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The Commissioner of Corporations

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OF ORIGINAL FILED
Los Angeles Superior Court
APR 08 2011
John A. Clarke, Executive Officer/Clerk
By D.M. SWAIN, Dep.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA, by and through the CALIFORNIA CORPORATIONS COMMISSIONER Plaintiff, vs. ERIC YUN, aka MANSOON ERIC YOON, aka ERIC MAN S. YUN, GREEN ON BLUE, INC., dba YOGURBERRY U.S.A. and dba YOGURBERRY FRANCHISING COMPANY, Defendants.	CASE NO.: BS131339 APPLICATION PURSUANT TO CORPORATIONS CODE SECTIONS 31406 AND 31408 FOR A JUDGMENT FOR ADMINISTRATIVE PENALTIES AND ORDER COMPELLING COMPLIANCE WITH THE COMMISSIONER'S January 7, 2010 ORDER AGAINST DEFENDANTS Date: Time: Department: Judge:

Plaintiff, the People of the State of California, by and through the California Corporations Commissioner ("Plaintiff" or "Commissioner"), will and hereby do apply (1) for a judgment for administrative penalties in the amount of $42,500.00, (2) for an order compelling compliance with the Commissioner's order, including but not limited to the order that the defendants jointly and severally pay restitution and rescission in the amount of $2,339,400.00 to nine victim franchisees (to be further identified in the papers filed in support of this application), and (3) for an award of attorney fees and costs in the amount of $2,500.00.

State of California - Department of Corporations

This application is made upon the grounds and authority found in the Corporations Code sections 31406 and 31408, giving the Commissioner the power to apply to the Superior Court for the requested judgment, order, and award. This application is based on this Application and a Notice of Motion and Motion, the Memorandum of Points and Authorities in Support, and the Declarations of Erik Brunkal, Chris Lewis, and Eun Ju Chagolla, to be filed once a case number and department are assigned, and such other and further oral and documentary evidence as may come before the court in this matter before, during, or after the hearing at the court's request.

DATED: April 7, 2011

By: _____
ERIK BRUNKAL
Attorney for the Plaintiff

State of California - Department of Corporations