	Case 2:14-cv-01557-DLR Document 1 Fi	led 07/10/14 Page 1 of 130
1 2 3 4 5 6 7 8 9	Jonathan E. Nuechterlein General Counsel Nicholas M. May (DC Bar No. 979764) Federal Trade Commission 10877 Wilshire Blvd., Suite 700 Los Angeles, CA 90024 Facsimile: (310) 824-4380 E-mail: nmay@ftc.gov Telephone: (310) 824-4343 Attorneys for Plaintiff Federal Trade Commission IN THE UNITED STATI FOR THE DISTRIC	ES DISTRICT COURT CT OF ARIZONA
10		Case No.
11	Federal Trade Commission,	
12	Plaintiff,	
13	v.	COMPLAINT FOR PERMANENT INJUNCTION AND OTHER
14	Trivita Inc. on Arizona componetion.	EQUITABLE RELIEF
15	TriVita, Inc., an Arizona corporation;Ellison Media Company, an Arizona	
16	corporation; Michael R. Ellison,	
17 18	Inc.; and Susan R. Ellison, individually and) as an officer of TriVita, Inc.;	
19		
20	Defendants.	
21		
22	Plaintiff, the Federal Trade Commissio	n ("FTC"), for its Complaint alleges:
23		on 13(b) of the Federal Trade Commission
24	Act ("FTC Act"), 15 U.S.C. § 53(b), to obtain permanent injunctive relief, rescission or	
25	reformation of contracts, restitution, the refund of monies paid, disgorgement of ill-gotten	
26	monies, and other equitable relief for Defendants' acts or practices in violation of	
27	Sections 5(a) and 12 of the FTC Act, 15 U.S.C. §§ 45(a) and 52, in connection with the	
28	advertising, marketing, and sale of Nopalea, which purports to relieve pain, improve	
	- 1	_

1 breathing, and treat a variety of health conditions.

JURISIDICTION AND VENUE 2 2. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331, 1337(a), 3 and 1345, and 15 U.S.C. §§ 45(a) and 53(b). 4 Venue is proper in this district under 28 U.S.C. § 1391(b) and (c), and 15 U.S.C. § 3. 5 53(b). 6 **PLAINTIFF** 7 The FTC is an independent agency of the United States Government created by 4. 8 statute. 15 U.S.C. §§ 41-58. The FTC enforces Section 5(a) of the FTC Act, 15 U.S.C. 9 10 The FTC also enforces Section 12 of the FTC Act, 15 U.S.C. § 52, which prohibits false 11 advertisements for food, drugs, devices, services, or cosmetics in or affecting commerce. 12 5. The FTC is authorized to initiate federal district court proceedings, by its own 13 attorneys, to enjoin violations of the FTC Act and to secure such equitable relief as may 14 be appropriate in each case, including rescission or reformation of contracts, restitution, 15 the refund of monies paid, and the disgorgement of ill-gotten monies. 15 U.S.C. § 53(b). 16 **DEFENDANTS** 17 Defendant TriVita, Inc. ("TriVita") is an Arizona corporation with its principal 6. 18 place of business at 16100 North Greenway Hayden Loop, #950, Scottsdale, AZ 85260. 19 TriVita transacts or has transacted business in this district and throughout the United 20 States. At all times material to this Complaint, acting alone or in concert with others, 21 TriVita has advertised, marketed, distributed, or sold Nopalea to consumers throughout 22 the United States. 23 7. Defendant Ellison Media Company ("Ellison Media") is an Arizona corporation 24 with its principal place of business at 14804 North Cave Creek Road, Phoenix, AZ 25 85032. Ellison Media transacts or has transacted business in this district and throughout 26 the United States. At all times material to this Complaint, acting alone or in concert with 27 others, Ellison Media has created, prepared, developed, disseminated, or caused to be 28

1 disseminated advertisements for the product at issue in this Complaint.

8. Defendant Michael R. Ellison ("Michael Ellison") is founder, owner, and the 2 President and Chairman of the Board of TriVita. Michael Ellison is also founder, 3 President, Chief Executive Officer, and a director of Ellison Media. At all times material 4 to this Complaint, acting alone or in concert with others, Michael Ellison has formulated, 5 directed, controlled, had the authority to control, or participated in the acts and practices 6 set forth in this Complaint. Michael Ellison resides in this district and, in connection 7 with the matters alleged herein, transacts or has transacted business in this district and 8 throughout the United States. Michael Ellison personally appears in the infomercial at 9 issue in this Complaint, asserting his first-hand knowledge of Nopalea's benefits. 10 9. Defendant Susan R. Ellison ("Susan Ellison") is co-founder, owner, and an officer 11 of TriVita. Susan Ellison is also Secretary, Vice-President of Public Relations, and a 12 director of Ellison Media. At all times material to this Complaint, acting alone or in 13 concert with others, Susan Ellison has formulated, directed, controlled, had the authority 14 to control, or participated in the acts and practices set forth in this Complaint. Susan 15 Ellison resides in this district and, in connection with the matters alleged herein, transacts 16 or has transacted business in this district and throughout the United States. Susan Ellison 17 personally appears in the infomercial at issue in this Complaint, asserting her first-hand 18 knowledge of Nopalea's benefits. 19

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COMMERCE

10. At all times material to this Complaint, Defendants have maintained a substantial
course of trade in or affecting commerce, as "commerce" is defined in Section 4 of the
FTC Act, 15 U.S.C. § 44.

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DEFENDANTS' BUSINESS ACTIVITIES

25 11. Since at least 2009, Defendants have advertised, marketed, labeled, manufactured,
26 distributed, offered for sale, or sold the product "Nopalea."

27 12. Defendants have promoted Nopalea as an "anti-inflammatory wellness drink."

28 Defendants claim that Nopalea reduces or eliminates the effects of inflammation on the

body, relieves pain, relieves swelling, improves respiration, and provides skin health
 benefits.

According to Defendant TriVita, Nopalea contains Nopal cactus, or prickly pear
extract, agave nectar, pineapple syrup, and a proprietary blend of ingredients known as
"purple haze," which includes grape seed, beet juice powder, and orange juice
concentrate. The cost to consumers for one 32-ounce bottle of Nopalea is \$39.99, plus
shipping and handling.

8 14. To induce consumers to purchase Nopalea, Defendants have created, prepared,
9 disseminated, or caused to be disseminated, infomercials, advertisements, websites, and
10 other marketing materials, in English and Spanish, including, but not limited to, the
11 attached Exhibits A-I.

Since at least December 2009, Defendants have advertised through several 15. 12 versions of an infomercial (the "Nopalea infomercial") that aired on national cable 13 networks such as ABC Family, the Discovery Channel, and Lifetime, and on local 14 stations throughout the United States. The Nopalea infomercial presents product 15 testimonials, images with voiceover, and depictions purporting to explain the "science" 16 of Nopalea, including the images of areas and conditions that Nopalea is purported to 17 treat. Michael and Susan Ellison (collectively, "Individual Defendants") appear in the 18 infomercial and endorse the product. The Nopalea infomercial has at times been one of 19 the top ten most frequently broadcasted infomercials in the United States. 20

21 16. Since at least October 2010, Defendants have also advertised Nopalea through
22 print advertisements appearing in nationally-distributed newspapers and other

23 publications, such as USA Today.

24 17. Since at least 2011, Defendants have also advertised and sold Nopalea directly to
25 consumers on the Internet through websites owned and controlled by TriVita, including,
26 but not limited to: www.nopalea.com, www.fightthepainnow.com and

27 www.reduceyourinflammation.com.

28 18. In the Nopalea infomercial, print advertisements, and websites, Defendants

1	display a toll-free telephone number for consumers to purchase Nopalea directly from	
2	TriVita. When consumers call the toll-free number, TriVita sales representatives	
3	represent that Nopalea relieves pain and provides other health benefits. In numerous	
4	instances, TriVita sales representatives claim to consumers that drinking Nopalea will	
5	make consumers "pain-free."	
6	19. The infomercial, print advertisements, and websites discussed above contain,	
7	among other things, the following or similar statements and depictions:	
8	a. FEMALE: I had pain and inflammation in my elbow, my wrist, and	
9	my arm. And within three weeks of taking Nopalea, I noticed that	
10	the pain had disappeared.	
11	[On screen in small, opaque text]: TriVita Member. Individual	
12	results will vary.	
13		
14	MALE: Since I've been taking Nopalea, I do not have any	
15	inflammation. My pain has ceased.	
16	[On screen in small, opaque text]: TriVita Member.	
17		
18	ANNOUNCER: The people you just saw all suffered from some	
19	sort of pain and discomfort caused by chronic inflammation in the	
20	body. Could a natural wellness drink really help people with painful	
21	symptoms like –	
22	[On screen with depiction of human skeleton highlighting pain	
23	areas]: neck pain - back pain - swollen joints - muscle	
24	aches - sinus infections - skin disorders - respiratory	
25	problems and more?	
26		
27	KIMBERLY J.: The tumor was in the pelvis, hip and spine. After	
28	the surgery, I had a lot of nerve pain and phantom pain. But then I	
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discovered Nopalea.

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[Briefly on screen in small, opaque text]: Individual results will vary.

KIMBERLY J: The pain in my hip that would go down my leg is gone. The pain in my spine is gone. And my phantom pain has been significantly reduced.

(Infomercial, Ex. A., p. 4:21-6:22)

MICHAEL R. ELLISON: Sitting around a campfire one evening with seven natives, they begin to share with me about the people who have lived in the desert for hundreds of years. They had no modern conveniences like air conditioning, refrigeration or running water. And they lived without modern medicine and drugs. Yet, they not only survived, they thrived without obesity and diabetes and other inflammatory diseases that so many people suffer from today. [On screen]: Michael R. Ellison, Founder, TriVita

When we discovered the healing properties and the science behind the Nopal cactus, I knew we had to make it TriVita's top priority and bring this product to market. We had to get this superfruit, used by the desert natives for hundreds of years, to the many people who are suffering today from symptoms caused by inflammation. SUSAN ELLISON: I was diagnosed with inflammatory arthritis in my feet and I couldn't walk without excruciating pain.... I started on Nopalea during the product's trial period without much hope, but after just six weeks on Nopalea, I was almost pain-free, and after eight weeks, the redness and swelling was completely gone. 1

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[On screen]: Susan Ellison, Co-founder, TriVita (Infomercial, Ex. A, p. 10:5-11:23) JOHN W.: I have experienced chronic pain, chronic inflammation c. due to a condition called ankylosing spondylitis. And as a spin-off of this, I've developed fibromyalgia, as well as facet arthritis. And I've spent the better part of 20 years off and on prescription medication. For me, Nopalea has been a life-changing product.... [Briefly on screen in small, opaque text]: Individual results will vary. JOHN W.: I've gained back my mobility, I've gained back my flexibility, and more important than that, I've gained back my outlook on life. (Infomercial, Ex. A, p. 21:15-22:2) d. CHERYL TIEGS: A few short months ago, I suffered with inflammation, just like so many of you. The worst was in my hip. Things like stairs and getting out of the car were hard for me....Then I heard about Nopalea....In about a month, the pain had diminished dramatically. If you've suffered from inflammation or chronic pain for years, there's something that can help. (Infomercial, Ex. B, p. 8:6-25) MELISSA M.: I suffered from acute psoriasis for about ten years of e.

- 7 -

my life, and it's affected every day of my life...But then I

1	discovered Nopalea and I'm so excited about what it's been doing to
2	me
3	[On screen in small, opaque text]: Individual results will vary.
4	MELISSA M.: I've only been taking it for about two to three
5	months continuously and it's changed my whole body. It changed
6	my skin. My psoriasis is getting so much better.
7	[On screen in small, opaque text]: This product is not intended to
8	treat, diagnose, cure or prevent any disease.
9	MELISSA M.: My scalp is almost all cleared up. And I'm so excited
10	to see it goneI'm so excited to be free of psoriasis finally after ten
11	years.
12	
13	(Infomercial, Ex. A, p. 22:17-23:11)
14	
15	f. MALE ANNOUNCER: Dozens of recent scientific studies indicate
16	that the fruit of the Nopal cactus found in the Sonoran Desert can
17	help the body reduce inflammation and gain relief from the painful
18	symptoms caused by it.
19	
20	(Infomercial, Ex. A, p. 24:9-13; Ex. B,
21	p. 21-25:).
22	
23	g. [On screen]: Brazos Minshew, Chief Science Officer, TriVita
24	BRAZOS MINSHEW: Inflammation is the number one problem we
25	face in North America. Interestingly, everything from allergies and
26	Alzheimer's disease to heart disease and diabetes are related to
27	inflammation. We need nutrients every day to help wash away all
28	the toxins that create inflammation. Over 200 articles published and
	- 8 -

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1	arch	nived at the National Institutes of Health demonstrate one thing:
2	the	Nopal cactus will reduce inflammation.
3	[Bri	efly on screen in small, opaque text]: These statements have not
4	been	n verified by the FDA.
5		
6		(Infomercial, Ex. A, p. 32:15-25)
7	(A)	
8		lopalea helps me
9		at my pain forma it bases ma "
10		e <u>fore</u> it beats me."
11		
12		h sip is brimming with proven health benefits that help your
13	bod	y:
14		
15		Reduce muscle pain and stiffness
16		• Relieve swelling in muscles
17		· · · · · · · · · · · · · · · · · · ·
18		t relief today
19	He	lp protect against health conditions tomorrow.
20	 This p	roduct is not intended to diagnose, treat, cure or prevent any diseaseYou should not stop taking any
21	medic	ation without first consulting with your healthcare provider.
22		(Newspaper advertisement, Ex. C)
23		(Newspaper advertisement, Ex. C)
24	i IN	FLAMMATION RELIEF
25		THOUT A PRESCRIPTION
26		
27	Noi	balea – the wellness drink that helps the body:
28		
		- 9 -

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1	Relieve pain
2	 Reduce swelling in joints and muscles
3	Improve breathing
4	
5	Daily use helps your body:
6	Reduce inflammation
7	Scientifically PROVEN!
8	
9	(Third-party package insert, Ex. D)
10	
11	j. Can this fruit drink
12	save
13	vour
14	your life?
15	me:
16	How a new wellness drink helps fight the 'secret
17	killer'
18	The secret killer - revealed!
19 20	Scientists believe that inflammation the lifesaver that helps
20	you fight off germs, bacteria and viruses is the secret killer. Left
22	alone, it can ravage your arteries, chew up nerve cells in your brain,
23	and lead to all kinds of age-related ailments.
24	Now, researchers at the University of Arizona have confirmed
25	that the healing properties of the Nopal cactus found only in the
26	Sonoran Desert in the southwest - can help fight off harmful
27	inflammation and restore cellular health.
28	The key is a rare and potent class of antioxidants called
	- 10 -

"betalains" found inside the Nopal fruit. For centuries, betalains are 1 believed to be perhaps the best natural anti-inflammatory agents on 2 the planet. 3 The power of Nopalea 4 For the first time, you can harness the proven health benefits 5 of this powerful antioxidant in a delicious, natural fruit drink. 6 Nopalea stands with you in your daily battle for good health. 7 8 • **Fights** inflammation 9 • Helps relieve muscle, joint & bone discomfort 10 Supports heart health 11 • Improves breathing 12 13 From 'complete agony' to a glorious pain-free life!* 14 Melody C, TriVita Member - Denver, CO 15 "I had surgery for three collapsed vertebrae which caused 16 severe inflammation. I tried Nopalea and the results were dramatic. 17 I'm no longer in pain. You won't see me walking with a limp." 18 19 "...my breathing problems were significantly 20 reduced."* 21 Robyne T., TriVita Member - Surrey, BC 22 "I have suffered from chronic breathing problems for most of 23 my life. A friend introduced me to Nopalea. My breathing problems 24 were significantly reduced. Nopalea has helped me live a fuller life." 25 26 27 *Results not typical. Your results may vary. (USA Today advertisement, Ex. E) 28 - 11 -

1	k.	[Depiction of female in white lab coat]
2		
3		For years, I suffered from unbearable stiffness in my hands
4		
5		"How I BEAT The Pain That
6		Almost Ended My Career"
7		
8		For nine long years, I lived in sheer agony . I suffered from inflammation and harrible stiffness in my hands
9		inflammation and horrible stiffness in my hands.
10		So naturally, I tried out about every pain remedy and
11		topical cream on the market. Nothing worked. The pain was getting worse and worse.
12		So for all these years, I got by on a steady regimen of over-
13		the-counter pills. The pain in my hands got so bad that I started
14		taking pain relievers 2-3 times a day.
15		
15		I kept taking 3 ounces of Nopalea twice a day and after about several days, I could perform my duties 95% pain free! Even the
		doctors I worked with were amazed at my improvement.
17		
18		*Affiliate Members may receive commission on the sale of TriVita products.
19		This product is not intended to diagnose, treat, cure or prevent any diseasesYou should not stop taking any medications without first consulting with your healthcare provider.
20		(Nousenance advantigement Ex. E)
21		(Newspaper advertisement, Ex. F)
22	1.	more movement. less pain.
23	1.	more movement. Tess pain.
24		(www.nonalag.com.londing.wahnaga
25		(<u>www.nopalea.com</u> , landing webpage
26		[Nov. 4, 2013], Ex. G)
27		
28	m.	"My doctor found evidence of scarring on my lungs so I took
		- 12 -

