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STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF CORPORATIONS

TO: Trustmark-e.org
St. Johns Avenue 34
London SW156-AN
United Kingdom

Robert Priori
84-13 85th Road
Woodhaven, NY 11421

DESIST AND REFRAIN ORDER
(For violations of sections 17200, 17210.2 and 17403 of the California Financial Code)

The California Corporations Commissioner finds that:

1. Trustmark-e.org and Robert Priori have engaged in the business of an escrow agent by advertising escrow services over the internet at www.trustmark-e.org, from 2005 to the present as follows:

a) Trustmark-e.org represents on its website that the process works as follows: The buyer and seller agree to the terms of the transaction. The buyer pays Trustmark-e.org, which verifies the payment. Trustmark-e.org notifies the seller to ship its merchandise and then verifies that the buyer receives the shipment. The buyer accepts the goods. Trustmark-e.org then pays the seller and the transaction is complete.

b) Trustmark-e.org and Robert Priori claim to protect both the buyer and the seller from fraud with this process.

c) Trustmark-e.org and Robert Priori have represented that the escrow services provided by Trustmark-e.org are provided by Internet Escrow Services (IES), and that IES is “fully licensed and accredited as an escrow company and is subject to compliance with all applicable

1 escrow regulations.” In fact, IES is an affiliate of Escrow.com and Trustmark-e.org is not affiliated
2 with either IES or Escrow.com.

3 d) Trustmark-e.org and Robert Priori have represented that Trustmark-e.org is Trust
4 Mark Escrow, Inc., and that it is located at 1901 Newport Boulevard, Suite 284, Costa Mesa,
5 California 92627 and holds escrow license number 963-2045. In fact, California escrow license
6 number 963-2045 was issued to The Escrow Exchange Inc. dba TrustMark Escrow Inc., located at
7 1901 Newport Boulevard, Suite 284, Costa Mesa, California 92627 on October 23, 2003. Trustmark-
8 e.org is not a web site of The Escrow Exchange Inc. dba TrustMark Escrow Inc.

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10 2. Neither Trustmark-e.org nor Robert Priori has been issued a license from the
11 Commissioner authorizing them to conduct business as an escrow agent, as required by California
12 Financial Code section 17200.

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14 3. Neither Trustmark-e.org nor Robert Priori is exempt from the licensing requirements of
15 Section 17200.

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17 4. Neither Trustmark-e.org nor Robert Priori has been issued a license from the
18 Commissioner authorizing them to use words indicating that they are in the escrow business, as
19 required by California Financial Code section 17403.

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21 5. Trustmark-e.org and Robert Priori have disseminated or caused to be disseminated false,
22 misleading and/or deceptive statements or representations which refer to Trustmark-e.org’s affiliation
23 with IES, when, in fact, Trustmark-e.org is not affiliated with IES in any way.

24
25 Based upon the foregoing findings, the California Corporations Commissioner is of the opinion that
26 Trustmark-e.org and Robert Priori and their officers, directors, partners, agents, employees and/or
27 servants are in violation of California Financial Code sections 17200, 17210.2(a) and 17403(a).
28 Pursuant to California Financial Code section 17416, Trustmark-e.org and Robert Priori are hereby

1 ordered to desist and refrain from engaging in the business of receiving escrows for deposit or
2 delivery without first obtaining a license from the Commissioner. Pursuant to California Financial
3 Code section 17403(b), Trustmark-e.org and Robert Priori are further ordered to immediately desist
4 and refrain from issuing, circulating, or publishing any advertisement by means of any
5 communication, including any website, or making use of or circulating any letterheads, billheads,
6 blank notes, blank receipts, blank escrow instructions, certificates, circulars, or any written or printed
7 paper containing any fictitious or corporate name or other words indicating that they are in the
8 escrow business. Pursuant to California Financial Code section 17210.2(c), Trustmark-e.org and
9 Robert Priori are further ordered to immediately desist and refrain from disseminating, or causing or
10 permitting to be disseminated, in any manner whatsoever, any statement or representation which is
11 false, misleading, or deceptive, or which omits to state material information, or which refers to the
12 supervision of that agent by the State of California or any department or official thereof. Trustmark-
13 e.org and Robert Priori are further ordered to immediately desist and refrain from disseminating or
14 causing or permitting to be disseminated, in any manner whatsoever, any statement or representation
15 that Trustmark-e.org is in any manner associated with IES.

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17 This Order is necessary, in the public interest, for the protection of investors and consistent
18 with the purposes, policies and provisions of the California Escrow Law. This order shall remain in
19 full force and effect until further order of the California Corporations Commissioner.

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21 Dated: May 12, 2005
22 Sacramento, California

23 WAYNE STRUMPFER
24 Acting California Corporations Commissioner

25 By: _____
26 ALAN S. WEINGER
27 Acting Deputy Commissioner
28 Enforcement Division