

VIRGINIA:

IN THE CIRCUIT COURT OF THE CITY OF NORFOLK

COMMONWEALTH OF VIRGINIA, )  
EX REL. WILLIAM C. MIMS, )  
ATTORNEY GENERAL, )  
)  
)

Plaintiff, )  
)  
)

CIVIL ACTION NO. CL09-4823

v. )  
)  
)

VIRGINIA EMPLOYMENT SERVICES, )  
INC., )  
)

NEW BEGINNINGS EMPLOYMENT, )  
INC., )  
)

and )  
)  
)

VIRGINIA PERSONNEL, INC., )  
)  
)

Defendants. )

ORDER FOR JUDGMENT BY DEFAULT AND RELIEF

This day came the Commonwealth of Virginia, *ex rel.* William C. Mims, Attorney General (the "Commonwealth"), on this Order for Judgment by Default.

UPON CONSIDERATION WHEREOF, it is hereby ORDERED, ADJUDGED AND DECREED that the Court enters judgment for the Commonwealth by Default against Virginia Employment Services, Inc. ("VES") pursuant to Rule 3:19(a) and (c) of the Rules of the Supreme Court of Virginia.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that

A. VES, New Beginnings Employment, Inc. ("New Beginnings"), Virginia Personnel, Inc. ("Virginia Personnel") (collectively, the "Defendants") are permanently enjoined

from violating the Virginia Consumer Protection Act, Virginia Code §§ 59.1-196 through 59.1-

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207;


B. The Defendants fully refund all consumers on the list attached as Exhibit A who have paid for services and did not secure employment through the Defendants' services;

C. The Defendants reimburse all overdraft, over-limit or other fees or charges from credit, debit or other financial institutions due to the Defendants' charges for consumers on the list attached as Exhibit A;

D. VES award the Commonwealth \$350,000 (three hundred fifty thousand dollars), or \$2,500 (two thousand, five hundred dollars) in civil penalties for each of its 40 willful violations of the Virginia Consumer Protection Act, as alleged in the Commonwealth's Complaint;

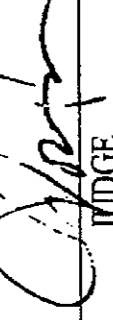
E. New Beginnings award the Commonwealth \$300,000 (three hundred thousand dollars), or \$2,500 (two thousand, five hundred dollars) in civil penalties for each of its 120 willful violations of the Virginia Consumer Protection Act, as alleged in the Commonwealth's Complaint;

F. Virginia Personnel award the Commonwealth \$165,000 (one hundred sixty-five thousand dollars), or \$2,500 (two thousand, five hundred dollars) in civil penalties for each of its 66 willful violations of the Virginia Consumer Protection Act, as alleged in the Commonwealth's Complaint; and

G. Each of the Defendants pay an award of \$6,400 (six thousand, four hundred dollars) for 40 (forty) hours at a rate of \$160.00 (one hundred sixty dollars) per hour to the Commonwealth for its attorneys' fees, costs and reasonable expenses in investigating and preparing the case. 

Enter:

12/31/09



JUDGE

**Charles E. Poston, Judge**

WE ASK FOR THIS:

COMMONWEALTH OF VIRGINIA,  
WILLIAM C. MIMS, EX REL. ATTORNEY GENERAL

By:



COURTNEY M. MALVEAUX (VSB#51064)

Assistant Attorney General

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