

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
SIXTH DIVISION

A. HEATH ABSHURE,
ARKANSAS SECURITIES COMMISSIONER

PLAINTIFF

v.

No. CV-2009-5326

FILED 09/09/2009 11:27:02
Pat O'Brien Pulaski Circuit Clerk
CRI By _____

21st CENTURY LEGAL SERVICES, INC. AND
FIDELITY NATIONAL LEGAL SERVICES, INC.

DEFENDANT

ORDER FOR PERMANENT INJUNCTION
AND FINES

Now on this 4th day of September, 2009, comes the Court for a hearing of the Order for Temporary Injunction previously entered herein and the Complaint filed by the Plaintiff against the Defendant, 21st Century Legal Services, Inc. The Plaintiff appears by and through Scott S. Freydl, staff attorney for the Arkansas Securities Department. The Defendant, 21st Century Legal Services, Inc., fails to appear although duly and properly notified of this hearing. From the pleadings, documentary evidence, the testimony of witnesses and all other matters properly before the Court, the COURT DOTH FIND AND ORDER:

1. This Court has jurisdiction and venue over the parties and the subject matter involved herein.
2. This Court has the authority to issue a temporary and permanent injunction or restraining order against the Defendant, 21st Century Legal Services, Inc., in this case pursuant to Ark. Code Ann. § 23-39-514(1) and A.R.C.P. Rule 65.

3. The Court finds that the Defendant, 21st Century Legal Services, Inc., has continued to solicit, offer, and engage in mortgage loan activity with Arkansas residents in violation of Arkansas Code Ann. §§ 23-39-503(b), 23-39-503(c) and 23-39-514(d). Further, it appears that said Defendant has continued to solicit and offer to engage in mortgage loan activity with residents of the State of Arkansas, since this Court entered the Order for Temporary Injunction on July 30, 2009.

4. The Court finds that residents of the State of Arkansas will be irreparably harmed by the activities of the Defendant, 21st Century Legal Services, Inc. Further, the harm to the residents of the State of Arkansas far outweighs the harm that could be done the Defendant, 21st Century Legal Services, Inc., by the entry of an Order for Permanent Injunction. Therefore, the Court hereby enters an Order of Permanent Injunction against the Defendant, 21st Century Legal Services, Inc. Said Defendant is permanently enjoined from soliciting, offering or engaging in mortgage loan activity in the State of Arkansas.

5. Pursuant to Arkansas Code Ann. § 23-39-514(l)(3) the Court hereby finds and orders the Defendant, 21st Century Legal Services, Inc., to pay a fine to the Arkansas Securities Department in the amount of \$10,000.00 for each violation of Arkansas Code Ann. § 23-39-503(b), which involved three Arkansas residents and are contained in the Cease and Desist Order entered by the Plaintiff on June 24, 2009, with a total fine amount for these violations of \$30,000.00.

6. Pursuant to Arkansas Code Ann. § 23-39-514(d)(3) the Court also hereby finds and orders the Defendant, 21st Century Legal Services, Inc., to pay a fine to the Arkansas Securities Department in the amount of \$25,000.00 for each violation of the aforementioned

Cease and Desist Order by contacting four Arkansas residents after the entry of said Order. The total fine amount for these violations is \$100,000.00.

7. No orders will be entered by the Court against the Defendant, Fidelity National Legal Services, Inc., until proper service is obtained by the Plaintiff of the Amended Complaint filed herein.

IT IS SO ORDERED on this 9th day of September, 2009.



Circuit Judge