF
	)	NEVADA, INC.; EXHIBITS 1 AND 2
)	
vs.	)	(Motion filed February 28, 2003)
)	
	)	<u>HEARING</u>
	)	Date: March 27, 2003
	)	Time: 10:15 a.m.
SOUTHWEST INTERNATIONAL UNIVERSITY OF NEVADA, INC., a Hawaii corporation; MAO JUNG LEE, JAMES KING and ADAM Y. HAN,	)	Judge: Richard W. Pollack
)	
	)	Trial Date: None
	)	SCF Date: None
Defendants.)	
)	
)	

DEFAULT JUDGMENT AGAINST DEFENDANT
SOUTHWEST INTERNATIONAL UNIVERSITY OF NEVADA, INC.

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

JEFFREY E. BRUNTON #2833
Office of Consumer Protection
235 South Beretania Street, Room 801
Honolulu, Hawaii 96813-2419
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. 02-1-1973-08 (RWP)
	)	(Other Civil Action)
)	
	)	DEFAULT JUDGMENT AGAINST
Plaintiff,	)	DEFENDANT SOUTHWEST
	)	INTERNATIONAL UNIVERSITY OF
	)	NEVADA, INC.; EXHIBITS 1 AND 2
)	
vs.	)	(Motion filed February 28, 2003)
)	
	)	<u>HEARING</u>
	)	Date: March 27, 2003
SOUTHWEST INTERNATIONAL	)	Time: 10:15 a.m.
UNIVERSITY OF NEVADA, INC., a	)	Judge: Richard W. Pollack
Hawaii corporation; MAO JUNG LEE,)	
JAMES KING and ADAM Y. HAN,)	
	)	Trial Date: None
	)	SCF Date: None
Defendants.)	
)	
)	

DEFAULT JUDGMENT AGAINST DEFENDANT
SOUTHWEST INTERNATIONAL UNIVERSITY OF NEVADA, INC.

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 Southwest International University of Nevada, Inc.) and certificates of authority held by or for Defendant Southwest International University of Nevada, Inc..

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant Southwest International University of Nevada, Inc. shall be and are hereby ordered to immediately take whatever steps as are necessary to ensure that the web pages or web sites operated, in whole or part, by Defendant Southwest International University of Nevada, Inc. cannot be accessed by the public.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Southwest International University of Nevada, Inc., 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; and
- c. Failing to comply with Hawaii Rev. Stat. Chap. 446E or § 480-2(a) in any particulars.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Southwest International University of Nevada, Inc. shall implement a restitution program as follows. Defendant Southwest International University of Nevada, Inc. be and is hereby ordered to immediately compile a list of those students who enrolled in or graduated from Southwest International University of Nevada, Inc. 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 Southwest International University of Nevada, Inc. 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 Southwest International University of Nevada, Inc. be and hereby is liable to Plaintiff for civil penalties in the amount of \$38,000.00.

The only remaining claims are Plaintiff's claims against Defendant Adam Y. Han.

DATED: Honolulu, Hawaii, _____.

Judge of the above-entitled Court

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 Southwest International University of Nevada, Inc. 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 Southwest International University of Nevada, Inc. be and hereby is liable to Plaintiff for civil penalties in the amount of \$38,000.00.

The only remaining claims are Plaintiff's claims against Defendant Adam Y. Han.

MAR 28 2003

DATED: Honolulu, Hawaii, _____.

Richard W. Peltch

Judge of the above-entitled Court



Civil No. 02-1-1973-08 (RWP); State of Hawaii vs. Southwest International University of Nevada, Inc. et al.; DEFAULT JUDGMENT AGAINST DEFENDANT SOUTHWEST INTERNATIONAL UNIVERSITY OF NEVADA, INC.; EXHIBITS 1 AND 2

Date

Name
Address
City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, Southwest International University of Nevada, Inc. 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,

_____, President
Southwest International University of
Nevada, Inc.

Enc.

Date

Name
Address
City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, Southwest International University of Nevada, Inc. 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,

_____, President
Southwest International University of
Nevada, Inc.

Enc.

EXHIBIT

1

Date

Name

Address

City, State Zip Code

Dear Student:

We are writing to inform you that during your course of studies, Southwest International University of Nevada, Inc. 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. 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,

_____, President
Southwest International University of
Nevada, Inc.

Enc.

Date

Name
Address
City, State Zip Code

Dear Student:

We are writing to inform you that during your course of studies, Southwest International University of Nevada, Inc. 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. 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,

_____, President
Southwest International University of
Nevada, Inc.

Enc.

EXHIBIT 2