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Attorney for Plaintiff

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

2003 MAY 13 AM 8:25

M. LIVICA
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of Consumer Protection,	)	CIVIL NO. 03-1-0359-02 VSM
	)	(Other Civil Action)
)	
	)	DEFAULT JUDGMENT AGAINST
Plaintiff,	)	DEFENDANTS UNIVERSITY OF
	)	HONOLULU, EDEN UNIVERSITY AND
	)	CULTURE UNIVERSITY; EXHIBITS 1
	)	AND 2
vs.)	
	)	(Motion filed March 28, 2003)
)	
	)	<u>HEARING</u>
UNIVERSITY OF HONOLULU, a Hawaii)	)	Date: May 9, 2003
corporation; EDEN UNIVERSITY, a	)	Time: 8:30 a.m.
Hawaii corporation and CULTURE	)	Judge: Victoria S. Marks
UNIVERSITY, a Hawaii corporation,)	
)	
	)	Trial Date: None
Defendants.	)	SCF Date: None
)	
)	

DEFAULT JUDGMENT AGAINST DEFENDANTS
UNIVERSITY OF HONOLULU, EDEN UNIVERSITY AND CULTURE 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

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Defendants.)	SCF Date: None
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DEFAULT JUDGMENT AGAINST DEFENDANTS
UNIVERSITY OF HONOLULU, EDEN UNIVERSITY AND CULTURE 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 University of Honolulu, Eden University and Culture University) and certificates of authority held by or for any of the defendants.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendants University of Honolulu, Eden University and Culture University, their 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 University of Honolulu shall implement a restitution program as follows. Defendant University of Honolulu be and is hereby ordered to immediately compile a list of those students who enrolled in or graduated from University of Honolulu 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

Honolulu 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 the Defendant Eden University shall implement a restitution program as follows. Defendant Eden University be and is hereby ordered to immediately compile a list of those students who enrolled in or graduated from Eden 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 Eden 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 the Defendant Culture University shall implement a restitution program as follows. Defendant Culture University be and is hereby ordered to immediately compile a list of those students who enrolled in or graduated from Culture 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 Culture 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.

There are no remaining claims against any party.

DATED: Honolulu, Hawaii, _____.

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, University of Honolulu, Eden University, and Culture University were 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 settlement reached with the State of Hawaii, we are offering all graduates a full refund of the tuition paid conditioned on return of the diploma. If you would like to accept this offer, please simply indicate that fact on the duplicate original and return it to us with the diploma. Your refund will be processed in 20 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

Date

Name
Address
City, State Zipcode

Dear Graduate:

We are writing to inform you that during your course of studies, University of Honolulu, Eden University, and Culture University were 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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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

EXHIBIT 1

Date

Name
Address
City, State Zipcode

Dear Student:

We are writing to inform you that during your course of studies, University of Honolulu, Eden University, and Culture University were 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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Address
City, State Zipcode

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_____, President

EXHIBIT

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