1	NopaleaI realized I was breathing deeply. It felt great!" -Barbara
2	В.
3	(<u>www.trivita.com</u> , Nopalea purchase
4	webpage [April 28, 2011], Ex. H)
5	
6	n. Do you suffer from inflammation and its related health problems?
7	Muscles, joint and body inflammation – <i>causing joint</i> ,
8	muscle and body pain
9 10	Respiratory inflammation – <i>causing allergies and breathing</i>
10	difficulties
12	Arterial inflammation – <i>causing heart health problems</i>
13	Digestive tract inflammation – <i>causing bloating, cramps and</i>
14	burning
15	Widespread body cell inflammation – <i>causing overall fatigue</i>
16	
17	Discover Nopalea – a natural solution to inflammation
18	
19	Nutrients in Nopalea help your
20	body neutralize its inner toxins and reduce its inflammation.
21	
22	
23	These statements have not been diagnosed by the Food and Drug Administration. This product is not intended to diagnose, treat, cure or prevent any diseasesYou should not stop taking any medications without first consulting with your healthcare provider.
24	
25	(www.minopalea.com, landing webpage
26	[Sept. 23, 2013], translated from
27	Spanish, Ex. I)
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	- 13 -
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VIOLATIONS OF THE FTC ACT

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2	20. Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), prohibits "unfair or deceptive acts	
3	or practices in or affecting commerce."	
4	21. Misrepresentations or deceptive omissions of material fact constitute deceptive	
5	acts or practices prohibited by Section 5(a) of the FTC Act.	
6	22. Section 12 of the FTC Act, 15 U.S.C. § 52, prohibits the dissemination of any	
7	false advertisement in or affecting commerce for the purpose of inducing, or which is	
8	likely to induce, the purchase of food, drugs, devices, services, or cosmetics. For the	
9	purposes of Section 12 of the FTC Act, 15 U.S.C. § 52, Nopalea is either a "food" or	
10	"drug" as defined in Section 15(b) and (c) of the FTC Act, 15 U.S.C. § 55(b), (c).	
11	<u>COUNT I</u>	
12	Unsubstantiated Health Claims	
13	23. Through the means described in Paragraphs 11-19, Defendants have represented,	
14	directly or indirectly, expressly or by implication, that:	
15	a. Drinking Nopalea significantly reduces or eliminates the effects of	
16	inflammation on the body;	
17	b. Drinking Nopalea provides significant relief from pain, including, but not	
18	limited to, chronic pain, joint pain, back pain, nerve pain, phantom pain,	
19	and pain from inflammation, arthritis, fibromyalgia, surgical procedures,	
20	and other conditions;	
21	c. Drinking Nopalea significantly reduces or relieves swelling of joints and	
22	muscles;	
23	d. Drinking Nopalea significantly improves breathing and/or provides	
24	significant relief from respiratory conditions, including, but not limited to,	
25	sinus infections; and	
26	e. Drinking Nopalea provides significant relief from skin conditions,	
27	including, but not limited to, psoriasis.	
28	24. The representations set forth in Paragraph 23 were not substantiated at the time	
	- 14 -	

the representations were made. 1

25. Therefore, the making of the representations as set forth in Paragraph 23 of the 2 Complaint constitutes a deceptive act or practice and the making of false advertisements, 3 in or affecting commerce, in violation of Sections 5(a) and 12 of the FTC Act, 15 U.S.C. 4 §§ 45(a) and 52. 5

COUNT II

False Establishment Claims

26. Through the means described in Paragraphs 11-19, Defendants have represented, directly or indirectly, expressly or by implication, that: 10

- Scientific studies prove that drinking Nopalea significantly reduces or a. eliminates the effects of inflammation on the body;
- Scientific studies prove that drinking Nopalea provides significant relief b. 12 from pain, including, but not limited to, chronic pain, joint pain, back pain, 13 nerve pain, phantom pain, and pain from inflammation, arthritis, 14 fibromyalgia, surgical procedures, and other conditions; and 15
- Scientific studies prove that drinking Nopalea significantly reduces or 16 c. relieves swelling of joints and muscles. 17

27. In fact: 18

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Scientific studies do not prove that drinking Nopalea significantly reduces a. or eliminates the effects of inflammation on the body; 20

b. Scientific studies do not prove that drinking Nopalea provides significant 21 relief from pain, including, but not limited to, chronic pain, joint pain, back 22 pain, nerve pain, phantom pain, and pain from inflammation, arthritis, 23 fibromyalgia, surgical procedures, and other conditions; and 24

Scientific studies do not prove that drinking Nopalea significantly reduces c. or relieves swelling of joints and muscles;

28. Therefore, the making of the representations as set forth in Paragraph 26 27 constitutes a deceptive act or practice and the making of false advertisements, in or 28

affecting commerce, in violation of Sections 5(a) and 12 of the FTC Act, 15 U.S.C. §§ 1 45(a) and 52. 2 **COUNT III** 3 **Deceptive Representations Regarding Endorsers** 4 29. Through the means described in Paragraph 11-19, Defendants have presented 5 testimonials for Nopalea by consumer endorsers who purportedly derived health benefits 6 in the ordinary course of using the product. Defendants have failed to adequately 7 disclose that the endorsers are "Independent TriVita Business Owners" who receive 8 commission on the sale of Defendants' products. Therefore, the failure to disclose this 9 fact, in light of the representation made, constitutes a deceptive practice, and the making 10 of false advertisements, in or affecting commerce, in violation of Sections 5(a) and 12 of 11 the FTC Act, 15 U.S.C. §§ 45(a) and 52. 12 **CONSUMER INJURY** 13 Consumers have suffered and will continue to suffer substantial injury as a result 14 30. of Defendants' violations of the FTC Act. In addition, Defendants have been unjustly 15 enriched as a result of their unlawful acts or practices. Absent injunctive relief by this 16 Court, Defendants are likely to continue to injure consumers, reap unjust enrichment, and 17 harm the public interest. 18 THE COURT'S POWER TO GRANT RELIEF 19 31. Section 13(b) of the FTC Act, 15 U.S.C. § 53(b), empowers this Court to grant 20 injunctive and such other relief as the Court may deem appropriate to halt and redress 21 violations of any provision of law enforced by the FTC. The Court, in the exercise of its 22 equitable jurisdiction, may award ancillary relief, including rescission or reformation of 23 contracts, restitution, the refund of monies paid, and the disgorgement of ill-gotten 24 monies, to prevent and remedy any violation of any provision of law enforced by the 25 FTC. 26 **PRAYER FOR RELIEF** 27 Wherefore, Plaintiff FTC, pursuant to Section 13(b) of the FTC Act, 15 U.S.C. § 32. 28 - 16 -

1 53(b), and the Court's own equitable powers, requests that the Court:

Enter a permanent injunction to prevent future violations of the FTC 2 a. Act by Defendants; 3 Award such relief as the Court finds necessary to redress injury to b. 4 consumers resulting from Defendants' violations of the FTC Act, 5 including, but not limited to, rescission or reformation of contracts, 6 restitution, the refund of monies paid, and the disgorgement of ill-7 gotten monies; and 8 Award Plaintiff the costs of bringing this action, as well as such 9 c. other and additional relief as the Court may determine to be just and 10 proper. 11 12 Respectfully submitted, 13 Jonathan E. Nuechterlein 14 General Counsel 15 10,2014 16 Dated: Nicholas M. May (DC Bar 979734) 17 Federal Trade Commission 10877 Wilshire Blvd., Suite 700 Los Angeles, CA 90024 Facsimile: (310) 824-4380 18 19 E-mail: nmay@ftc.gov Telephone: (310) 824-4343 20 Attorneys for Plaintiff 21 Federal Trade Commission 22 23 24 25 26 27 28 - 17 -

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1		OFFICIAL TRANSCRIPT PROCEEDING
2		FEDERAL TRADE COMMISSION
3		
4	MATTER	NO. 1223185
5	TITLE	TRIVITA, INC.
6	DATE	RECORDED: DATE UNKNOWN
		TRANSCRIBED: SEPTEMBER 6, 2013
7		
	PAGES	1THROUGH 48
8		
9		
10		
		NOPALEA VIDEO
11		NOPALEA V1-015709
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24		For The Record, Inc.
25	(301)	870-8025 - www.ftrinc.net - (800) 921-5555

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1	FEDERAL TRADE COMMISSION
2	
3	In the Matter of:)
4) Matter No. 1223185
5	TriVita, Inc.)
6)
7	Date Unknown
8	
9	
10	
11	
12	The following transcript was produced from a
13	CD-Rom provided to For The Record, Inc. on August 22,
14	2013.
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PROCEEDINGS 1 _ _ _ _ _ 2 NOPALEA VIDEO - NOPALEA V1-015709 3 ON SCREEN: The following is a paid 4 5 presentation for Nopalea 6 the anti-inflammatory wellness drink from 7 TriVita. The following statements have not been 8 evaluated by the Food and Drug Administration. This 9 product is not intended to treat, diagnose, cure or 10 11 prevent disease. 12 MALE ANNOUNCER: The following program is brought to you by Nopalea, the anti-inflammatory wellness 13 drink by TriVita. 14 15 ON SCREEN: learn how you can receive 1 32oz. bottle FREE! 16 17 MALE ANNOUNCER: Stay tuned to learn how you can receive a 32-ounce bottle of Nopalea free. 18 ON SCREEN: TriVita Member 19 20 Individual results will vary. UNIDENTIFIED FEMALE: I had pain and 21 inflammation in my elbow, my wrist and my arm. And 22 23 within three weeks of taking Nopalea, I noticed that the 24 pain had disappeared. 25 ON SCREEN: TriVita Member

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1 Individual results will vary. UNIDENTIFIED MALE: I love the product, I love 2 how it tastes, how it makes me feel. 3 4 ON SCREEN: TriVita Member UNIDENTIFIED FEMALE: There's just no way you 5 can taste Nopalea and not love it. 6 ON SCREEN: TriVita Member 7 UNIDENTIFIED MALE: Since I've been taking 8 Nopalea, I do not have any inflammation. My pain has 9 10 ceased. 11 ON SCREEN: TriVita Member 12 UNIDENTIFIED FEMALE: Once I started taking 13 this for four or five days, it was great. I'm back doing my yoga, back walking the dog every day and taking the 14 15 Pilates. 16 MALE ANNOUNCER: The people you just saw all 17 suffered from some sort of pain and discomfort caused by chronic inflammation in the body. Could a natural 18 wellness drink really help people with painful symptoms 19 20 like --ON SCREEN neck pain 21 back pain 22 23 swollen joints 24 muscle aches 25 sinus infections

Exhibit A

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1 skin disorders respiratory problems 2 and more... 3 MALE ANNOUNCER: -- chronic neck and back pain, 4 swollen joints and muscle aches, or how about even sinus 5 6 infections, skin disorders, respiratory problems and 7 more? 8 Well, stay tuned to discover a new and natural anti-inflammatory wellness drink that's changing people's 9 lives. 10 11 ON SCREEN: Kimberly J. 12 Mesa, AZ 13 KIMBERLY J.: The tumor was in the pelvis, hip and spine. After the surgery, I had a lot of nerve pain 14 and phantom pain. But then I discovered Nopalea. 15 16 ON SCREEN: Individual results will vary. KIMBERLY J.: A man from church gave me a 17 18 bottle and I began taking it in the morning and at night, and within four weeks, I've noticed a dramatic change in 19 20 my pain. The pain in my hip that would go down my leg is gone. The pain in my spine is gone. And my phantom pain 21 has been significantly reduced. 22 23 MALE ANNOUNCER: The real stories you are 24 hearing all have one thing in common --25 ON SCREEN: relief from chronic inflammation

Exhibit A

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1 in the body 2 MALE ANNOUNCER: -- relief from chronic inflammation in the body. 3 Today, medical experts and scientists are 4 searching for solutions to help combat chronic 5 inflammation of the body like never before. 6 7 ON SCREEN: Time Magazine Visit time.com and put "The Secret Killer" in 8 their search box on the home page to find and read the 9 archived article from 2004. See what they were saying 5 10 years ago about the surprising links between 11 12 inflammation and diseases. Plus, what you can do to 13 help fight it! MALE ANNOUNCER: In fact, a recent major 14 publication covered the dangers of high levels of 15 inflammation in the body and how it's now being linked to 16 17 so many different illnesses and diseases. However, now there is a natural alternative 18 that can help the body reduce chronic inflammation 19 20 without the worries of negative side effects. ON SCREEN: nopalea 21 MALE ANNOUNCER: Nopalea, made directly from 22 23 the natural rich fruit of the Sonoran Desert's Nopal cactus. This amazing cactus survives the extreme hot and 24 25 dry conditions of the Sonoran Desert, and its vital

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1 nutrients can help you, too. ON SCREEN: Brazos Minshew 2 Chief Science Officer, TriVita 3 BRAZOS MINSHEW: The Nopal cactus grown in the 4 Sonoran Desert, the harshest environment on the planet, 5 has to develop an extraordinary reserve of betalains in 6 7 order to survive. ON SCREEN: These statements have not been 8 verified by the FDA. 9 BRAZOS MINSHEW: When people and animals eat 10 11 the fruit, they get these betalains that drive down the 12 inflammation in their bodies. We need nutrient protection every day to help 13 our body wash away toxins and build our defenses. 14 15 ON SCREEN: Betalains Unhealthy cells 16 17 BRAZOS MINSHEW: Betalains in Nopalea are 18 rushed to the cells where they help target unhealthy cells. Betalains support your body as you heal. They 19 20 quench runaway inflammation and help the cells return to vibrant health. 21 22 ON SCREEN: Healthy cells 23 Macrophage MALE ANNOUNCER: Unless a cell is too toxic to 24 25 be saved, then macrophages scavenge the toxic cell and

Exhibit A

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takes it away. This leaves our cells and our body full 1 2 of energy. 3 MALE ANNOUNCER: Finally, a product that can help your body reduce painful symptoms caused by 4 inflammation, and it comes in the form of a great-tasting 5 6 wellness drink. 7 ON SCREEN: TriVita Member UNIDENTIFIED FEMALE: Nopalea is delicious. We 8 all absolutely love the taste of Nopalea. 9 ON SCREEN: TriVita Member 10 11 UNIDENTIFIED FEMALE: It's very sweet and 12 fruity. My children love the taste as well. ON SCREEN: TriVita Member 13 UNIDENTIFIED MALE: It's Nopalicious. 14 15 ON SCREEN: TriVita Member UNIDENTIFIED FEMALE: I love the taste of 16 17 Nopalea. The first time I tried it, I was surprised. It 18 is exceptional. ON SCREEN: Michael R. Ellison 19 20 Founder, TriVita MICHAEL R. ELLISON: Susan and I have lived 21 here in the Sonoran desert for nearly 30 years. We've 22 23 enjoyed the desert lifestyle and the amenities it offers, 24 but we have never thought of it as an oasis of wellness. 25 ON SCREEN: Michael and Susan Ellison founded

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1 TriVita in 1999.

2 MICHAEL R. ELLISON: Then I made a trip into 3 the Sonoran Desert in Mexico where I made an amazing 4 discovery.

5 Sitting around a campfire one evening with seven natives, they begin to share with me about the 6 7 people who have lived in the desert for hundreds of years. They had no modern conveniences like air 8 conditioning, refrigeration or running water. And they 9 lived without modern medicine and drugs. Yet, they not 10 11 only survived, they thrived without obesity and diabetes 12 and other inflammatory diseases that so many people 13 suffer from today. They told me the secret to their wellness was the healing plants of the Sonoran Desert. 14 15 ON SCREEN: Dave Morris 16 Ethnobotanist

17 DAVE MORRIS: For centuries, the Native 18 American people have been using the plants of the Sonoran Desert for food, medicine, spiritual needs. Prickly pear 19 20 cactus or the Nopal is a good example of that. The flowers are edible, the fruit a great protein source, 21 vitamin C source, and has those nice betalains in there 22 23 that help chase down those free radicals in the body, 24 help to stop inflammation in the body. 25 The aridity of this area, a harsh desert

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environment, is actually what made the plants adapt and gives them a lot of their wonderful healing properties here in the Sonoran Desert.

4 MICHAEL R. ELLISON: When we discovered the 5 healing properties and the science behind the Nopal 6 cactus, I knew we had to make it TriVita's top priority 7 and bring this product to market. We had to get this 8 superfruit, used by the desert natives for hundreds of 9 years, to the many people who are suffering today from 10 symptoms caused by inflammation.

