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235 South Beretania Street, Room 801
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Attorney for Plaintiff

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2003 DEC 11 PM 2:48

M. LIVICA
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of
Consumer Protection,

Plaintiff,

vs.

UNIVERSITY OF EAST-WEST
ALTERNATIVE MEDICINE, a Hawaii
nonprofit corporation,

Defendant.

) CIVIL NO. 03-1-1995-10 SSM
) (Other Civil Action)
)
)

) DEFAULT JUDGMENT AGAINST
) DEFENDANT UNIVERSITY OF EAST-
) WEST ALTERNATIVE MEDICINE,
) EXHIBITS 1 AND 2
)

) (Motion filed November 10, 2003)
)

) HEARING

) Date: December 1, 2003

) Time: 10:30 a.m.

) Judge: Sabrina S. McKenna
)

) Trial Date: None

) SCF Date: None
)
)
)

DEFAULT JUDGMENT AGAINST DEFENDANT
UNIVERSITY OF EAST-WEST ALTERNATIVE MEDICINE

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant
University of East-West Alternative Medicine, its agents, employees, successors
and assigns, directly or indirectly, individually or in concert with others, or through

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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. 03-1-1995-10 SSM
	)	(Other Civil Action)
)	
Plaintiff,	)	DEFAULT JUDGMENT AGAINST
	)	DEFENDANT UNIVERSITY OF EAST-
	)	WEST ALTERNATIVE MEDICINE,
	)	EXHIBITS 1 AND 2
)	
vs.	)	(Motion filed November 10, 2003)
)	
	)	<u>HEARING</u>
	)	Date: December 1, 2003
UNIVERSITY OF EAST-WEST ALTERNATIVE MEDICINE, a Hawaii nonprofit corporation,	)	Time: 10:30 a.m.
	)	Judge: Sabrina S. McKenna
)	
	)	Trial Date: None
Defendant.	)	SCF Date: None
)	
)	
)	

DEFAULT JUDGMENT AGAINST DEFENDANT
UNIVERSITY OF EAST-WEST ALTERNATIVE MEDICINE

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant
University of East-West Alternative Medicine, 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.

The Business Registration Division of the Department of Commerce and Consumer Affairs of the State of Hawaii **BE AND IS HEREBY ORDERED** to dissolve, terminate, revoke and/or cancel, all trademarks, corporate registrations (including that for University of East-West Alternative Medicine) and certificates of authority held by or for the defendant.

Defendant University of East-West Alternative Medicine and/or any agent, employee of associate of defendant, or any Host or Hosting Company for defendant **BE AND ARE HEREBY ORDERED** to immediately take whatever steps may be necessary to ensure that the following Web pages or Web sites operated, in whole or in part, by the defendant cannot be accessed by the public:

<http://www.bcpuniversity.org>.

Defendant University of East-West Alternative Medicine **BE AND IS**
HEREBY ORDERED to implement a restitution program as follows. Defendant
University of East-West Alternative Medicine be and is hereby ordered to immediately
compile a list of those students who enrolled in or graduated from University of East-
West Alternative Medicine 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 University of East-West Alternative Medicine **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 University of East-West Alternative
Medicine be and hereby is liable to Plaintiff for civil penalties in the amount of
\$100,000.00.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, _____.

Judge of the above-entitled Court

Civil No. 03-1-1995-10 SSM; State of Hawaii vs. University of East-West
Alternative Medicine; DEFAULT JUDGMENT AGAINST DEFENDANT UNIVERSITY
OF EAST-WEST ALTERNATIVE MEDICINE

Defendant University of East-West Alternative Medicine **BE AND IS**
HEREBY ORDERED to implement a restitution program as follows. Defendant
University of East-West Alternative Medicine be and is hereby ordered to immediately
compile a list of those students who enrolled in or graduated from University of East-
West Alternative Medicine 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 University of East-West Alternative Medicine **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.

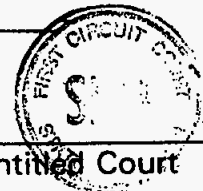
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, pursuant to
Hawaii Rev. Stat. § 480-3.1, Defendant University of East-West Alternative
Medicine be and hereby is liable to Plaintiff for civil penalties in the amount of
\$100,000.00.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, **DEC 9 2003**

SABRINA S. MCKENNA

Judge of the above-entitled Court



Civil No. 03-1-1995-10 SSM; State of Hawaii vs. University of East-West
Alternative Medicine; DEFAULT JUDGMENT AGAINST DEFENDANT UNIVERSITY
OF EAST-WEST ALTERNATIVE MEDICINE

Date

Name
Address
City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, University of East-West Alternative Medicine 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,

Se Jong Park, President
University of East-West Alternative
Medicine

Enc.

Date

Name
Address
City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, University of East-West Alternative Medicine 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.

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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,

Se Jong Park, President
University of East-West Alternative
Medicine

Enc.

EXHIBIT 1

Date

Name

Address

City, State Zip Code

Dear Student:

We are writing to inform you that during your course of studies, University of East-West Alternative Medicine 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.

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Very truly yours,

Se Jong Park, President
University of East-West Alternative
Medicine

Enc.

Date

Name

Address

City, State Zip Code

Dear Student:

We are writing to inform you that during your course of studies, University of East-West Alternative Medicine 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.

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Very truly yours,

Se Jong Park, President
University of East-West Alternative
Medicine

Enc.

EXHIBIT

2