

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

Ardak Akishev, *et al.*

Plaintiffs,

Civil Action No. 13-cv-07152(NLH)(AMD)

v.

Sergey Kapustin, *et al.*,

Defendants.

ORDER

THIS MATTER having been brought before the Court on September 24, 2014, on the Court's Oral Motion and Plaintiffs' Motion to close the websites of Defendants G Auto Sales, Inc. ("G Auto"), Global Auto Sales, Inc. ("Global Auto"), Effect Auto Sales, Inc. ("Effect Auto"), and SK Imports, Inc. a/k/a Global Cars, Inc. ("Global Cars") (collectively "Global Defendants"):

<http://globalautousa.com>
<http://effectauto.com>
<http://effectauto.ru>
(the "Websites");

WHEREAS, having conducted an evidentiary hearing on September 5, 2014 on Plaintiffs' Motion for Order to Freeze the Assets of Defendants and Expedited Discovery Related to Assets pursuant to Federal Rule of Civil Procedure 65 and Local Rule of Civil Procedure 65.1 (Docket No. 34) and hearings on Plaintiffs' oral Motion for an Order to Show Cause on September 24, 2014 and September 27, 2014;

WHEREAS, having made a preliminary finding that there is a probable cause to believe that Global Defendants have committed at least two predicate acts of mail and wire fraud in the furtherance of a RICO enterprise through a pattern of racketeering activity conducted operating the Websites;

WHEREAS, exercising its authority under 18 U.S.C. §1964 and having made a preliminary finding that Plaintiffs will likely succeed on the merits, the balance of hardships tips in Plaintiffs' favor, an irreparable injury will be suffered, and public interest will be served in preventing the continuation of fraudulent activities through the websites on the innocent victims in the future;

IT IS HEREBY ORDERED, FOR GOOD CAUSE SHOWN on this 28th Day of October 2014, that the Websites shall be shut down immediately. All content of the Websites shall be removed from the internet. The Defendants, including their agents and the Websites server provider IMD company and the host of the websites <https://www.godaddy.com> shall preserve all the archived copies of the websites for future production in discovery.

BY THE COURT:



The Honorable Noel L. Hillman
The U.S. District Court Judge

At Camden, New Jersey

Date: October 29, 2014