11

ON SCREEN: Susan Ellison

12 Co-founder, TriVita

13 SUSAN ELLISON: I was diagnosed with 14 inflammatory arthritis in my feet and I couldn't walk 15 without excruciating pain. Being physically fit has 16 always been very important to me, but I had to give up my 17 treadmill workouts. I was facing surgery and I needed to 18 use a crutch more and more often. I even had to switch 19 to comfort shoes.

I started on Nopalea during the product's trial period without much hope, but after just six weeks on Nopalea, I was almost pain-free, and after eight weeks, the redness and swelling was completely gone. Today, I am back in the gym on my treadmill pain-free and power shopping wearing stylish shoes and loving it.

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1	I know that pain can rob you of quality of
2	life. If you have inflammatory pain issues, I would
3	encourage you to give Nopalea a chance.
4	ON SCREEN: Call NOW for YOUR FREE 32oz.
5	bottle!
6	TriVita
7	experience wellness
8	Call Now!
9	FREE 32oz. bottle! (Just Pay S&H)
10	MALE ANNOUNCER: Call now and ask how you can
11	try Nopalea absolutely free. Nopalea is a natural anti-
12	inflammatory drink that helps the body put out the fire
13	on inflammation. Every day, millions of people suffer
14	from painful and uncomfortable symptoms caused by
15	elevated inflammation levels.
16	ON SCREEN: pain in the back neck hands
17	legs & feet
18	pain caused by fatigue
19	respiratory and breathing difficulties
20	sinus flare ups skin conditions
21	nerve damage
22	TriVita
23	experience wellness
24	Call Now!
25	FREE 32oz. bottle! (Just Pay S&H)

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1	MALE ANNOUNCER: Symptoms including pain in the
2	back, neck, hands, legs and feet. Pain that is caused by
3	fatigue, respiratory and breathing difficulties, sinus
4	flare-ups, skin conditions, nerve damage and more.
5	ON SCREEN:
6	TriVita
7	experience wellness
8	Call Now!
9	FREE 32oz. bottle! (Just Pay S&H)
10	MALE ANNOUNCER: Now, there is an all-natural
11	product that can help the body reduce chronic
12	inflammation with no negative side effects.
13	ON SCREEN: nopalea
14	TriVita
15	experience wellness
16	Call Now!
17	FREE 32oz. bottle! (Just Pay S&H)
18	MALE ANNOUNCER: Nopalea is made directly from
19	the natural, rich fruit of the Sonoran Desert's Nopal
20	cactus. This amazing cactus survives the extreme hot and
21	dry conditions of the Sonoran Desert, and it can help
22	you, too.
23	ON SCREEN: try it free!
24	TriVita
25	experience wellness

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Call Now! 1 2 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: Call now and ask how you can 3 try Nopalea absolutely free. 4 ON SCREEN: 5 6 TriVita 7 experience wellness Call Now! 8 FREE 32oz. bottle! (Just Pay S&H) 9 UNIDENTIFIED FEMALE: A man from church gave me 10 11 a bottle and I began taking it in the morning and at 12 night, and within four weeks, I've noticed a dramatic 13 change in my pain. UNIDENTIFIED MALE: For me, Nopalea has been a 14 15 life-changing product that I just can't say enough positive things about it, and I would encourage any 16 17 person to simply give Nopalea a try. 18 UNIDENTIFIED FEMALE: I've only been taking it 19 for about two to three months continuously, and it's 20 changed my whole body. It changed my skin. My psoriasis is getting so much better. My scalp is almost all 21 22 cleared up. 23 MALE ANNOUNCER: Scientists and medical experts 24 now say these pain-related symptoms --25 ON SCREEN: neck pain back pain muscle

1	aches
2	nerve damage joint pain sinus flare ups
3	skin conditions foot pain fatigue
4	respiratory problems
5	INFLAMMATION
6	TriVita
7	experience wellness
8	Call Now!
9	FREE 32oz. bottle! (Just Pay S&H)
10	MALE ANNOUNCER: can all be linked to one
11	common factor, chronic inflammation. In fact, a leading
12	publication referred to chronic inflammation as the
13	secret killer, revealing inflammation is on the increase,
14	causing pain, discomfort and a host of dangerous
15	diseases.
16	ON SCREEN:
17	TriVita
18	experience wellness
19	Call Now!
20	FREE 32oz. bottle! (Just Pay S&H)
21	MALE ANNOUNCER: Nopalea is a natural anti-
22	inflammatory drink that helps the body put out the fire
23	on inflammation. If you're suffering from any type of
24	pain or discomfort or maybe you have another type of
25	symptom that you think might be caused by inflammation $$

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ON SCREEN: the nopalea WELLNESS CHALLENGE 1 2 TriVita 3 experience wellness 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: -- we invite you to take the 6 7 Nopalea wellness challenge today. ON SCREEN: 8 9 TriVita experience wellness 10 Call Now! 11 FREE 32oz. bottle! (Just Pay S&H) 12 MALE ANNOUNCER: People everywhere are taking 13 the Nopalea wellness challenge and experiencing 14 15 remarkable results. And, now, you can, too. ON SCREEN: nopalea 16 TriVita 17 experience wellness 18 Call Now! 19 20 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: In fact, we're so confident 21 that Nopalea can help relieve your symptoms --22 23 ON SCREEN: the nopalea WELLNESS CHALLENGE 24 FREE! 25 TriVita

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experience wellness 1 2 Call Now! 3 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- we want you to take the 4 Nopalea wellness challenge free. Call now and ask to 5 6 take the challenge --7 ON SCREEN: 1 FREE! 32 oz. Bottle TriVita 8 9 experience wellness Call Now! 10 11 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- and receive one 32-ounce 12 bottle of Nopalea absolutely free. 13 ON SCREEN: the nopalea WELLNESS CHALLENGE 14 15 THE SECRET KILLER 16 TriVita 17 experience wellness Call Now! 18 19 FREE 32oz. bottle! (Just Pay S&H) 20 MALE ANNOUNCER: Plus, we'll send you the 21 Secret Killer special report that explains the dangers of inflammation and how you can get relief from its painful 22 23 symptoms. You'll also receive an audio CD that explains 24 the science behind the betalains found in the Nopal 25 superfruit.

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ON SCREEN: the nopalea WELLNESS CHALLENGE 1 TriVita 2 3 experience wellness 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: To take the Nopalea wellness 6 7 challenge, all you need to do is --ON SCREEN: drink 3 to 6 oz. Each day 8 9 TriVita experience wellness 10 Call Now! 11 12 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- drink three to six ounces 13 of Nopalea each day until your bottle is empty --14 15 ON SCREEN: track your progress 16 TriVita 17 experience wellness 18 Call Now! 19 FREE 32oz. bottle! (Just Pay S&H) 20 MALE ANNOUNCER: -- track your progress on a 21 simple form, cover a small fee for shipping and handling. 22 ON SCREEN: It's that simple, 23 so call NOW! 24 TriVita 25 experience wellness

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1 Call Now! FREE 32oz. bottle! (Just Pay S&H) 2 MALE ANNOUNCER: It's that simple. So, call 3 now and take the challenge. 4 ON SCREEN: 5 6 TriVita 7 experience wellness Call Now! 8 FREE 32oz. bottle! (Just Pay S&H) 9 MALE ANNOUNCER: You've heard from people who 10 11 have experienced incredible results from Nopalea. Don't 12 suffer another day, take the Nopalea wellness challenge right now by calling the number on your screen. 13 Nopalea is helping people improve their quality 14 15 of life by helping the body reduce chronic inflammation. 16 Here's another amazing story of how Nopalea helped a 17 woman overcome daily intense pain from a disabling car accident and back to enjoying her passion for horse 18 riding. 19 20 ON SCREEN: Melody C. Denver, NC 21 MELODY C.: In 2002, I had three vertebras to 22 23 collapse in my neck and had to have surgery for that. 24 And I was down for a year and a half. And the things I 25 really miss about that is being able to go to the barn

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and saddle up and really groom the horses and do things
 with Caleb and actually ride and go on the long trail
 rides.

Then I found Nopalea. A good friend of mine 4 I've known for 17 years introduced me to the product. I 5 was very skeptical at first because I tried a lot of 6 7 products. Within three weeks, I could notice a difference. I was moving better. Within five weeks, I 8 was pain-free on the product. 9 ON SCREEN: Individual results will vary. 10 11 MELODY C.: Thanks to Nopalea, I have a better 12 quality of life. I don't have inflammation in my body. I'm mountain biking, I'm exercising. I'm feeling better. 13

14 My sugar levels are better, my diabetes is better.

15 ON SCREEN: This product is not intended to16 treat, diagnose, cure or prevent any disease.

MELODY C.: I just have a better quality of life all around.

Actually, my husband gets kind of aggravated that I don't get all the things done around the house because me and my son are out riding and stuff, because I feel so much better that it's like, well, that will be there tomorrow, I'd rather go out riding with my son and doing things with my son instead of being around the house and doing the housework.

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ON SCREEN: Melody C. 1 2 Denver, NC MELODY C.: I just feel so much better on 3 4 Nopalea, that can wait. Let's go ride horses. ON SCREEN: Robin S. RN 5 6 Denver, NC 7 ROBIN S.: As a registered nurse, Melody came to me and asked me my opinion about the Nopalea. I did 8 research, went to an event on it, was very impressed. 9 Since that time, I have been taking the Nopalea. Its 10 anti-inflammatory agents are fabulous. 11 12 ON SCREEN: nopalea ON SCREEN: John W. 13 Spokane, WA 14 15 JOHN W.: I have experienced chronic pain, chronic inflammation due to a condition called ankylosing 16 17 spondylitis. And as a spin-off of this, I've developed fibromyalgia, as well as facet arthritis. And I spent 18 19 the better part of 20 years off and on prescription 20 medications. For me, Nopalea has been a life-changing 21 product that I just can't say enough positive things 22 23 about it. 24 ON SCREEN: Individual results will vary. 25 JOHN W.: I've gained back my mobility, I've

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gained back my flexibility, and more important than that, I've gained back my outlook on life. And I would encourage any person to simply give Nopalea a try. It's the best thing I think that you could do for yourself. It's helped me. It's helped people I've shared it with. And you just can't go wrong giving such a wonderful product a shot.

8 MALE ANNOUNCER: Nopalea is made directly from 9 the natural rich superfruit of the Sonoran Desert's Nopal 10 cactus. This cactus survives one of the world's harshest 11 desert regions, and its key nutrients can help you, too. 12 Nopalea is dramatically helping people find relief from 13 painful symptoms caused by chronic inflammation of the 14 body.

15

ON SCREEN: Melissa M.

16 Prescott, AZ

17 MELISSA M.: I suffered from acute psoriasis for about ten years of my life, and it's affected every 18 day of my life, from people coming up to me and just 19 20 asking what's wrong, people that don't even know me, just wanting to know why my skin looks the way it does. 21 But then I discovered Nopalea and I'm so 22 23 excited about what it's been doing to me. 24 ON SCREEN: Individual results will vary.

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25 MELISSA M.: I've only been taking it for about
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1 two to three months continuously and it's changed my
2 whole body. It changed my skin. My psoriasis is getting
3 so much better.

4 ON SCREEN: This product is not intended to 5 treat, diagnose, cure or prevent any disease.

6 MELISSA M.: My scalp is almost all cleared up. 7 And I'm so excited to see it gone. I can't wait until my 8 skin's clear and I don't have lesions all over my body, I 9 don't have this disease-looking thing all over my body. 10 I'm so excited to be free of psoriasis finally after ten 11 years.

12 I haven't -- there was no hope for me any more because I tried everything and it didn't work. And then 13 Nopalea came around and I was like, all right, you know, 14 15 I'll try it, I'll try anything. And it is, it's working, it's working great. And it makes -- it gives me more 16 17 energy during the days, it makes me sleep better at nights, and it's the only thing I can find that doesn't 18 have side effects. 19

I would highly recommend Nopalea to anyone who has inflammation. It's worked for me, it's worked for others, and it can work for you, too.

23 MALE ANNOUNCER: Many scientists and medical 24 experts today are discovering the need to help the body 25 avoid and reduce chronic inflammation --

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1	ON SCREEN: Time Magazine
2	Visit time.com and put "The Secret Killer" in
3	their search box on the home page to find and read the
4	archived article from 2004. See what they were saying 5
5	years ago about the surprising links between
6	inflammation and diseases. Plus, what you can do to
7	help fight it!
8	MALE ANNOUNCER: that can lead to painful
9	symptoms and even disease. Dozens of recent scientific
10	studies indicate that the fruit of the Nopal cactus found
11	in the Sonoran Desert can help the body reduce
12	inflammation and gain relief from the painful symptoms
13	caused by it.
14	ON SCREEN: Brazos Minshew
15	Chief Science Officer, TriVita
16	BRAZOS MINSHEW: When we have sick people, we
17	always ask the same question. What makes sick people
18	sick? And we look at inflammation as being the thing
19	that ties together so many of these disorders.
20	ON SCREEN: These statements have not been
21	verified by the FDA.
22	BRAZOS MINSHEW: But a very insightful study
23	asked a different question. What keeps healthy people
24	well and how can we be like them?
25	What we discovered is the healthier a person

Exhibit A

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was, the lower their level of inflammation. And that 1 2 when we consume the Nopal cactus superfruit, we can drive down that inflammation and achieve the biomarkers of 3 4 wellness. ON SCREEN: Call NOW for YOUR FREE 32oz. 5 6 bottle! 7 TriVita experience wellness 8 Call Now! 9 FREE 32oz. bottle! (Just Pay S&H) 10 11 MALE ANNOUNCER: Call now and ask how you can 12 try Nopalea absolutely free. Nopalea is a natural antiinflammatory drink that helps the body put out the fire 13 on inflammation. Every day, millions of people suffer 14 15 from painful and uncomfortable symptoms caused by 16 elevated inflammation levels. 17 ON SCREEN: pain in the back neck hands legs & feet 18 pain caused by fatigue 19 20 respiratory and breathing difficulties sinus flare ups skin conditions 21 nerve damage 22 23 TriVita 24 experience wellness 25 Call Now!

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FREE 32oz. bottle! (Just Pay S&H)
 1
                MALE ANNOUNCER: Symptoms including pain in the
 2
      back, neck, hands, legs and feet. Pain that is caused by
 3
 4
      fatigue, respiratory and breathing difficulties, sinus
      flare-ups, skin conditions, nerve damage and more.
 5
                ON SCREEN:
 6
 7
                TriVita
                experience wellness
 8
 9
                Call Now!
                FREE 32oz. bottle! (Just Pay S&H)
10
                MALE ANNOUNCER: Now, there is an all-natural
11
12
      product that can help the body reduce chronic
      inflammation with no negative side effects.
13
                ON SCREEN: nopalea
14
15
                TriVita
16
                experience wellness
                Call Now!
17
                FREE 32oz. bottle! (Just Pay S&H)
18
19
                MALE ANNOUNCER: Nopalea is made directly from
20
      the natural, rich fruit of the Sonoran Desert's Nopal
      cactus. This amazing cactus survives the extreme hot and
21
      dry conditions of the Sonoran Desert, and it can help
22
23
      you, too.
24
                ON SCREEN: try it free!
25
                TriVita
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experience wellness 1 Call Now! 2 3 FREE 32oz. bottle! (Just Pay S&H) 4 MALE ANNOUNCER: Call now and ask how you can try Nopalea absolutely free. 5 ON SCREEN: 6 7 TriVita experience wellness 8 9 Call Now! FREE 32oz. bottle! (Just Pay S&H) 10 11 UNIDENTIFIED FEMALE: A man from church gave me 12 a bottle and I began taking it in the morning and at night, and within four weeks, I've noticed a dramatic 13 change in my pain. 14 15 UNIDENTIFIED MALE: For me, Nopalea has been a life-changing product that I just can't say enough 16 17 positive things about it, and I would encourage any person to simply give Nopalea a try. 18 UNIDENTIFIED FEMALE: I've only been taking it 19 20 for about two to three months continuously, and it's changed my whole body. It changed my skin. My psoriasis 21 is getting so much better. My scalp is almost all 22 23 cleared up. 24 MALE ANNOUNCER: Scientists and medical experts 25 now say these pain-related symptoms --

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1	ON SCREEN: neck pain back pain muscle
2	aches
3	nerve damage joint pain sinus flare ups
4	skin conditions foot pain fatigue
5	respiratory problems
6	INFLAMMATION
7	TriVita
8	experience wellness
9	Call Now!
10	FREE 32oz. bottle! (Just Pay S&H)
11	MALE ANNOUNCER: can all be linked to one
12	common factor, chronic inflammation. In fact, a leading
13	publication referred to chronic inflammation as the
14	secret killer, revealing inflammation is on the increase,
15	causing pain, discomfort and a host of dangerous
16	diseases.
17	ON SCREEN:
18	TriVita
19	experience wellness
20	Call Now!
21	FREE 32oz. bottle! (Just Pay S&H)
22	MALE ANNOUNCER: Nopalea is a natural anti-
23	inflammatory drink that helps the body put out the fire
24	on inflammation. If you're suffering from any type of
25	pain or discomfort or maybe you have another type of

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1	symptom that you think might be caused by inflammation
2	ON SCREEN: the nopalea WELLNESS CHALLENGE
3	TriVita
4	experience wellness
5	Call Now!
6	FREE 32oz. bottle! (Just Pay S&H)
7	MALE ANNOUNCER: we invite you to take the
8	Nopalea wellness challenge today.
9	ON SCREEN:
10	TriVita
11	experience wellness
12	Call Now!
13	FREE 32oz. bottle! (Just Pay S&H)
14	MALE ANNOUNCER: People everywhere are taking
15	the Nopalea wellness challenge and experiencing
16	remarkable results. And, now, you can, too.
17	ON SCREEN: nopalea
18	TriVita
19	experience wellness
20	Call Now!
21	FREE 32oz. bottle! (Just Pay S&H)
22	MALE ANNOUNCER: In fact, we're so confident
23	that Nopalea can help relieve your symptoms
24	ON SCREEN: the nopalea WELLNESS CHALLENGE
25	FREE!

