

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND
SOUTHERN DIVISION

In re SANCTUARY BELIZE LITIGATION

No: 18-cv-3309-PJM

 ~~PROPOSED~~ ORDER CLARIFYING, IN PART, THE COURT'S ORDER
IMPLEMENTING NEXT PHASE OF CONSUMER REDRESS (DOC. 1446)

The Court entered its Order Implementing Next Phase of Consumer Redress (Doc. 1446, “June 2023 Redress Order”) on June 14, 2023. The Notice Regarding Redress Process and Request for Status Conference and Guidance from the Court (Doc. 1460, the “Request”) subsequently filed by the Federal Trade Commission (“FTC”) came before this Court for determination at a hearing held on October 10, 2023, pursuant to the Court’s Paperless Notice of Scheduling of Status Conference (Doc. 1467) with appearances by Gary Owen Caris and Allison M. Rego of Barnes & Thornburg LLP on behalf of the Receiver, Marc-Philip Ferzan of Ankura Consulting Group, LLC (“Receiver”), Benjamin J. Theisman and Christopher J. Erickson on behalf of the FTC, and John B. Williams of Williams Lopatto PLLC on behalf of the Defendants, who asked to be excused and was excused from the hearing as it relates to the matters described herein, and at which Marc-Philip Ferzan and Michael Schultz of Ankura Consulting Group, LLC were also present.

The Court, having read and considered the Request, the Receiver’s Response to the Request (Doc. 1462) and all documents filed in support thereof, the FTC’s Reply in Support of Notice Regarding Redress Process and Request for Status Conference and Guidance from the

Court (Doc. 1463), and the Receiver's Notice of Availability for Hearing (Doc. 1464); the Court having heard and considered the arguments and contentions of counsel and the Receiver at the hearing; and the Court having determined that due and proper notice was provided, and good cause appearing therefore, and for the reasons stated on the record, it is

ORDERED that:

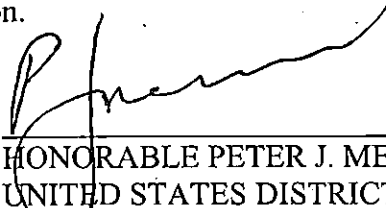
1. To the extent paragraph 4 and paragraph 5 of the June 2023 Redress Order require clarification, the Court hereby clarifies that the FTC shall have the final authority with respect to language in the Survey¹ and associated written materials to be distributed to Consumers in connection with the Survey, after consultation with the Receiver.

2. The Receiver shall administer the Survey, including with respect to responding to Consumer communications in connection therewith. This paragraph does not prevent the Receiver from using contractors or other third parties to perform work related to the Survey.

3. Subject to the clarifications set forth herein, the June 2023 Redress Order remains in full force and effect. Nothing in this Order prevents the FTC from seeking additional guidance or relief from the Court through the filing of a motion.

Dated:

10/19/23


HONORABLE PETER J. MESSITTE
UNITED STATES DISTRICT JUDGE

¹ Capitalized terms in this Order shall have the meaning ascribed to them in the June 2023 Redress Order unless otherwise expressly defined herein.