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SEAMAN, Temporary Receiver

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Temporary Receiver  
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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

DIGITAL ALTITUDE LLC, a  
Delaware limited liability company;  
DIGITAL ALTITUDE LIMITED,  
United Kingdom company; ASPIRE  
PROCESSING LLC, a Nevada limited  
liability company; ASPIRE  
PROCESSING LIMITED, a United  
Kingdom company; ASPIRE  
VENTURES LTD., a United Kingdom  
company; DISC ENTERPRISES INC.,  
a Nevada corporation; RISE SYSTEMS  
& ENTERPRISE LLC, a Utah limited  
liability company; RISE SYSTEMS &  
ENTERPRISE LLC, a Nevada limited  
liability company; SOAR  
INTERNATIONAL LIMITED  
LIABILITY COMPANY, a Utah  
limited liability company; THE  
UPSIDE, LLC, a California limited  
liability company; THERMOGRAPHY  
FOR LIFE, LLC, also d/b/a LIVING  
EXCEPTIONALLY, INC., a Texas  
limited liability company; MICHAEL  
FORCE, individually and as an officer,

Case No.: 2:18-cv-00729 JAK-MRW

Assigned to Hon. John A. Kronstadt

**SUPPLEMENTAL  
DECLARATION OF  
TEMPORARY RECEIVER  
THOMAS A. SEAMAN RE NOTES  
REFERENCED IN TESTIMONY  
AT PRELIMINARY INJUNCTION  
HEARING**

Pertains to hearing beginning on:

Date: March 5, 2018  
Time: 8:30 a.m.  
Loc.: 350 W. First Street  
Los Angeles, CA 90012  
Ctrm: 10B

1 member and/or manager of Digital )  
 2 Altitude LLC and Soar International )  
 3 Limited Liability Company; MARY )  
 4 DEE, individually and as an officer, )  
 5 member and/or manager of Digital )  
 6 Altitude LLC, Digital Altitude Limited, )  
 7 Aspire Processing LLC, RISE Systems )  
 8 & Enterprise LLC, The Upside, LLC, )  
 9 and Thermography for Life, LLC; )  
 10 MORGAN JOHNSON, individually and )  
 11 as an officer, member and/or manager of )  
 12 Digital Altitude LLC and RISE Systems )  
 13 & Enterprise LLC; ALAN MOORE, )  
 14 individually and as an officer, member )  
 15 and/or manager of Digital Altitude LLC )  
 16 and Aspire Processing Limited; and )  
 17 SEAN BROWN, individually and as an )  
 18 officer, member and/or manager of )  
 19 Aspire Processing LLC, Disc )  
 20 Enterprises Inc. and RISE Systems & )  
 21 Enterprise LLC, )

22 Defendants. )

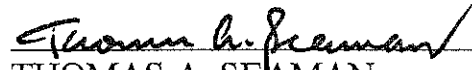
23  
 24 I, Thomas A. Seaman, declare as follows:

25 1. I am the Court-appointed temporary receiver in the above-captioned  
 26 matter, pursuant to this Court's "*Ex Parte* Temporary Restraining Order With Asset  
 27 Freeze, Appointment of Temporary Receiver, and Other Equitable Relief, and Order  
 28 to Show Cause Why a Preliminary Injunction Should Not Issue," entered in this  
 matter on February 1, 2018. I make this declaration to supplement my testimony  
 given at the preliminary injunction hearing in this matter on March 5, 2018 (the  
 "March 5" Hearing). The following is true of my own personal knowledge and I  
 would competently testify thereto if called to do so.

2. At the March 5 Hearing, I referred in my testimony to handwritten  
 notes that I reviewed at the offices of defendant Digital Altitude, LLC in Orem,  
 Utah. As this Court requested following my testimony, I attach hereto as  
**Exhibit "A"** a true and correct copy of the set of notes which I referenced in my  
 testimony. These notes were located in a notebook on a desk that was indicated to

1 have been used by a "coach" or sales agent named Peter Taylor. The portion that I  
2 referenced in my testimony is located on the third page of Exhibit "A," which  
3 contains a note of a quote stating: "BUILD PAIN SO THE SOLUTION IS  
4 NECESSARY."