1 TriVita experience wellness 2 Call Now! 3 4 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- we want you to take the 5 Nopalea wellness challenge free. Call now and ask to 6 7 take the challenge --ON SCREEN: 1 FREE! 32 oz. Bottle 8 9 TriVita experience wellness 10 Call Now! 11 12 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- and receive one 32-ounce 13 bottle of Nopalea absolutely free. 14 ON SCREEN: the nopalea WELLNESS CHALLENGE 15 THE SECRET KILLER 16 17 TriVita 18 experience wellness 19 Call Now! 20 FREE 32oz. bottle! (Just Pay S&H) 21 MALE ANNOUNCER: Plus, we'll send you the Secret Killer special report that explains the dangers of 22 23 inflammation and how you can get relief from its painful 24 symptoms. You'll also receive an audio CD that explains 25 the science behind the betalains found in the Nopal

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superfruit.
 1
 2
                ON SCREEN: the nopalea WELLNESS CHALLENGE
                TriVita
 3
 4
                experience wellness
                Call Now!
 5
                FREE 32oz. bottle! (Just Pay S&H)
 6
 7
                MALE ANNOUNCER: To take the Nopalea wellness
      challenge, all you need to do is --
 8
 9
                ON SCREEN: drink 3 to 6 oz. Each day
10
                TriVita
11
                experience wellness
12
                Call Now!
                FREE 32oz. bottle! (Just Pay S&H)
13
                MALE ANNOUNCER: -- drink three to six ounces
14
15
      of Nopalea each day until your bottle is empty --
16
                ON SCREEN: track your progress
                TriVita
17
                experience wellness
18
                Call Now!
19
20
                FREE 32oz. bottle! (Just Pay S&H)
21
                MALE ANNOUNCER: -- track your progress on a
      simple form, cover a small fee for shipping and handling.
22
23
                ON SCREEN: It's that simple,
                so call NOW!
24
25
                TriVita
```

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experience wellness 1 Call Now! 2 FREE 32oz. bottle! (Just Pay S&H) 3 MALE ANNOUNCER: It's that simple. So, call 4 now and take the challenge. 5 ON SCREEN: 6 7 TriVita experience wellness 8 Call Now! 9 FREE 32oz. bottle! (Just Pay S&H) 10 11 MALE ANNOUNCER: You've heard from people who 12 have experienced incredible results from Nopalea. Don't suffer another day, take the Nopalea wellness challenge 13 right now by calling the number on your screen. 14 15 ON SCREEN: Brazos Minshew Chief Science Officer, TriVita 16 BRAZOS MINSHEW: Inflammation is the number one 17 problem we face in North America. Interestingly, 18 everything from allergies and Alzheimer's disease to 19 20 heart disease and diabetes are related to inflammation. We need nutrients every day to help wash away all the 21 toxins that create inflammation. Over 200 articles 22 23 published and archived at the National Institutes of 24 Health demonstrate one thing, the Nopal cactus superfruit 25 will reduce inflammation.

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ON SCREEN: Joe M. 1 TriVita Member 2 JOE M.: Five weeks ago, my wife, Pam, 3 introduced me to Nopalea. And it's amazing. 4 ON SCREEN: Individual results will vary. 5 6 JOE M.: The inflammation is gone, the pain has 7 ceased, and I have flexibility in my ankle. Pretty -pretty neat. I would recommend Nopalea to anyone that 8 has problems with inflammation or pain. I can tell you, 9 I'm just a true believer. 10 11 ON SCREEN: Mark G. 12 TriVita Member MARK G.: I watched my wife's wellness 13 experience with Nopalea and I was amazed. So, I said, 14 15 you know, one of the most important things as a cyclist is your recovery. And so, I took this product to see if 16 17 it can help me recover faster, and it did. I recovered faster. I was able to come back from my workouts 18 quicker, stronger, with more intensity. And, now, I've 19 20 been able to take this product and share it with my cycling team. 21 ON SCREEN: Patti W. 22 23 TriVita Member 24 PATTI W.: Well, I've had continuous daily pain 25 in my left arm. And when I would drive my vehicle, I

Exhibit A

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1 could barely hold on to the steering wheel it was getting that bad. I couldn't sleep at night on my left side. 2 ON SCREEN: Individual results will vary. 3 PATTI W.: And after a week -- a week, a week 4 5 and a half on Nopalea consistently, I can now lay on my left side when I sleep, I can use my steering wheel with 6 7 all the muscle that I need to use it for. And so, for me, personally, I've been healed of pain. The pain's 8 9 gone. MALE ANNOUNCER: Nopalea is delicious tasting 10 11 and naturally sweetened with pure agave syrup and has 12 only 12 calories per serving. ON SCREEN: only 12 calories per serving 13 MALE ANNOUNCER: And because Nopalea is bottled 14 in a state-of-the-art aseptic facility --15 16 ON SCREEN: no artificial colors 17 no artificial flavors 18 no artificial preservatives MALE ANNOUNCER: -- it contains no artificial 19 20 colors, flavors or preservatives, just fresh, pure Nopal cactus juice in a ready-to-drink liquid concentrate. 21 ON SCREEN: Michael R. Ellison 22 23 Founder, TriVita 24 MICHAEL R. ELLISON: The wellness benefits and 25 demand for Nopalea have already gone far beyond anything

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we could have imagined. And with it comes an incredible 1 2 opportunity for you, not just to feel better, but to increase your income, find financial security and live 3 with purpose, simply by sharing Nopalea and its amazing 4 5 wellness story with other people. 6 ON SCREEN: TriVita member 7 UNIDENTIFIED MALE: When you have a product like Nopalea that delivers such amazing results in a very 8 quick period of time, the demand for that product is 9 going to create an enormous business opportunity. And 10 11 that's what we have with Nopalea. When you have people 12 experience relief from pain, when they have arthritic 13 pain or a joint pain of any kind that goes away after taking this product, the business opportunity becomes 14 15 almost self evident. 16 ON SCREEN: TriVita Member 17 UNIDENTIFIED MALE: With the Nopalea product, 18 they pay us on a weekly basis, and it's one of the highest payouts in the industry. We've seen a big boost 19 20 in our income and our business since the release of this 21 product. ON SCREEN: TriVita Member 22 23 UNIDENTIFIED FEMALE: I chose TriVita initially 24 because I saw it had been in business for ten years and 25 had some great nutritional products. Then I had the

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pleasure of meeting the Ellison Family and all of the 1 2 staff at TriVita and saw the tremendous integrity involved here, and I am thrilled to be a TriVita 3 4 affiliate. ON SCREEN: TriVita Member 5 6 UNIDENTIFIED FEMALE: I think TriVita is a 7 wonderful company. They've got a very, very good plan. They've got a wonderful support system at the head 8 office. I have to say they're very patient people, 9 they're very friendly people. I love their compensation 10 11 plan, I love their products. 12 ON SCREEN: TriVita Member UNIDENTIFIED FEMALE: I feel very confident 13 aligning myself with a company like TriVita. I met 14 15 Michael Ellison a couple of months ago and I was very 16 impressed with his feelings about what he wants to do for 17 others, his passion for wellness, his desire to bring wellness into everyone's life, and I felt like this was 18 something I could do, but better than that, it's 19 20 something anyone can do. ON SCREEN: TriVita Member 21 UNIDENTIFIED MALE: What I like best about 22 23 TriVita is that I can do it from anywhere. You just 24 simply need an Internet connection and a cell phone. So, 25 whether I'm at home or if I'm traveling, my business

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continues to grow. All I do is log on to my online 1 2 business center, I see all the members joining on a daily basis and the customers in my business. These are real 3 customers ordering real products from TriVita. And they 4 continue to order because of the quality of the products. 5 I have never found another business that 6 7 offered all of this. I've seen other businesses, I've tried other businesses. Nothing compares to TriVita. 8 ON SCREEN: TriVita Member 9 UNIDENTIFIED MALE: What I love about TriVita 10 is that you don't have all of the traditional hassles and 11 12 headaches that you would have with a more traditional business. With TriVita, there's no stocking product, 13 there's no shipping product. In fact, the company does a 14 15 lot of that stuff for us. They actually direct mail to our customers on the back end. They take care of a lot 16 17 of the day-to-day details that you would expect to find if you're going into business. 18 Also, it doesn't take special skill sets and 19 20 education to build this business. Anybody can do it. You just simply plug into TriVita's system and the system 21

22 will work.

23

ON SCREEN: TriVita Member

24 UNIDENTIFIED FEMALE: One thing about Nopalea 25 is when people try it, it works for them, they reorder,

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1 and then that drives my business.

2 ON SCREEN: TriVita Member UNIDENTIFIED MALE: TriVita offers world class 3 support. Any time I have a question or need anything, I 4 simply pick up the phone, they're there, they help me, 5 they answer the question. There's no hidden charges. 6 There's no monthly fee to be involved no matter how many 7 times I call them. 8 ON SCREEN: TriVita Member 9 UNIDENTIFIED FEMALE: Anybody can do this 10 business. It's the easiest business model I've ever 11 worked, and I've worked lots of businesses. 12 ON SCREEN: TriVita 13 experience wellness 14 15 MALE ANNOUNCER: TriVita, the makers of Nopalea, offers an affiliate member program that rewards 16 17 its members for referring Nopalea with others. ON SCREEN: no cost to join 18 no obligations to refer or sell 19 20 MALE ANNOUNCER: This special program is no 21 cost to join and there are no obligations to refer or sell Nopalea to others. However, because Nopalea is such 22 23 an effective product that gets results, many people like you like to share it with friends and family. 24 25 As a TriVita affiliate member, we will pay you

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1	when you refer Nopalea to someone in the form of a
2	TriVita Visa prepaid debit card. Simply refer Nopalea to
3	someone, and when they purchase, we will deposit a
4	generous referral commission into your TriVita Visa
5	prepaid debit card.
6	ON SCREEN: Cards are issued by Citibank, N.A.
7	pursuant to a license from Visa U.S.A. Inc. and managed
8	by Citi Prepaid Services. This card can be used
9	everywhere Visa debit cards are accepted.
10	MALE ANNOUNCER: This debit card works like any
11	other debit card and can be used anywhere the Visa card
12	is accepted.
13	Again, there are no fees or costs to join and
14	referring Nopalea is totally optional.
15	ON SCREEN: Marcus Ellison
16	Senior Vice President, TriVita
17	MARCUS ELLISON: We're looking for people who
18	want to experience wellness and share their experience
19	with others while enjoying generous financial rewards.
20	Because Nopalea delivers a wellness experience, the
21	demand creates an incredible income opportunity.
22	Discover all the exciting details by calling now and see
23	how our affiliate program can create steady income and
24	open up a world of possibilities for you and your family.
25	ON SCREEN: Call NOW for YOUR FREE 32oz.

Exhibit A

1 bottle! 2 TriVita experience wellness 3 Call Now! 4 FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: Call now and ask how you can 6 7 try Nopalea absolutely free. Nopalea is a natural antiinflammatory drink that helps the body put out the fire 8 on inflammation. Every day, millions of people suffer 9 from painful and uncomfortable symptoms caused by 10 elevated inflammation levels. 11 12 ON SCREEN: pain in the back neck hands legs & feet 13 pain caused by fatigue 14 15 respiratory and breathing difficulties 16 sinus flare ups skin conditions 17 nerve damage TriVita 18 experience wellness 19 20 Call Now! FREE 32oz. bottle! (Just Pay S&H) 21 MALE ANNOUNCER: Symptoms including pain in the 22 23 back, neck, hands, legs and feet. Pain that is caused by fatigue, respiratory and breathing difficulties, sinus 24 25 flare-ups, skin conditions, nerve damage and more.

ON SCREEN: 1 TriVita 2 experience wellness 3 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: Now, there is an all-natural 6 7 product that can help the body reduce chronic inflammation with no negative side effects. 8 9 ON SCREEN: nopalea TriVita 10 11 experience wellness 12 Call Now! FREE 32oz. bottle! (Just Pay S&H) 13 MALE ANNOUNCER: Nopalea is made directly from 14 15 the natural, rich fruit of the Sonoran Desert's Nopal cactus. This amazing cactus survives the extreme hot and 16 17 dry conditions of the Sonoran Desert, and it can help you, too. 18 19 ON SCREEN: try it free! 20 TriVita 21 experience wellness 22 Call Now! 23 FREE 32oz. bottle! (Just Pay S&H) 24 MALE ANNOUNCER: Call now and ask how you can 25 try Nopalea absolutely free.

ON SCREEN: 1 TriVita 2 3 experience wellness 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 UNIDENTIFIED FEMALE: A man from church gave me 6 7 a bottle and I began taking it in the morning and at night, and within four weeks, I've noticed a dramatic 8 change in my pain. 9 UNIDENTIFIED MALE: For me, Nopalea has been a 10 11 life-changing product that I just can't say enough 12 positive things about it, and I would encourage any 13 person to simply give Nopalea a try. UNIDENTIFIED FEMALE: I've only been taking it 14 15 for about two to three months continuously, and it's changed my whole body. It's changed my skin. My 16 17 psoriasis is getting so much better. My scalp is almost 18 all cleared up. 19 MALE ANNOUNCER: Scientists and medical experts 20 now say these pain-related symptoms --ON SCREEN: neck pain back pain muscle 21 22 aches 23 nerve damage joint pain sinus flare ups 24 skin conditions foot pain fatigue 25 respiratory problems

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1 INFLAMMATION TriVita 2 experience wellness 3 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: -- can all be linked to one 6 7 common factor, chronic inflammation. In fact, a leading publication referred to chronic inflammation as the 8 secret killer, revealing inflammation is on the increase, 9 causing pain, discomfort and a host of dangerous 10 11 diseases. 12 ON SCREEN: 13 TriVita experience wellness 14 15 Call Now! 16 FREE 32oz. bottle! (Just Pay S&H) 17 MALE ANNOUNCER: Nopalea is a natural antiinflammatory drink that helps the body put out the fire 18 on inflammation. If you're suffering from any type of 19 20 pain or discomfort or maybe you have another type of symptom that you think might be caused by inflammation --21 22 ON SCREEN: the nopalea WELLNESS CHALLENGE 23 TriVita 24 experience wellness 25 Call Now!

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1	FREE 32oz. bottle! (Just Pay S&H)
2	MALE ANNOUNCER: we invite you to take the
3	Nopalea wellness challenge today.
4	ON SCREEN:
5	TriVita
6	experience wellness
7	Call Now!
8	FREE 32oz. bottle! (Just Pay S&H)
9	MALE ANNOUNCER: People everywhere are taking
10	the Nopalea wellness challenge and experiencing
11	remarkable results. And, now, you can, too.
12	ON SCREEN: nopalea
13	TriVita
14	experience wellness
15	Call Now!
16	FREE 32oz. bottle! (Just Pay S&H)
17	MALE ANNOUNCER: In fact, we're so confident
18	that Nopalea can help relieve your symptoms
19	ON SCREEN: the nopalea WELLNESS CHALLENGE
20	FREE!
21	TriVita
22	experience wellness
23	Call Now!
24	FREE 32oz. bottle! (Just Pay S&H)
25	MALE ANNOUNCER: we want you to take the

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Nopalea wellness challenge free. Call now and ask to 1 2 take the challenge --3 ON SCREEN: 1 FREE! 32 oz. Bottle 4 TriVita experience wellness 5 Call Now! 6 7 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- and receive one 32-ounce 8 bottle of Nopalea absolutely free. 9 10 ON SCREEN: the nopalea WELLNESS CHALLENGE THE SECRET KILLER 11 12 TriVita experience wellness 13 14 Call Now! 15 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: Plus, we'll send you the 16 17 Secret Killer special report that explains the dangers of inflammation and how you can get relief from its painful 18 symptoms. You'll also receive an audio CD that explains 19 20 the science behind the betalains found in the Nopal 21 superfruit. 22 ON SCREEN: the nopalea WELLNESS CHALLENGE 23 TriVita 24 experience wellness 25 Call Now!

Exhibit A

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FREE 32oz. bottle! (Just Pay S&H) 1 2 MALE ANNOUNCER: To take the Nopalea wellness challenge, all you need to do is --3 4 ON SCREEN: drink 3 to 6 oz. Each day TriVita 5 experience wellness 6 7 Call Now! FREE 32oz. bottle! (Just Pay S&H) 8 MALE ANNOUNCER: -- drink three to six ounces 9 of Nopalea each day until your bottle is empty --10 11 ON SCREEN: track your progress 12 TriVita experience wellness 13 Call Now! 14 15 FREE 32oz. bottle! (Just Pay S&H) MALE ANNOUNCER: -- track your progress on a 16 17 simple form, cover a small fee for shipping and handling. 18 ON SCREEN: It's that simple, so call NOW! 19 20 TriVita 21 experience wellness 22 Call Now! 23 FREE 32oz. bottle! (Just Pay S&H) 24 MALE ANNOUNCER: It's that simple. So, call 25 now and take the challenge.

ON SCREEN: 1 TriVita 2 experience wellness 3 4 Call Now! FREE 32oz. bottle! (Just Pay S&H) 5 MALE ANNOUNCER: You've heard from people who 6 7 have experienced incredible results from Nopalea. Don't suffer another day, take the Nopalea wellness challenge 8 right now by calling the number on your screen. 9 10 ON SCREEN: The preceding was a paid 11 presentation for nopalea 12 the anti-inflammatory wellness drink from 13 TriVita. The statements you heard in this program have 14 15 not been evaluated by the Food and Drug Administration. This product is not intended to treat, diagnose, cure or 16 17 prevent any disease. 18 MALE ANNOUNCER: The preceding has been a paid presentation for Nopalea, the anti-inflammatory wellness 19 20 drink from TriVita. 21 (The recording was concluded.) 22 23 24

25

Exhibit A

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1
           CERTIFICATION OF TYPIST
 2
 3
      MATTER NUMBER: 1223185
 4
      CASE TITLE: TRIVITA, INC.
      TAPING DATE: DATE UNKNOWN
 5
 6
      TRANSCRIPTION DATE: SEPTEMBER 6, 2013
 7
           I HEREBY CERTIFY that the transcript contained
 8
 9
      herein is a full and accurate transcript of the tapes
      transcribed by me on the above cause before the FEDERAL
10
11
      TRADE COMMISSION to the best of my knowledge and belief.
12
13
                             DATED: SEPTEMBER 6, 2013
14
15
16
                                 ELIZABETH M. FARRELL
17
18
       CERTIFICATION OF PROOFREADER
19
20
           I HEREBY CERTIFY that I proofread the transcript for
21
      accuracy in spelling, hyphenation, punctuation and
22
      format.
23
24
25
                                    SARA J. VANCE
```

