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10 Attorneys for Defendant Scott B. Maybee

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 12 COUNTY OF LOS ANGELES

14 THE PEOPLE OF THE STATE OF
 15 CALIFORNIA, ex rel. EDMUND G. BROWN
 16 JR., ATTORNEY GENERAL OF THE
 STATE OF CALIFORNIA,

17 Plaintiff,

18 v.

19 SCOTT B. MAYBEE, individually and doing
 20 business as SMARTSMOKER.COM
 21 BUYCHEAPCIGARETTES.COM,
 ORDERSMOKESDIRECT.COM, GREAT
 WOLF TOBACCO MART, and DOES 1
 through 100, inclusive,

22 Defendant.

Case No. BC392147

23 NOTICE OF ENTRY OF FINAL
 JUDGMENT

Judge: Hon. Luis A. Lavin
 Dept: 13
 Action Filed: June 5, 2008

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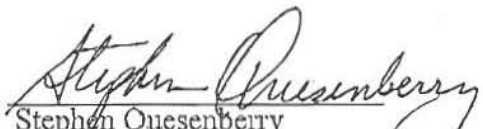
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TO: Plaintiff, People of the State of California, and to their attorneys of record:

PLEASE TAKE NOTICE that on July 12, 2010, in the above-entitled action, this Court entered the attached Final Judgment (Exhibit A).

Dated: July 22, 2010

Respectfully submitted,
KARSHMER & ASSOCIATES


Stephen Quesenberry
Attorneys for Defendant Scott B. Maybee

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DECLARATION OF SERVICE

Case Name: People of the State of California v. Scott B. Maybee, et al.
Case No. BC 392147

I, the undersigned, declare as follows:

I am now and at all times herein mentioned, a citizen of the United States of America, a resident of the State of California, over the age of 18 years, and not a party to or interested in the above-entitled action. My business address is 2150 Shattuck Avenue, Suite 725, Berkeley, California 94704. The facsimile machine telephone number is (510) 841-6167.

On July 22, 2010, I served the attached Notice of Ruling on Laura Kaplan, by placing a true copy thereof in a sealed envelope with an overnight courier (Federal Express) and addressed as stated below; by transmitting a true copy via electronic mail; and by transmitting a true copy by facsimile machine, pursuant to California Rules of Court, Rule 2.306. The facsimile machine I used complied with Rule 2.301, and no error was reported by the machine. Pursuant to Rule 2.306(g)(4), I caused the machine to print a record of the transmission, a copy of which is attached to this declaration.

Laura Kaplan, Deputy Attorney General
State of California Attorney General's Office
1300 I Street, Suite 125
P.O. Box 944255
Sacramento, CA 94244-2550
Telephone: (916) 323-3822
Facsimile: (916) 323-0813
Email: Laura.Kaplan@doj.ca.gov

Attorneys for Plaintiff

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on July 22, 2010, at Berkeley, California.

Lolita Brewster

EXHIBIT A

1 Stephen V. Quesenberry (CA SBN 63423)
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 COUNTY OF LOS ANGELES

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John A. ...
 DEPT. CLERK

Deputy Officer/Clerk
 Deputy

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Attorneys for Defendant Scott B. Maybee

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 COUNTY OF LOS ANGELES

16 THE PEOPLE OF THE STATE OF CALIFORNIA, ex rel. EDMUND G. BROWN JR., ATTORNEY GENERAL OF THE STATE OF CALIFORNIA,

Case No. BC392147

~~PROPOSED~~ FINAL JUDGMENT

Plaintiff,

v.

18 SCOTT B. MAYBEE, individually and doing
 19 business as SMARTSMOKER.COM
 20 BUYCHEAPCIGARETTES.COM,
 21 ORDERSMOKESDIRECT.COM, GREAT
 22 WOLF TOBACCO MART, and DOES 1
 23 through 20, inclusive,

Judge: Honorable Luis A. Lavin
 Dept.: 13
 Action Filed: June 5, 2008

Defendants,

24 On February 10, 2010, the Court issued a Ruling on Cross-motions for Summary Judgment or, in
 25 the alternative, for Summary Adjudication, in which the Court granted plaintiffs Motion for Summary
 26 Adjudication of the third, fourth, and fifth causes of action and denied plaintiff's and defendant's
 27 respective Motions for Summary Judgment.

1 On April 26, 2010, plaintiff dismissed the first and second causes of action with prejudice.

2 The Court now ORDERS, ADJUDGES, AND DECREES:

3 1. Pursuant to Business and Professions Code Sections 17203 and 17204 and Revenue
4 and Taxation Code section 30101.7(f), defendant, including any sole proprietorship or entity
5 controlled by him, is permanently enjoined from engaging in unfair competition in violation of
6 Revenue and Taxation Code Section 30101.7, and Business and Professions Code Sections 22963
7 and 17200, and is specifically enjoined from engaging in the following types of acts or practices:

8 (a) Failure to either pay cigarette taxes or notify California purchasers of their cigarette tax
9 obligations by putting the notice specified in Revenue and Taxation Code section 30101.7(d) on the outside
10 of the cigarette shipping container for those cigarettes delivered to California purchasers;

11 (b) Failure to place a telephone call to California purchasers after 5 p.m. to verify the sale,
12 prior to shipping the cigarettes or other tobacco products, in violation of Business and Professions Code
13 section 22963(b)(3); and

14 (c) Failure to impose a two-carton minimum on each cigarette sale to a California purchaser,
15 as required by Business and Professions Code Section 22963(b)(2).

16 2. Defendant shall pay civil penalties to plaintiff as follows: \$10,000 on the third cause
17 of action; \$100,000 on the fourth cause of action; and \$20,000 on the fifth cause of action; or a total
18 of \$130,000.

19 3. The court retains jurisdiction for the purpose of implementing and enforcing this
20 Final Judgment.

21
22 DATE: 7/2/10

23 [Signature]
24 Honorable Luis A. Lavin
25 Judge of the Superior Court

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