

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

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STATE OF IOWA ex rel.	)	
THOMAS J. MILLER,	)	
ATTORNEY GENERAL OF IOWA	)	
99AG25112,	)	
	)	Equity No. EQCE076814
Plaintiff,	)	
	)	
v.	)	
	)	
AMERICARE INC., a Nevada corporation,	)	
dba Americare Health, and	)	
americarenow.com;	)	
	)	
MARIO S. GONZALEZ;	)	CONSENT JUDGMENT
	)	
PHILLIP BAKER;	)	
	)	
and	)	
	)	
NANCY CAROL THOMPSON,	)	
	)	
Defendants.	)	

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The Court, having been presented by Assistant Attorney General Steve St. Clair with this Consent Judgment, finds and orders as follows:

1. Plaintiff State of Iowa *ex rel.* Thomas J. Miller, Iowa Attorney General, has filed a Petition in Equity against the above-captioned defendants pursuant to Iowa Code § 714.16 (2013), the Iowa Consumer Fraud Act, and Iowa Code § 714.16A, the Older Iowans Act, and this Consent Judgment, which has been approved by all of the above-named defendants, is intended to resolve this litigation.

2. The Court has jurisdiction of the parties and subject matter.
3. The Court finds that this Consent Judgment should be entered.

**IT IS THEREFORE ORDERED** pursuant to Iowa R. Civ. P. 1.1501 *et seq.* and the Iowa Consumer Fraud Act, Iowa Code § 714.16, that Defendants, and each of them, and (as applicable) their directors, officers, principals, partners, employees, agents, servants, representatives, subsidiaries, affiliates, successors, assigns, merged or acquired predecessors, parent or controlling entities, and all other persons, corporations and other entities acting in concert or participating with any one or more Defendants who have actual or constructive notice of the Court's injunction, are permanently restrained and enjoined from: Engaging in the telemarketing of Human Growth Hormone (HGH) or any health-or-nutrition-related product(s) to Iowa residents; and from directly or indirectly selling, renting, sharing, transferring, making available for use by others, or making any use whatsoever of the names and/or other identifying information of persons with Iowa addresses who were customers of Americare, Inc. at any time.

**IT IS FURTHER ORDERED** that, pursuant to Iowa Code ' 714.16, Defendants Americare, Inc. and Mario S. Gonzalez shall immediately take all steps necessary to ensure that: no previous Iowa purchaser of HGH or any other product from Americare, Inc. is charged for any remaining payments or financial obligation stemming from such purchases; any payment(s) received hereafter from such previous purchasers is promptly refunded; and any past purchasers who request a refund of any past payments stemming from such purchases shall be promptly and fully refunded.

**IT IS FURTHER ORDERED** that the Court retain jurisdiction to enforce this Consent Judgment.

**IT IS FURTHER ORDERED** that the Defendants pay court costs, if any.

**SO ORDERED.**

Approved:

Date: 7/1/14

/s/ Mario Gonzalez

Americare, Inc.

By: Mario Gonzalez

Date: 7/1/14

/s/ Mario S. Gonzalez

Mario S. Gonzalez

Date: 7/1/14

/s/ Phillip Baker

Phillip Baker

Date: 7/1/14

/s/ Nancy Carol Thompson

Nancy Carol Thompson

Date: 7/17/14

/s/ Steve St. Clair

Assistant Attorney General Steve St. Clair



State of Iowa Courts

Type: OTHER DECREE

Case Number Case Title  
EQCE076814 STATE OF IOWA EX REL MILLER VS AMERICARE INC, ET AL

So Ordered

A handwritten signature in cursive script, reading "Michael D. Huppert".

Michael D. Huppert, District Court Judge,  
Fifth Judicial District of Iowa