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1		
2		
3		OFFICIAL TRANSCRIPT PROCEEDING
4		FEDERAL TRADE COMMISSION
5		
6	MATTER NO.	1223185
7	TITLE	TRIVITA, INC.
8	DATE	RECORDED: MAY 8, 2012
		TRANSCRIBED: SEPTEMBER 6, 2013
9		
	PAGES	1THROUGH 49
10		
11		
12		
		NOPALEA VIDEO
13		NOPALEA V3-015721
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26		For The Record, Inc.

1 (301) 870-8025 - www.ftrinc.net - (800) 921-5555

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1	FEDERAL TR	ADE COMMISSION
2		
3	In the Matter of:)
4) Matter No. 1223185
5	TriVita, Inc.)
6)
7		May 8, 2012
8		
9		
10		
11		
12	The following tra	nscript was produced from a
13	CD-Rom provided to For The 3	Record, Inc. on August 22,
14	2013.	
15		
16		
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20		
21		
22		
23		
24		
25		

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1	PROCEEDINGS
2	
3	NOPALEA VIDEO - NOPALEA V3-015721
4	ON SCREEN: GDF Media Productions
5	CLIENT: TriVita
6	PRODUCT: NOPALEA
7	TITLE: NOPALEA TIEGS v3
8	ISCI CODE:
9	KEY NUMBER:
10	CAD NUMBER:
11	DURATION: 28:30
12	ASPECT RATIO: 4:3
13	DATE: 05/08/12
14	GDP MEDIA PRODUCTIONS 14801 N. Cave Creek Road
15	Phoenix, Arizona 85032 602.404.4000
16	ON SCREEN: The following is a paid
17	presentation for Nopalea
18	the anti-inflammatory wellness drink from
19	TriVita.
20	The following statements have not been
21	evaluated by the Food and Drug Administration. This
22	product is not intended to treat, diagnose, cure or
23	prevent disease.
24	MALE ANNOUNCER: The following program is
25	brought to you by Nopalea, the anti-inflammatory wellness

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1 drink by TriVita. 2 ON SCREEN: learn how you can receive 1 32oz. bottle FREE! 3 MALE ANNOUNCER: Stayed turned to learn how you 4 can receive a 32-ounce bottle of Nopalea free. 5 ON SCREEN: Cheryl Tiegs 6 7 Supermodel/Entrepreneur CHERYL TIEGS: A few months ago, I had a hard 8 time walking this hill. But, today, I'm doing it pain-9 free. Do I have a secret? You bet. And that's why I'm 10 here today to share that secret with you. 11 12 MALE ANNOUNCER: Could a natural wellness drink really help people with painful symptoms like --13 ON SCREEN neck pain 14 15 back pain 16 swollen joints 17 muscle aches sinus infections 18 19 skin disorders 20 respiratory problems 21 and more... MALE ANNOUNCER: --chronic neck and back pain, 22 23 swollen joints and muscle aches, or how about even sinus 24 infections, skin disorders, respiratory problems and

25 more?

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1 On today's show, the new and natural anti-2 inflammatory wellness drink that's changing people's 3 lives. Then, travel to Los Angeles, California, for an 4 intimate interview with legendary supermodel and 5 entrepreneur, Cheryl Tiegs, as she reveals her own 6 painful battle with chronic inflammation.

7 CHERYL TIEGS: The truth is my hip got so bad, 8 I stopped hiking. I would wake up in the morning and I 9 wanted to do that exercise, but I thought, my hip is 10 going to hurt at the end of the night and I wouldn't be 11 able to sleep, so I stopped hiking.

12 MALE ANNOUNCER: And how the natural, anti-13 inflammation drink made from Nopal cactus in the Sonoran 14 Desert helped her get back to the life she loves.

15 CHERYL TIEGS: But, now, I can do everything I 16 love.

17 ON SCREEN: Individual results will vary. CHERYL TIEGS: I can do yoga, I can hike, I can 18 walk, I can do the stadium steps totally without pain. 19 20 MALE ANNOUNCER: Since her first cover at the age of 17, Cheryl Tiegs' fresh-faced look and iconic 21 smile have made her the all-American beauty. She became 22 23 the world's very first supermodel, then went on to create 24 a multi-million dollar beauty and fashion empire. 25 Today, this enduring beauty is in high demand

Exhibit B

1 as a spokesperson for underprivileged children and the 2 environment.

3	ON SCREEN: Cheryl Tiegs
4	Supermodel/Entrepreneur
5	CHERYL TIEGS: Hi, I'm so glad you could join
6	me because I have an exciting story for you. A few short
7	months ago, I suffered with inflammation, just like so
8	many of you. The worst was in my hip. Things like
9	stairs and getting out of the car were hard for me.
10	Hiking is a passion for me. I've hiked all
11	over the world. I've spent time in Africa and hiked the
12	Cooper Canyon, been to the arctic, even the Inca trail.
13	But my hip got so bad, I couldn't do a basic hike any
14	more. I tried a lot of things, but nothing seemed to
15	work.
16	ON SCREEN: nopalea
17	CHERYL TIEGS: Then I heard about Nopalea. I'd
18	love to tell you that I tried it right then and there,
19	but I'm skeptical. So, it sat on my kitchen counter
20	until I thought, I have to try it. In about a month, the
21	pain had diminished dramatically. Eventually, I was able
22	to plan my next hiking trip. My only regret is that I
23	waited so long to try it.
24	If you've suffered with inflammation or chronic

25 pain for years, there is something that can help. That's

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why I'm here, to share Nopalea and more remarkable
success stories with you.

ON SCREEN: Brazos Minshew 3 Chief Science Officer, TriVita 4 BRAZOS MINSHEW: The Nopal cactus is grown in 5 the Sonoran Desert, the most extreme desert environment 6 7 on the planet. The fruit has to develop an extraordinary reserve of bioflavonoids in order to survive. 8 ON SCREEN: These statements have not been 9 verified by the FDA. 10 11 BRAZOS MINSHEW: When people and animals eat 12 the fruit, they get these bioflavonoids. Bioflavonoids have free radical scavenging and anti-inflammatory 13 14 properties. 15 In numerous scientific studies, bioflavonoids demonstrate their benefits in protecting against free 16 17 radical-induced inflammation. We need nutrient protection every day to help our body wash away toxins. 18 ON SCREEN: Bioflavoids 19 20 Unhealthy Cells BRAZOS MINSHEW: Bioflavonoids support our 21 body. These nutrients help our cells maintain vibrant 22 23 health, unless the cell is too toxic to be saved. 24 ON SCREEN: Healthy Cells 25 Macrophage

Exhibit B

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BRAZOS MINSHEW: Then, bioflavonoids support 1 macrophages to scavenge that toxic cell and can help take 2 it away. This leaves our cells healthy. 3 MALE ANNOUNCER: Finally, a product that can 4 help your body reduce painful symptoms caused by 5 inflammation, and it comes in the form of a great-tasting 6 7 wellness drink, Nopalea --ON SCREEN: Nopalea 8 MALE ANNOUNCER: -- made directly from the 9 natural rich fruit of the Sonoran Desert's Nopal cactus. 10 This amazing cactus survives the extreme hot and dry 11 12 conditions of the Sonoran Desert, and its vital nutrients 13 can help you, too. CHERYL TIEGS: Inflammation has been a concern 14 15 of mine for years. So, I did a huge amount of research, which is how I found Michael Ellison. Michael is the 16 founder and CEO of TriVita --17 ON SCREEN: TriVita 18 experience wellness 19 20 CHERYL TIEGS: -- one of the country's best known health and wellness companies. And it was his love 21 of the Sonoran Desert and its people that led to the 22 23 creation of Nopalea. 24 ON SCREEN: Michael R. Ellison 25 Founder, TriVita

Exhibit B

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1 MICHAEL ELLISON: Susan and I have lived here 2 in the desert for nearly 30 years. We've enjoyed the 3 desert lifestyle and the amenities it offers, but we have 4 never thought of it as an oasis of wellness. Then I made 5 a trip into the Sonoran Desert in Mexico where I made an 6 amazing discovery.

7 Sitting around a campfire one evening with seven natives, they begin to share with me about the 8 people who have lived in the desert for hundreds of 9 years. They had no modern conveniences like air 10 11 conditioning, refrigeration or running water. And they 12 lived without modern medicine and drugs. Yet, they not only survived, they thrived without obesity and diabetes 13 14 and other inflammatory diseases that so many people suffer from today. They told me the secret to their 15 wellness was the healing plants of the Sonoran Desert. 16 ON SCREEN: Dave Morris 17 18 Enthnobotanist DAVE MORRIS: For centuries, the Native 19 20 American people have been using the plants of the Sonoran Desert for food, medicine, spiritual needs. Prickly pear 21 cactus or the Nopal is a good example of that. The 22 23 flowers are edible, the fruit is a great source of 24 protein and vitamin C, helps to reduce inflammation in 25 the body, and it tastes good.

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The aridity of this area, a harsh desert 1 environment, is actually what made the plants adapt and 2 gives them a lot of their wonderful healing properties 3 4 here in the Sonoran Desert. MICHAEL R. ELLISON: When we discovered the 5 6 healing properties and the science behind the Nopal 7 cactus, I knew we had to make it TriVita's top priority and bring this product to market. We had to get this 8 superfruit, used by the desert natives for hundreds of 9 years, to the many people who are suffering today from 10 11 symptoms caused by inflammation. 12 SUSAN ELLISON: I couldn't walk without 13 excruciating pain. Being physically fit has always been very important to me, but I had to give up my treadmill 14 15 workouts. I even had to switch to comfort shoes. ON SCREEN: Susan Ellison 16 17 Co-Founder, TriVita 18 SUSAN ELLISON: I started on Nopalea during the product's trial period without much hope, but after just 19 20 six weeks on Nopalea, I was almost pain-free, and after eight weeks, the redness and swelling was completely 21 22 gone. Today, I am back in the gym on my treadmill pain-23 free and power shopping, wearing stylish shoes and loving 24 it. 25 I know that pain can rob you of quality of

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life. If you have inflammatory pain issues, I would 1 2 encourage you to give Nopalea a chance. 3 CHERYL TIEGS: It's incredible that something as yummy and natural as Nopalea got me on my feet again. 4 5 Now, my energy is back, I sleep more soundly, and so, 6 really I just feel better. You only have one life, make 7 it count. With all the goodness and all the desert nutrients that go into Nopalea, why don't you try it for 8 yourself. 9 10 The best way, take Nopalea's wellness 11 challenge. I did, and you can, too. 12 ON SCREEN: Call NOW for YOUR FREE 32oz. 13 bottle! (plus S&H) 14 15 TriVita 16 In Canada and U.S. CALL NOW! 17 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Call now and ask how you can 18 try Nopalea absolutely free. Nopalea is a natural anti-19 20 inflammatory drink that helps the body put out the fire on inflammation. 21 ON SCREEN: TriVita 22 23 New customers only, please. In Canada and U.S. CALL NOW! 24 25 FREE 32oz. bottle! Pay only \$9.95 S&H

1	MALE ANNOUNCER: Every day, millions of people
2	suffer from painful and uncomfortable conditions caused
3	by elevated inflammation levels.
4	ON SCREEN: pain in the back neck hands
5	legs & feet
6	pain caused by fatigue
7	respiratory and breathing difficulties
8	sinus flare ups skin conditions
9	nerve damage
10	TriVita
11	New customers only, please.
12	In Canada and U.S. CALL NOW!
13	FREE 32oz. bottle! Pay only \$9.95 S&H
14	MALE ANNOUNCER: Conditions including pain in
15	the back, neck, hands, legs and feet. Pain that is
16	caused by fatigue, sinus flare-ups, skin conditions,
17	nerve damage and more.
18	ON SCREEN: TriVita
19	New customers only, please.
20	In Canada and U.S. CALL NOW!
21	FREE 32oz. bottle! Pay only \$9.95 S&H
22	MALE ANNOUNCER: Now, there is an all-natural
23	product that can help the body reduce chronic
24	inflammation with no negative side effects.
25	ON SCREEN: Nopalea

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1 TriVita New customers only, please. 2 In Canada and U.S. CALL NOW! 3 4 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Nopalea is made directly from 5 the natural, rich fruit of the Sonoran Desert's Nopal 6 7 cactus. This amazing cactus survives the extreme hot and dry conditions of the Sonoran Desert, and it can help 8 you, too. 9 10 ON SCREEN: Try it FREE! (plus shipping and 11 handling) 12 TriVita 13 New customers only, please. In Canada and U.S. CALL NOW! 14 15 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Call now and ask how you can 16 17 try Nopalea absolutely free. ON SCREEN: TriVita Member 18 TriVita 19 20 New customers only, please. In Canada and U.S. CALL NOW! 21 FREE 32oz. bottle! Pay only \$9.95 S&H 22 23 UNIDENTIFIED MALE: At the end of the first 24 bottle, I noticed that the pain has subsided and I could 25 lift my arm about this high.

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1	ON SCREEN: Individual results will vary.
2	UNIDENTIFIED MALE: And at the end of the 30-
3	day loading phase, I could just lift my arm upright.
4	ON SCREEN: TriVita Member
5	TriVita
6	New customers only, please.
7	In Canada and U.S. CALL NOW!
8	FREE 32oz. bottle! Pay only \$9.95 S&H
9	UNIDENTIFIED FEMALE: I can get through the day
10	now, and while I'm healing, I'm
11	ON SCREEN: Individual results will vary.
12	UNIDENTIFIED FEMALE: Nopalea's helping me
13	to lead or have a better quality of life.
14	ON SCREEN: TriVita Member
15	TriVita
16	New customers only, please.
17	In Canada and U.S. CALL NOW!
18	FREE 32oz. bottle! Pay only \$9.95 S&H
19	UNIDENTIFIED MALE: I cracked open the fourth
20	bottle. Literally, three days into that fourth bottle
21	and I actually woke up out of bed a different person.
22	ON SCREEN: Individual results will vary.
23	UNIDENTIFIED MALE: Nopalea's a product I can't
24	live without. It's something that has become a daily
25	lifestyle for me.

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1 ON SCREEN: neck pain back pain muscles aches hangovers joint pain 2 foot pain sinus flare ups fatigue 3 shoulder pain skin conditions 4 5 INFLAMMATION TriVita 6 New customers only, please. 7 In Canada and U.S. CALL NOW! 8 FREE 32oz. bottle! Pay only \$9.95 S&H 9 10 MALE ANNOUNCER: Scientists and medical experts 11 now say these pain-related symptoms can all be linked to 12 one common factor, chronic inflammation. 13 ON SCREEN: Time Magazine Visit time.com and put "The Secret Killer" in 14 their search box on the home page to find and read the 15 archived article from 2004. See what they were saying 5 16 17 years ago about the surprising links between 18 inflammation and diseases. Plus, what you can do to help fight it! 19 20 TriVita New customers only, please. 21 In Canada and U.S. CALL NOW! 22 23 FREE 32oz. bottle! Pay only \$9.95 S&H 24 MALE ANNOUNCER: In fact, a leading publication 25 referred to chronic inflammation as the secret killer,

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revealing inflammation is on the increase, causing pain
 and discomfort.

3	ON SCREEN: TriVita
4	New customers only, please.
5	In Canada and U.S. CALL NOW!
6	FREE 32oz. bottle! Pay only \$9.95 S&H
7	MALE ANNOUNCER: Nopalea is a natural anti-
8	inflammatory drink that helps the body put out the fire
9	on inflammation. Nopalea is delicious tasting and
10	naturally sweetened with pure agave syrup
11	ON SCREEN: less than 20 calories per serving
12	MALE ANNOUNCER: with less than 20 calories
13	per serving. And because Nopalea is bottled in a state-
14	of-the-art aseptic facility
15	ON SCREEN: no artificial preservatives
16	no artificial flavors
17	no artificial colors
18	TriVita
19	New customers only, please.
20	In Canada and U.S. CALL NOW!
21	FREE 32oz. bottle! Pay only \$9.95 S&H
22	MALE ANNOUNCER: it contains no artificial
23	colors, flavors or preservatives, just fresh, pure Nopal
24	cactus juice in a ready-to-drink liquid concentrate.
25	If needed, your doctor can find Nopalea in the

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1 trusted Physicians Desk Reference, listing anti-2 inflammatory benefits and full label information. ON SCREEN: TriVita 3 New customers only, please. 4 In Canada and U.S. CALL NOW! 5 FREE 32oz. bottle! Pay only \$9.95 S&H 6 7 MALE ANNOUNCER: If you're suffering from any type of pain or discomfort or maybe you have another type 8 of condition that you think might be caused by 9 inflammation --10 ON SCREEN: the nopalea WELLNESS CHALLENGE 11 12 TriVita 13 New customers only, please. In Canada and U.S. CALL NOW! 14 15 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: -- we invite you to take the 16 17 Nopalea wellness challenge today. People everywhere are 18 taking the Nopalea wellness challenge and experiencing remarkable results. 19 20 ON SCREEN: YOU CAN TOO! TriVita 21 22 New customers only, please. 23 In Canada and U.S. CALL NOW! 24 FREE 32oz. bottle! Pay only \$9.95 S&H 25 MALE ANNOUNCER: And, now, you can, too.

1 ON SCREEN: nopalea 2 3 the nopalea WELLNESS CHALLENGE FREE! TriVita 4 5 New customers only, please. In Canada and U.S. CALL NOW! 6 7 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: In fact, we're so confident 8 that Nopalea can help relieve your conditions, we want 9 you to take the Nopalea wellness challenge free. 10 11 ON SCREEN: the nopalea WELLNESS CHALLENGE 12 1 FREE! 32 oz. Bottle (plus S&H) 13 TriVita 14 New customers only, please. 15 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 16 MALE ANNOUNCER: Call now and ask to take the 17 Nopalea challenge and receive one 32-ounce bottle of 18 Nopalea absolutely free. Plus, we'll send you the Secret 19 20 Killer special report that explains the dangers of inflammation and how you can get relief from its painful 21 conditions. You'll also receive an audio CD that 22 23 explains the science behind the Nopal superfruit. 24 ON SCREEN: drink 3 to 6 oz. each day 25 TriVita

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1 New customers only, please. In Canada and U.S. CALL NOW! 2 3 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: To take the Nopalea wellness 4 challenge, all you need to do is drink three to six 5 ounces of Nopalea each day until you find relief. 6 7 ON SCREEN: track your progress TriVita 8 New customers only, please. 9 In Canada and U.S. CALL NOW! 10 11 FREE 32oz. bottle! Pay only \$9.95 S&H 12 MALE ANNOUNCER: Track your progress on a 13 simple form, cover a small fee for shipping and handling. ON SCREEN: It's that simple, so call NOW! 14 15 TriVita 16 New customers only, please. 17 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 18 MALE ANNOUNCER: It's that simple. So, call 19 20 now and take the challenge. You've heard from people who have experienced 21 incredible results from Nopalea. Don't suffer another 22 23 day. 24 ON SCREEN: the nopalea WELLNESS CHALLENGE BPA FREE 25

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1 TriVita New customers only, please. 2 In Canada and U.S. CALL NOW! 3 4 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Take the Nopalea wellness 5 challenge right now by calling the number on your screen. 6 7 ON SCREEN: Cheryl Tiegs Supermodel/Entrepreneur 8 CHERYL TIEGS: Nopalea can help people improve 9 their quality of life by working with the body to reduce 10 painful chronic inflammation. 11 12 ON SCREEN: nopalea MALE ANNOUNCER: Here's another amazing story 13 of how Nopalea helped a woman overcome daily intense pain 14 15 from a disabling car accident. 16 ON SCREEN: Melody C. 17 Denver, NC MELODY C.: In 2002, I had three vertebras to 18 collapse in my neck and I was down for a year and a half. 19 20 And the things I really miss about that is being able to go to the barn and saddle up and really groom the horses 21 and do things with Caleb. 22 23 ON SCREEN: TriVita Member 24 MELODY C.: Then I found Nopalea. A good 25 friend of mine I've known for 17 years introduced me to

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the product. I was very skeptical at first because I 1 2 tried a lot of products. Within three weeks, I could notice a difference. I was moving better. 3 4 ON SCREEN: Individual results will vary. MELODY C.: Within five weeks, I was pain-free 5 on the product. 6 7 Thanks to Nopalea, I have a better quality of life. I don't have inflammation in my body. I'm 8 mountain biking, I'm exercising. 9 ON SCREEN: This product is not intended to 10 11 treat, diagnose, cure or prevent any disease. 12 MELODY C.: I just have a better quality of 13 life all around. I just feel so much better on Nopalea, let's go ride horses. 14 15 ON SCREEN: Robin S. RN Denver, NC 16 17 ROBIN S.: As a registered nurse, Melody came 18 to me and asked me my opinion about the Nopalea. I did research, went to an event on it, was very impressed. 19 20 Since that time, I have been taking the Nopalea. Its anti-inflammatory agents are fabulous. 21 22 ON SCREEN: nopalea 23 ON SCREEN: John W. 24 Scottsdale, AZ 25 JOHN W.: Well, I started having chronic pain

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and inflammation as a teenager. I have extreme spinal 1 2 stiffness, spinal pain, pain that, you know, goes into different areas of my joints and where my ribs and my 3 tissue connects to my spine. 4 ON SCREEN: TriVita Member 5 6 JOHN W.: I actually heard about Nopalea 7 through a TriVita publication and I knew that with my particular condition --8 ON SCREEN: This product is not intended to 9 treat, diagnose, cure or prevent any disease. 10 JOHN W.: -- suffering for 20 years, I knew 11 12 that, you know, I was going to need to try this for a little while. I cracked open the fourth bottle. 13 Literally, three days into that fourth bottle, and I 14 15 actually woke up out of bed a different person. 16 That was then and this is now. Since taking the Nopalea wellness challenge, I have a new lease on 17 life. I feel terrific. There's a new me. I feel like I 18 was maybe 20 years ago. 19 20 ON SCREEN: Individual results will vary. JOHN W.: I'm actually out, I'm active, I'm 21 22 riding a bike, I'm playing with my family, I'm jogging. 23 I'm even able to go to the pool. I'm able to hit the 24 weight room. And just feel good. 25 Nopalea has helped me to manage my inflammation

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in a way I never thought possible. Do what I did. Take 1 2 the Nopalea wellness challenge. Six ounces a day, that is exactly what I did. Three in the morning, three in 3 the evening. And it all started to come together. 4 ON SCREEN: nopalea 5 6 ON SCREEN: Sandy D. 7 Carmel Valley, CA SANDY D.: I actually got bit by a deer tick on 8 this hike. A few weeks later, I started realizing that 9 I was feeling very flu-ish and didn't have the energy. I 10 11 mean, it was even getting to a point where I was having a 12 very difficult time to even get out of bed in the 13 morning. Having Nopalea come into my life was -- and the 14 15 timing was a miracle. 16 ON SCREEN: Individual results will vary. 17 SANDY D.: Oh, it's -- it's given me my life 18 back. I can get through the day now, and while I'm healing, Nopalea's helping me to have a better quality of 19 20 life. MALE ANNOUNCER: Nopalea is made directly from 21 the natural rich superfruit of the Sonoran Desert's Nopal 22 23 cactus. This cactus survives one of the world's harshest 24 desert regions, and its key nutrients can help you, too. 25 ON SCREEN: Melissa M.

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1 Prescott, AZ MELISSA M.: Nopalea came through for me. It 2 makes me feel better through the days and sleep better at 3 nights. And it's clearly up my skin. 4 ON SCREEN: Individual results will vary. 5 MELISSA M.: It's the only thing I could say 6 7 that's ever really helped that's -- and this much, too. And it's changing my life and I have so much of a better 8 outlook for the future. 9 ON SCREEN: This product is not intended to 10 11 treat, diagnose, cure or prevent any disease. 12 MELISSA M.: It's not like anything else out there that I've tried. It's actually working and it's 13 healthy for me. It's good for me. 14 15 I would highly recommend Nopalea to anyone who has inflammation. It's worked for me, it's worked for 16 17 others, and it can work for you, too. ON SCREEN: nopalea 18 MALE ANNOUNCER: Many scientists and medical 19 20 experts today are discovering the need to help the body avoid and reduce chronic inflammation. Dozens of recent 21 scientific studies indicate that the fruit of the Nopal 22 23 cactus found in the Sonoran Desert can help the body 24 reduce inflammation and gain relief from the painful 25 conditions caused by it.

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ON SCREEN: Brazos Minshew 1 Chief Science Officer, TriVita 2 3 BRAZOS MINSHEW: When we have sick people, we always ask the same question. What makes sick people 4 sick? And we look at inflammation as being the thing 5 that ties together so many of these disorders. 6 7 ON SCREEN: These statements have not been verified by the FDA. 8 BRAZOS MINSHEW: But a very insightful study 9 asked a different question. What keeps healthy people 10 11 well and how can we be like them? 12 What we discovered is the healthier a person was, the lower their level of inflammation. And that 13 when we consume the Nopal cactus superfruit, we can drive 14 15 down that inflammation and achieve the biomarkers of 16 wellness. 17 CHERYL TIEGS: I've worked hard to stay healthy my whole life. I watch what I eat. I stay active and 18 exercise. I do yoga and meditate. But that's no 19 20 guarantee inflammation won't strike you. That's why when I discovered Nopalea, it made such a difference for me. 21 I feel that I want to share it with as many as I can. 22 23 Well, my mom, she's 87, she loves it. I recommend it to 24 friends. 25 Do yourself a favor, do someone you love a

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1 favor and give Nopalea a try. 2 3 ON SCREEN: Call NOW for YOUR FREE 32oz. 4 bottle! (plus S&H) 5 TriVita 6 7 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 8 MALE ANNOUNCER: Call now and ask how you can 9 try Nopalea absolutely free. Nopalea is a natural anti-10 11 inflammatory drink that helps the body put out the fire 12 on inflammation. ON SCREEN: TriVita 13 New customers only, please. 14 15 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 16 17 MALE ANNOUNCER: Every day, millions of people suffer from painful and uncomfortable conditions caused 18 by elevated inflammation levels. 19 20 ON SCREEN: pain in the back neck hands legs & feet 21 pain caused by fatigue 22 23 respiratory and breathing difficulties 24 sinus flare ups skin conditions 25 nerve damage

1 TriVita New customers only, please. 2 In Canada and U.S. CALL NOW! 3 4 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Conditions including pain in 5 the back, neck, hands, legs and feet. Pain that is 6 7 caused by fatigue, sinus flare-ups, skin conditions, nerve damage and more. 8 9 ON SCREEN: TriVita New customers only, please. 10 In Canada and U.S. CALL NOW! 11 12 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Now, there is an all-natural 13 product that can help the body reduce chronic 14 15 inflammation with no negative side effects. 16 ON SCREEN: Nopalea 17 TriVita 18 New customers only, please. In Canada and U.S. CALL NOW! 19 20 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Nopalea is made directly from 21 the natural, rich fruit of the Sonoran Desert's Nopal 22 23 cactus. This amazing cactus survives the extreme hot and 24 dry conditions of the Sonoran Desert, and it can help 25 you, too.

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ON SCREEN: Try it FREE! (plus shipping and 1 handling) 2 3 TriVita New customers only, please. 4 In Canada and U.S. CALL NOW! 5 FREE 32oz. bottle! Pay only \$9.95 S&H 6 7 MALE ANNOUNCER: Call now and ask how you can try Nopalea absolutely free. 8 9 ON SCREEN: TriVita Member TriVita 10 11 New customers only, please. 12 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 13 UNIDENTIFIED MALE: At the end of the first 14 15 bottle, I noticed that the pain has subsided and I could lift my arm about this high. 16 17 ON SCREEN: Individual results will vary. UNIDENTIFIED MALE: And at the end of the 30-18 day loading phase, I could just lift my arm upright. 19 20 ON SCREEN: TriVita Member 21 TriVita 22 New customers only, please. 23 In Canada and U.S. CALL NOW! 24 FREE 32oz. bottle! Pay only \$9.95 S&H 25 UNIDENTIFIED FEMALE: I can get through the day

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1 now, and while I'm healing, I'm --ON SCREEN: Individual results will vary. 2 3 UNIDENTIFIED FEMALE: -- Nopalea's helping me to lead -- or have a better quality of life. 4 ON SCREEN: TriVita Member 5 6 TriVita 7 New customers only, please. In Canada and U.S. CALL NOW! 8 FREE 32oz. bottle! Pay only \$9.95 S&H 9 UNIDENTIFIED MALE: I cracked open the fourth 10 11 bottle. Literally, three days into that fourth bottle 12 and I actually woke up out of bed a different person. 13 ON SCREEN: Individual results will vary. UNIDENTIFIED MALE: Nopalea's a product I can't 14 live without. It's something that has become a daily 15 lifestyle for me. 16 17 ON SCREEN: neck pain back pain 18 muscles aches hangovers joint pain foot pain sinus flare ups fatigue 19 20 shoulder pain skin conditions INFLAMMATION 21 22 TriVita 23 New customers only, please. In Canada and U.S. CALL NOW! 24 25 FREE 32oz. bottle! Pay only \$9.95 S&H

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1	MALE ANNOUNCER: Scientists and medical experts
2	now say these pain-related symptoms can all be linked to
3	one common factor, chronic inflammation.
4	ON SCREEN: Time Magazine
5	Visit time.com and put "The Secret Killer" in
6	their search box on the home page to find and read the
7	archived article from 2004. See what they were saying 5
8	years ago about the surprising links between
9	inflammation and diseases. Plus, what you can do to
10	help fight it!
11	TriVita
12	New customers only, please.
13	In Canada and U.S. CALL NOW!
14	FREE 32oz. bottle! Pay only \$9.95 S&H
15	MALE ANNOUNCER: In fact, a leading publication
16	referred to chronic inflammation as the secret killer,
17	revealing inflammation is on the increase, causing pain
18	and discomfort.
19	ON SCREEN: TriVita
20	New customers only, please.
21	In Canada and U.S. CALL NOW!
22	FREE 32oz. bottle! Pay only \$9.95 S&H
23	MALE ANNOUNCER: Nopalea is a natural anti-
24	inflammatory drink that helps the body put out the fire
25	on inflammation. Nopalea is delicious tasting and

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1 naturally sweetened with pure agave syrup --2 ON SCREEN: less than 20 calories per serving MALE ANNOUNCER: -- with less than 20 calories 3 per serving. And because Nopalea is bottled in a state-4 of-the-art aseptic facility --5 ON SCREEN: no artificial preservatives 6 7 no artificial flavors no artificial colors 8 TriVita 9 New customers only, please. 10 11 In Canada and U.S. CALL NOW! 12 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: -- it contains no artificial 13 colors, flavors or preservatives, just fresh, pure Nopal 14 cactus juice in a ready-to-drink liquid concentrate. 15 16 If needed, your doctor can find Nopalea in the 17 trusted Physicians Desk Reference, listing antiinflammatory benefits and full label information. 18 ON SCREEN: TriVita 19 20 New customers only, please. In Canada and U.S. CALL NOW! 21 FREE 32oz. bottle! Pay only \$9.95 S&H 22 23 MALE ANNOUNCER: If you're suffering from any type of pain or discomfort or maybe you have another type 24 25 of condition that you think might be caused by

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1 inflammation --2 ON SCREEN: the nopalea WELLNESS CHALLENGE TriVita 3 New customers only, please. 4 In Canada and U.S. CALL NOW! 5 6 FREE 32oz. bottle! Pay only \$9.95 S&H 7 MALE ANNOUNCER: -- we invite you to take the Nopalea wellness challenge today. People everywhere are 8 taking the Nopalea wellness challenge and experiencing 9 remarkable results. 10 11 ON SCREEN: YOU CAN TOO! 12 TriVita 13 New customers only, please. In Canada and U.S. CALL NOW! 14 15 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: And, now, you can, too. 16 ON SCREEN: nopalea 17 18 the nopalea WELLNESS CHALLENGE FREE! TriVita 19 20 New customers only, please. In Canada and U.S. CALL NOW! 21 FREE 32oz. bottle! Pay only \$9.95 S&H 22 23 MALE ANNOUNCER: In fact, we're so confident 24 that Nopalea can help relieve your conditions, we want 25 you to take the Nopalea wellness challenge free.

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1 ON SCREEN: the nopalea WELLNESS CHALLENGE 1 FREE! 32 oz. Bottle (plus S&H) 2 TriVita 3 New customers only, please. 4 In Canada and U.S. CALL NOW! 5 FREE 32oz. bottle! Pay only \$9.95 S&H 6 MALE ANNOUNCER: Call now and ask to take the 7 Nopalea challenge and receive one 32-ounce bottle of 8 Nopalea absolutely free. Plus, we'll send you the Secret 9 Killer special report that explains the dangers of 10 11 inflammation and how you can get relief from its painful 12 conditions. You'll also receive an audio CD that 13 explains the science behind the Nopal superfruit. ON SCREEN: drink 3 to 6 oz. each day 14 15 TriVita 16 New customers only, please. 17 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 18 MALE ANNOUNCER: To take the Nopalea wellness 19 20 challenge, all you need to do is drink three to six ounces of Nopalea each day until you find relief. 21 22 ON SCREEN: track your progress 23 TriVita 24 New customers only, please. 25 In Canada and U.S. CALL NOW!

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FREE 32oz. bottle! Pay only \$9.95 S&H 1 2 MALE ANNOUNCER: Track your progress on a 3 simple form, cover a small fee for shipping and handling. 4 ON SCREEN: It's that simple, so call NOW! TriVita 5 6 New customers only, please. 7 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 8 MALE ANNOUNCER: It's that simple. So, call 9 10 now and take the challenge. 11 You've heard from people who have experienced 12 incredible results from Nopalea. Don't suffer another 13 day. 14 ON SCREEN: the nopalea WELLNESS CHALLENGE 15 BPA FREE 16 TriVita 17 New customers only, please. In Canada and U.S. CALL NOW! 18 FREE 32oz. bottle! Pay only \$9.95 S&H 19 20 MALE ANNOUNCER: Take the Nopalea wellness challenge right now by calling the number on your screen. 21 ON SCREEN: Cheryl Tiegs 22 23 Supermodel/Entrepreneur 24 CHERYL TIEGS: Have you called in to take 25 Nopalea's wellness challenge? Well, if not, consider

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1 this, many doctors and scientists agree there's a link 2 between inflammation and serious diseases. But the 3 nutrients in Nopalea can help. Here's how. 4 ON SCREEN: Brazos Minshew 5 6 Chief Science Officer, TriVita 7 BRAZOS MINSHEW: Inflammation is the number one problem we face in North America. Interestingly, 8 everything from allergies and Alzheimer's disease to 9 heart disease and diabetes are related to inflammation. 10 11 ON SCREEN: These statements have not been 12 verified by the FDA. 13 BRAZOS MINSHEW: We need nutrients every day to help wash away all the toxins that create inflammation. 14 15 Over 200 articles published and archived at the National Institutes of Health demonstrate one thing, the Nopal 16 17 cactus superfruit will reduce inflammation. ON SCREEN: Tony K. 18 San Anselmo, CA 19 20 TONY K.: I was a professional fashion photographer for over 25 years and always carrying a lot 21 of cameras. I ended up having a lot of inflammation and 22 23 chronic pain in my back. ON SCREEN: TriVita Member 24 25 TONY K.: And the last five or ten years, every

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morning I woke up I could feel this pain in my back. I 1 kind of stopped exercising, I put on a lot of weight. 2 ON SCREEN: Individual results will vary. 3 TONY K.: I started drinking Nopalea. I was 4 drinking, I would say, six to eight ounces a day on a 5 6 regular basis for maybe a month and a half, two months, 7 when all of a sudden I realized that I was waking up without pain. I was able to exercise again. I started 8 losing weight. I got my life back. 9 10 ON SCREEN: nopalea 11 MALE ANNOUNCER: The real stories you are 12 hearing all have one thing in common --ON SCREEN: relief from chronic inflammation 13 14 in the body 15 MALE ANNOUNCER: -- relief from chronic inflammation in the body. Today, medical experts and 16 17 scientists are searching for solutions to help combat chronic inflammation of the body like never before. 18 ON SCREEN: Scott Conard, ND 19 20 This opinion is intended for educational purposes only. It is not intended to diagnose or treat 21 22 disease. 23 SCOTT CONARD: All inflammation is not bad. In 24 fact, inflammation is part of healing. But when you go 25 from the inflammation -- acute inflammation and it

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1	doesn't go back down to non-inflamed, but goes to
2	chronic, low-grade, ongoing inflammation that gets worse
3	and worse, eventually, you will destroy tissues, you get
4	diabetes, you get heart disease, you get strokes, you get
5	dementia, you get gut disease, you can have confusion,
6	you can have your whole life literally come apart because
7	you've got ongoing chronic inflammation that we didn't
8	address and treat.
9	Now, remember, it's easier to treat it early
10	than wait for it to get very severe.
11	MALE ANNOUNCER: Now, there is a natural
12	alternative that can help the body reduce chronic
13	inflammation without the worries of negative side
14	effects. Nopalea.
15	ON SCREEN: nopalea
16	MALE ANNOUNCER: Made directly from the natural
17	rich fruit of the Sonoran Desert's Nopal cactus. This
18	amazing cactus survives the extreme hot and dry
19	conditions of the Sonoran Desert and its vital nutrients
20	can help you, too.
21	ON SCREEN: Joe M.
22	Monroe, NC
23	JOE M.: Five weeks ago, my wife, Pam,
24	introduced me to Nopalea. And it's amazing.
25	ON SCREEN: Individual results will vary.

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1	JOE M.: The inflammation is gone, the pain has
2	ceased, and I have flexibility in my ankle. Pretty
3	pretty neat.
4	ON SCREEN: TriVita Member
5	JOE M.: I would recommend Nopalea to anyone
6	that has problems with inflammation or pain. I can tell
7	you, I'm just a true believer.
8	ON SCREEN: Mark G.
9	Charlotte, NC
10	MARK G.: I watched my wife's wellness
11	experience with Nopalea and I was amazed. So, I said,
12	you know, one of the most important things as a cyclist
13	is your recovery. And so, I took this product to see if
14	it can help me recover faster, and it did.
15	ON SCREEN: Individual results will vary.
16	MARK G.: I recovered faster. I was able to
17	come back from my workouts quicker, stronger, with more
18	intensity.
19	ON SCREEN: TriVita Member
20	MARK G.: And, now, I've been able to take this
21	product and share it with my cycling team.
22	CHERYL TIEGS: We all have things in our lives
23	we're passionate about. We want to be healthy and have
24	energy. For me, having adventures and conquering new
25	trails and being with family and friends was so

Exhibit B

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1 important. Nopalea has helped me sustain the active life 2 I've always had. You don't know how great you'll feel until you take the Nopalea wellness challenge. It's 3 4 risk-free. See for yourself the difference it can make in 5 6 your health, your energy and the quality of your life. 7 But you won't know how much better you can feel until you take the first step. Here's your chance. 8 ON SCREEN: Call NOW for YOUR FREE 32oz. 9 10 bottle! 11 (plus S&H) 12 TriVita In Canada and U.S. CALL NOW! 13 FREE 32oz. bottle! Pay only \$9.95 S&H 14 15 MALE ANNOUNCER: Call now and ask how you can try Nopalea absolutely free. Nopalea is a natural anti-16 17 inflammatory drink that helps the body put out the fire 18 on inflammation. ON SCREEN: TriVita 19 20 New customers only, please. In Canada and U.S. CALL NOW! 21 FREE 32oz. bottle! Pay only \$9.95 S&H 22 23 MALE ANNOUNCER: Every day, millions of people 24 suffer from painful and uncomfortable conditions caused 25 by elevated inflammation levels.

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ON SCREEN: pain in the back neck hands 1 legs & feet 2 3 pain caused by fatigue 4 respiratory and breathing difficulties 5 sinus flare ups skin conditions 6 nerve damage 7 TriVita New customers only, please. 8 In Canada and U.S. CALL NOW! 9 FREE 32oz. bottle! Pay only \$9.95 S&H 10 11 MALE ANNOUNCER: Conditions including pain in 12 the back, neck, hands, legs and feet. Pain that is 13 caused by fatigue, sinus flare-ups, skin conditions, 14 nerve damage and more. 15 ON SCREEN: TriVita 16 New customers only, please. 17 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 18 MALE ANNOUNCER: Now, there is an all-natural 19 20 product that can help the body reduce chronic inflammation with no negative side effects. 21 ON SCREEN: Nopalea 22 23 TriVita 24 New customers only, please. 25 In Canada and U.S. CALL NOW!

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FREE 32oz. bottle! Pay only \$9.95 S&H 1 MALE ANNOUNCER: Nopalea is made directly from 2 the natural, rich fruit of the Sonoran Desert's Nopal 3 cactus. This amazing cactus survives the extreme hot and 4 5 dry conditions of the Sonoran Desert, and it can help you, too. 6 7 ON SCREEN: Try it FREE! (plus shipping and 8 handling) 9 TriVita 10 New customers only, please. 11 In Canada and U.S. CALL NOW! 12 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Call now and ask how you can 13 try Nopalea absolutely free. 14 15 ON SCREEN: TriVita Member 16 TriVita 17 New customers only, please. In Canada and U.S. CALL NOW! 18 19 FREE 32oz. bottle! Pay only \$9.95 S&H 20 UNIDENTIFIED MALE: At the end of the first bottle, I noticed that the pain has subsided and I could 21 lift my arm about this high. 22 23 ON SCREEN: Individual results will vary. UNIDENTIFIED MALE: And at the end of the 30-24 25 day loading phase, I could just lift my arm upright.
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ON SCREEN: TriVita Member 1 TriVita 2 3 New customers only, please. In Canada and U.S. CALL NOW! 4 FREE 32oz. bottle! Pay only \$9.95 S&H 5 UNIDENTIFIED FEMALE: I can get through the day 6 now, and while I'm healing, I'm --7 ON SCREEN: Individual results will vary. 8 UNIDENTIFIED FEMALE: -- Nopalea's helping me 9 to lead -- or have a better quality of life. 10 11 ON SCREEN: TriVita Member 12 TriVita 13 New customers only, please. In Canada and U.S. CALL NOW! 14 FREE 32oz. bottle! Pay only \$9.95 S&H 15 UNIDENTIFIED MALE: I cracked open the fourth 16 17 bottle. Literally, three days into that fourth bottle 18 and I actually woke up out of bed a different person. ON SCREEN: Individual results will vary. 19 20 UNIDENTIFIED MALE: Nopalea's a product I can't live without. It's something that has become a daily 21 22 lifestyle for me. 23 ON SCREEN: neck pain back pain 24 muscles aches hangovers joint pain 25 foot pain sinus flare ups fatigue

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1 shoulder pain skin conditions INFLAMMATION 2 TriVita 3 New customers only, please. 4 In Canada and U.S. CALL NOW! 5 FREE 32oz. bottle! Pay only \$9.95 S&H 6 7 MALE ANNOUNCER: Scientists and medical experts now say these pain-related symptoms can all be linked to 8 one common factor, chronic inflammation. 9 ON SCREEN: Time Magazine 10 11 Visit time.com and put "The Secret Killer" in 12 their search box on the home page to find and read the archived article from 2004. See what they were saying 5 13 years ago about the surprising links between 14 inflammation and diseases. Plus, what you can do to 15 help fight it! 16 17 TriVita 18 New customers only, please. In Canada and U.S. CALL NOW! 19 20 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: In fact, a leading publication 21 referred to chronic inflammation as the secret killer, 22 23 revealing inflammation is on the increase, causing pain 24 and discomfort. 25 ON SCREEN: TriVita

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1 New customers only, please. In Canada and U.S. CALL NOW! 2 FREE 32oz. bottle! Pay only \$9.95 S&H 3 MALE ANNOUNCER: Nopalea is a natural anti-4 5 inflammatory drink that helps the body put out the fire on inflammation. Nopalea is delicious tasting and 6 7 naturally sweetened with pure agave syrup --ON SCREEN: less than 20 calories per serving 8 MALE ANNOUNCER: -- with less than 20 calories 9 per serving. And because Nopalea is bottled in a state-10 of-the-art aseptic facility --11 12 ON SCREEN: no artificial preservatives 13 no artificial flavors no artificial colors 14 15 TriVita New customers only, please. 16 17 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 18 MALE ANNOUNCER: -- it contains no artificial 19 20 colors, flavors or preservatives, just fresh, pure Nopal cactus juice in a ready-to-drink liquid concentrate. 21 If needed, your doctor can find Nopalea in the 22 23 trusted Physicians Desk Reference, listing anti-24 inflammatory benefits and full label information. 25 ON SCREEN: TriVita

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1 New customers only, please. In Canada and U.S. CALL NOW! 2 FREE 32oz. bottle! Pay only \$9.95 S&H 3 4 MALE ANNOUNCER: If you're suffering from any type of pain or discomfort or maybe you have another type 5 of condition that you think might be caused by 6 7 inflammation --ON SCREEN: the nopalea WELLNESS CHALLENGE 8 TriVita 9 New customers only, please. 10 11 In Canada and U.S. CALL NOW! 12 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: -- we invite you to take the 13 Nopalea wellness challenge today. People everywhere are 14 15 taking the Nopalea wellness challenge and experiencing 16 remarkable results. 17 ON SCREEN: YOU CAN TOO! TriVita 18 New customers only, please. 19 20 In Canada and U.S. CALL NOW! FREE 32oz. bottle! Pay only \$9.95 S&H 21 MALE ANNOUNCER: And, now, you can, too. 22 23 ON SCREEN: nopalea 24 the nopalea WELLNESS CHALLENGE FREE! 25 TriVita

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1 New customers only, please. In Canada and U.S. CALL NOW! 2 FREE 32oz. bottle! Pay only \$9.95 S&H 3 MALE ANNOUNCER: In fact, we're so confident 4 5 that Nopalea can help relieve your conditions, we want 6 you to take the Nopalea wellness challenge free. 7 ON SCREEN: the nopalea WELLNESS CHALLENGE 1 FREE! 32 oz. Bottle (plus S&H) 8 TriVita 9 New customers only, please. 10 11 In Canada and U.S. CALL NOW! 12 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Call now and ask to take the 13 Nopalea challenge and receive one 32-ounce bottle of 14 15 Nopalea absolutely free. Plus, we'll send you the Secret Killer special report that explains the dangers of 16 17 inflammation and how you can get relief from its painful conditions. You'll also receive an audio CD that 18 explains the science behind the Nopal super fruit. 19 20 ON SCREEN: drink 3 to 6 oz. each day TriVita 21 22 New customers only, please. 23 In Canada and U.S. CALL NOW! 24 FREE 32oz. bottle! Pay only \$9.95 S&H 25 MALE ANNOUNCER: To take the Nopalea wellness

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1 challenge, all you need to do is drink three to six ounces of Nopalea each day until you find relief. 2 3 ON SCREEN: track your progress TriVita 4 5 New customers only, please. In Canada and U.S. CALL NOW! 6 7 FREE 32oz. bottle! Pay only \$9.95 S&H MALE ANNOUNCER: Track your progress on a 8 simple form, cover a small fee for shipping and handling. 9 10 ON SCREEN: It's that simple, so call NOW! 11 TriVita 12 New customers only, please. In Canada and U.S. CALL NOW! 13 FREE 32oz. bottle! Pay only \$9.95 S&H 14 15 MALE ANNOUNCER: It's that simple. So, call 16 now and take the challenge. 17 You've heard from people who have experienced incredible results from Nopalea. Don't suffer another 18 19 day. 20 ON SCREEN: the nopalea WELLNESS CHALLENGE BPA FREE 21 22 TriVita 23 New customers only, please. In Canada and U.S. CALL NOW! 24 25 FREE 32oz. bottle! Pay only \$9.95 S&H

Exhibit B

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1	MALE ANNOUNCER: Take the Nopalea wellness
2	challenge right now by calling the number on your screen.
3	ON SCREEN: The preceding was a paid
4	presentation for nopalea
5	the anti-inflammatory wellness drink from
6	TriVita
7	These statements you heard in this program
8	have not been evaluated by the Food and Drug
9	Administration. This product is not intended to treat,
10	diagnose, cure or prevent any disease.
11	MALE ANNOUNCER: The preceding has been a paid
12	presentation for Nopalea, the anti-inflammatory wellness
13	drink from TriVita.
14	ON SCREEN: produced by GDF Media Productions
15	©2012 TriVita, Inc.
16	distributed by Ellison Media Company
17	(The recording was concluded.)
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           CERTIFICATION OF TYPIST
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      MATTER NUMBER: 1223185
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      CASE TITLE: TRIVITA, INC.
      TAPING DATE:
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      TRANSCRIPTION DATE: SEPTEMBER 4, 2013
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           I HEREBY CERTIFY that the transcript contained
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 9
      herein is a full and accurate transcript of the tapes
      transcribed by me on the above cause before the FEDERAL
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      TRADE COMMISSION to the best of my knowledge and belief.
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                             DATED: SEPTEMBER 4, 2013
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                                 ELIZABETH M. FARRELL
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18
       CERTIFICATION OF PROOFREADER
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20
           I HEREBY CERTIFY that I proofread the transcript for
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      accuracy in spelling, hyphenation, punctuation and
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      format.
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                                    SARA J. VANCE
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"For years, I suffered from unbearable stiffness and swelling in my hands"

"How I BEAT The Pain That Almost Ended My Career!"

By Jaudon Sunde Medical Cosmetic Technician

For nine long years, I lived in sheer agony. I suffered from inflammation and horrible stiffness in my hands. Unless you've experienced it for yourself, you can't imagine how bad the pain really is. It nearly crippled me and almost ended my career.

As a Medical Micropigmentation Specialist in Cleveland, Ohio, I need my hands for applying medical tattooing and permanent makeup for cancer patients, burn victims, and for people who need facial reconstruction.

I was proud that in 2010, FOX 8 TV news viewers voted me the "Best Permanent Cosmetic Technician" in the area and I have consistently ranked in the top 2% nationally.

But suddenly, my career was in danger. I was told that the intense precision of my work combined with the brutal cold winters in Ohio contributed to major stiffness and inflammation.

So naturally, I tried just about every pain remedy and topical cream on the market. Nothing worked. The pain was getting worse and worse.

So for all these years, I got by on a steady regimen of over-the-counter pills. The pain in my hands got so bad that I started taking pain relievers 2-3 times a day. And still my agony persisted.

I was faced with a dreadful choice: Either have the painful surgery on my hands and be laid up for months...or cut my workload in half. I was between a rock and a hard place.

I couldn't afford to do either. I had to find a better way to get real relief.

Then one day at dinner a friend of mine told me that inflammation is worse than I thought. "It's called the 'secret killer,' and for good reason," he said. "Left alone, it can ravage your arteries, chew up nerve cells in your brain, and lead to all kinds of age-related ailments.

"The good news is that researchers at the

University of Arizona have now confirmed that the Nopal cactus — found in the Sonoran Desert in the southwest U.S. — has tremendous power. It can help fight off harmful inflammation without risky drugs. And it can help reduce the pain caused by inflammation.

"It turns out that the fruit of this plant is loaded with a special concentration of something called a 'bioflavonoid.' It's a super-powerful antioxidant that scientists believe to be perhaps the best natural anti-inflammatory agent on the planet. And it's proven to reduce inflammation and detoxify your body naturally."

He then spoke the words that would change my life. "I think all you need to do is try a fruit drink." I was shocked! How is an ordinary fruit drink going to end my miscry? "Well, it's not an ordinary fruit drink. It's called **Nopalea**, a breakthrough wellness drink that contains these incredible bioffavonoids I told you about. Drink it and you'll be amazed how great you're going to feel."

I was skeptical, but I was also desperate. He brought me a bottle and I took a sip. I was shocked that it actually tasted fruity and delicious. I really enjoyed drinking it.

In just 5-6 days, an amazing thing happened. I started to feel much better. My stiffness loosened up and I moved around better than I had in years with no pain.

I was overjoyed! The inflammation in my hands showed dramatic improvement. I kept taking 3 ounces of Nopalea twice a day and after about 30 days, I could perform my duties 95% pain free!

Even the doctors I work with were amazed at my amazing improvement. I no longer need surgery. I am busier than ever before and I love it!

I also found out that the bioflavonoid in Nopalea aid my body in healing by surrounding unhealthy cells and draining them of toxic waste.



Jaudon Sunde, Micropigmentation Specialist, says that "Nopalea has been a life-saver in every sense of the word."*

But don't believe me. You must try this drink for yourself. If you're suffering with the same inflammation and pain that I did, you owe it to yourself to get real relief. Once you try Nopalea, I know you'll agree that it's the best thing that's happened to you in a long, long time.

TRY A FREE BOTTLE!

In fact, the manufacturers of Nopalea are so confident that they've agreed to give the readers of this newspaper a special introductory offer. Call now and they'll slip you a 32-ounce bottle for FREE! Just pay a small slipping and handling fee.*

There's no risk. No obligation. But hurry – they only have a limited number of FREE bottles to give away. And when they're gone, they're gone forever.

So do yourself a favor and give your body the great relief it needs. Call today and you'll be like me — a true believer!



*Alfiliate Members may receive commission on the sale of TriVita products.

This product is not intended to diagnose, treat, cure or prevent any diseases. Children, women who are preparat or nursing , and all individuals allergic to any toods or ingredients should consult their healthcare provider before using this product. You should not stop taking any medications without information, context 1-800-391-7116.

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TriVita: Experience Wellness

http://www.trivita.com/Web/US/content/products/product-detail.aspx ...

Wellness Stories



"...after taking Nopalea, I feel so much better." "I am a certified personal trainer and fitness consultant. But then one day, I injured my back while exercising and I experienced a constant nagging pain and muscle tightness that I could not seem back did L know Longed Some hain And

to get rld of. I knew I needed some help. And, now, after taking Nopalea, I feel so much better.

- Brlan B., Affiliate Member - Odenton, MD



"I suffered excruciating pain almost gone!" "I was diagnosed with a condition where there is inflammation in the cartilage

Inflammation in the cartilage that joins the upper ribs to the sternum. This condition causes sharp pains on my front chest wall which also radiates to my back and abdomen. I was suffering with excruciating pain every day, My doctor recommended ibuprofen, but it did absolutely nothing for the pain. I started thinking that I was going to have to live with this very painful condition for the rest of my life. Then I learned about Nopalea and decided to try it. I took the loading phase and now my pain is almost gonel Nopalea is an awesome product. " - Carrie P., Member – Mount Horeb, WI



"... I realized I was breathing

"...I realized I was breathing deeply. It felt great!" "I used to run marathons and walking is one of the things I love to do. Recently I'd developed breathing problems, especially when breathing deeply, which made walking officult. My doctor found evidence of scarring on my lungs so I began taking Nopalea. One day while walking, I took a deep breath – a really deep breath – and realized I was breathing deeply. It felt great Nopalea has helped me so much. It is a life-changing product. The taste is great, and it really makes me feel good."

- Barbara B., Affiliate Member - Los Angeles, CA



.the pain has continued to steadily decrease" "I have been taking Nopalea for about month and a half. After the first week, I noticed that I

the first week, I noticed that I was having much less pain In my knees after my morning run. At first I didn't know if It was the Nopalea, but I continued to drink about 2 ounces a day, and the pain has continued to steadily decrease. I've also noticed that I am more motivated to exercise regularly. The taste Is so good that even my four-year-old dauphter asks for her Nopalea by name every day – drinking it Is part of our morning routine."







My obcor ton the to sup funning and gave me an anti-inflammatory medication. It didn't work. But after taking Nopalea, my constant knee pain was gone. I decided to try running pain-free, without swelling, for over five months. Plus, even my weekly migraines are gone. I feel better now than I ever have!" Tarol S. difilate Member – Lincoln. NE

- Taml S., Affiliate Member - Lincoln, NE



"Within five days . . . my range

"Within five days . . . my range of motion was improving." "Tim in my 40s and had a few health problems, including a very stiff neck that caused a lot of pain and affected my range of motion. So I began drinking Nopalea (it tastes delicious) and within five days of starting the Nopalea Wellness Challenge, I noticed that Nopalea also helped me with my seasonal allergy symptoms that created puffiness around my eyes and face. People commented on how healthy my skin looked after just a short time on Nopalea. Best of all, Nopalea helped my body reduce finfammation as shown on my C-Reactive Protein test, prior, the score was 1.3, but since Nopalea, it is down to just barely over zero – It decreased one full point. Nopalea is helping me out and I think it's worth it to Nopalea is helping me out and I think it's worth it to feel good and be healthy. " - Palge C., Affiliate Member – Belleair Bluffs, FL



"Nopalea allowed me to compete In what I do best!" "I'm a 49-year-old Pro Rodeo Champion from South Dakota and compete nationally in Steer Wrestling and Roping. Working in the rodeo has especially Impacted my shoulders, causing me pain. But then I found out about Nopalea from my mother who recommended that I try it because of my aches and pains.

Just several days after starting Nopalea, I took a nasty fall and hurt my knee pretty bad In a competition. I was due to continue the competition over the next few days, but I feared the worst. I thought I would have to quit, because the last time I fell like this, I was out for almost a month.

Much to my surprise, the next day I didn't have the swelling and pain that I've experienced so many times before, I was not only feeling pretty good, I was able to compete the next two days and finish what I was there fori I didn't think Nopalea would be able to help man co fact. me so fast.

I also noticed that since taking the Nopalea, my sleep pattern is much better. I used to wake at the early hours of the morning and now, I find that I am sleeping better and longer without that interruption." - J.B. Lord, Affiliate Member – Pledmont, SD

You should not stop taking any medication without first consulting your healthcare provider.

Products for Wellness Wellness Center

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cada día] el dolor se redujo a la mitad. Cuando ya iba por la mitad de la segunda botella, el dolor de mis rodillas y tobillos había desaparecido".

Kimberly M., Mechanicsville, PA

"...pude mover mis manos mucho mejor".

"Sufría de rigidez, inflamación y dolor articular crónicos durante muchos años. Luego de tomar Nopalea durante poco tiempo, pude mover mis manos mucho mejor. Estoy tomando Nopalea desde hace más de un año y ha aliviado enormemente el dolor y la rigidez de las articulaciones".

Sherman J., Jr., Nelson Lagoon, AK

"Camino en el parque casi todos los días sin bastón y llevo una vida activa".

"Hace un año me torcí las rodillas y luego de meses de rehabilitación seguía teniendo dificultad para caminar, por lo que usé un bastón. Un amigo me recomendó Nopalea y decidí probarlo. Luego de dos semanas noté una mejoría. Ahora, tres meses después, camino en el parque casi todos los días sin bastón y llevo una vida activa. Si dejo de tomar Nopalea, los síntomas regresan. Ahora estoy comprometido con el producto y estoy feliz de compartirlo con las personas con las que hablo".

Mike M., Middle Village, NY

"...estoy tan emocionada con los resultados".

"Mientras jugaba con una pelota en la piscina, me lesioné gravemente la rodilla derecha. A penas podía caminar, sentarme, dormir o realizar actividades comunes. Realicé un pedido de Nopalea y noté una clara mejoría luego de 3 semanas de tomar diariamente 6 onzas de Nopalea. Estoy tan emocionada con los resultados".

Orysia C., Larenceville, GA



El fruto del nopal de Nopalea contiene una clase muy rara y potente de antioxidantes llamados bioflavonoides. Se ha comprobado científicamente que estos bioflavonoides ayudan al organismo a destoxificarse y reducir la inflamación. ¡Vea lo que dice la comunidad de investigadores científicos acerca de estos increíbles nutrientes!

Nopalea



Actividad antitoxinas

 "Cactus (Opuntia ficus-indica) protects against oxidative damage induced by the mycotoxin zearaienone in Batb/C mice." (El cactus (Opuntia ficus-indica) protege contra la oxidación inducida por la microtoxina zearaienone an ratores Batb/C) (Foed Chem Toxicol. 2008 May;46 (5):1817-24.)

 "Opuntia ficus indica extract protects against chlorpyrifos-induced damage on mice liver," (El extracto de Opuntia ficus indica protege contra el daño inducido por clorpiniós en el higado de ratones) (Food Chem Toxicol, 2008 Feb;46(2):797-802.)

"Opuntia ficus indica (L.) Mill. fruit juice protects liver from carbon tetrachloride-induced injury." (El jugo del fruto Opuntia ficus indica (L.) Mill. protege el higado contra las lesiones inducidas por lettractouro de carbono) (Phytother Res. 2005 Sep;19(9):706-800.)

Antiinflamatorio

"An anti-inflammatory principle from cactus." (Una fórmula antiinflamatoria proveniente del cactus) (Fitoterapia. 2001 Mar;72(3):288-90).

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Cómo ayuda Nopalea al organismo en la curación

La inflamación descontrolada y los radicales libres (moléculas inestables que son también dañinas para

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las células) son generalmente el resultado de la exposición del organismo a las toxinas, el traumatismo directo, las deficiencias de nutrientes y el estrés. Una célula demasiado agotada por la inflamación se puede dañar definitivamente y puede causar su muerte prematura. Las células dañadas y muertas deberán eliminarse del organismo o se convertirán en el foco de infecciones y enfermedades.

Los bioflavonoides contenidos en Nopalea pueden ayudar a protegerlo contra la toxicidad y a reducir la inflamación que puede conducir a padecimientos graves.



 Nopalea, repleto de bioflavonoides, se ingiere.



2. Los bioflavonoides contenidos en Nopalea se extienden por todo el organismo.



3. Un primer plano de los bioflavonoides, rodeados de células.



4. Los bioflavonoides se acercan a las células no saludables y drenan el líquido residual tóxico.



 El organismo puede convertir una célula no saludable en una sana.



6. Un macrófago (una célula especial del sistema inmunológico) busca cualquier célula muerta que haya quedado.



 El macrófago envuelve las células muertas.



 Los bioflavonoides continúan rodeando sus células, protegiéndolas contra los asaltos diarios.

DBTENGA UNA BOTELLA DE NOPALEA GRATIS" 1-800-249-2173

Preguntas frecuentes

¿Nopalea contiene azúcar, edulcorantes artificiales, saborizantes artificiales o colorantes añadidos?

No. Nopalea está endulzado con néctar de agave, una forma natural de azúcar.

¿Nopalea contiene conservantes?

No.

¿Qué cantidad de Nopalea debo tomar?

Cuando tome Nopalea por primera vez, TriVita sugiere que beba diariamente entre 3 y 6 onzas, durante 30 días. Durante la etapa de mantenimiento, tome entre 1 y 3 onzas diariamente, dependiendo de las necesidades de su organismo de combatir la inflamación.

¿Es seguro tomar Nopalea con medicación?

No existe ninguna contraindicación conocida entre Nopalea y los medicamentos. Sin embargo, Nopalea es un suplemento alimentario. Si está tomando medicamentos o padece un trastorno médico conocido, es mejor que consulte con un profesional de la salud antes de tomar Nopalea.

¿Cómo puedo asegurar de que el producto mantenga su frescura?

Para mantener de mejor manera la frescura, el color y el sabor naturales del producto, refrigere la botella al recibirla; nunca beba directamente de ella y consuma el contenido de cada botella luego de 30 días de abrirla.

¡Participe en el Reto de bienestar de Nopalea hoy mismo con una botella GRATIS*!

Cómo funciona el reto:

 Obtenga una botella de Nopalea de 32 onzas GRATIS* y beba de 3 a 6 onzas de Nopalea frío todos los días hasta que se acabe.

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- Llene el formulario del Reto de Nopalea (incluido en su envío) para hacer un seguimiento de su progreso.
- Lea la alerta de salud *El asesino secreto* (también incluida en su primer pedido): un folleto informativo breve acerca de los peligros de la inflamación y cómo Nopalea puede ayudar.



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