5 I declare under penalty of perjury under the laws of the United States of  
6 America that the foregoing is true and correct.

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9 THOMAS A. SEAMAN,  
10 Temporary Receiver  
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**PROOF OF SERVICE**

I, Kathryn M. Arnote, the undersigned, declare that:

I am employed in the County of Los Angeles, State of California, over the age of 18, and not a party to this cause. My business address is 10100 Santa Monica Blvd., Suite 2200, Los Angeles, CA 90067.

On March 5, 2018, I served a true copy of the **SUPPLEMENTAL DECLARATION OF TEMPORARY RECEIVER THOMAS A. SEAMAN RE NOTES REFERENCED IN TESTIMONY AT PRELIMINARY INJUNCTION HEARING** on the parties in this cause as follows:

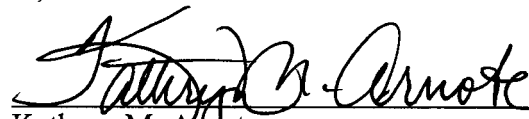
☒ (VIA U.S. MAIL) by placing the above named document in a sealed envelope addressed as set forth below, or on the attached service list and by then placing such sealed envelope for collection and mailing with the United States Postal Service in accordance with Loeb & Loeb LLP's ordinary business practices.

[SEE ATTACHED SERVICE LIST]

I am readily familiar with Loeb & Loeb LLP's practice for collecting and processing correspondence for mailing with the United States Postal Service and Overnight Delivery Service. That practice includes the deposit of all correspondence with the United States Postal Service and/or Overnight Delivery Service the same day it is collected and processed.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 5, 2018, at Los Angeles, California.

  
Kathryn M. Arnote

**SERVICE LIST**

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Andrew B. Gordon, Esq.  
Gordon Law Group, Ltd.  
400 Central Ave., Suite 340  
Northfield, IL 60093

Aspire Processing LLC  
Attn: Sean Brown  
701 S. Carson St., Suite 200  
Carson City, NV 89701

RISE Systems & Enterprise LLC  
Attn: URS Agents, LLC  
4625 W. Nevso Dr., Suite 2 & 3  
Las Vegas, NV 89130

Thermography for Life, LLC  
dba Living Exceptionally, Inc.  
Attn: Chantra Stewart  
9212 Rowland Drive  
Fort Worth, TX 76108

RISE Systems & Enterprise LLC (Utah)  
Attn: Sean Brown  
6021 W. Foothill Drive  
Highland, UT 84003

Morgan Johnson  
550 Stafford Run Rd., Apt. 903  
Stafford, TX 77477

Disc Enterprises Inc.  
Attn: Jashin Howell  
2228 N. Avoca  
Mesa, AZ 85207

Digital Altitude Ltd.  
Third Floor, 207 Regent Street  
London, W1B 3HH  
United Kingdom

Aspire Processing Limited  
Attn: Mohammed Abdul Alim  
818 Seven Sisters Road,  
London, N15 5NU  
United Kingdom

Soar International LLC  
Attn: Sean Kingi Brown  
6021 W. Foothill Drive  
Highland, UT 84003

Sean Kingi Brown  
6021 W. Foothill Drive  
Highland, UT 84003

Morgan Johnson  
634 Wood Smoke Drive  
Houston, TX 77013

Aspire Ventures Ltd.  
Attn: Mohammed Abdul Alim  
818 Seven Sisters Road,  
London, N15 5NU  
United Kingdom

The Upside, LLC  
Attn: Ria Joseph  
32964 Renoir Rd.  
Winchester, CA 92596

# **EXHIBIT A**

Top of desk

# sundance

MOUNTAIN RESORT

JAMES LAWRENCE "IRON COWBOY"

- BIKED UP MT. KILAMANJARO (20,000 FT)
- MANY LIMITS IN LIFE, THE ONLY ONE STOPPING YOU FROM ACHIEVING GREATNESS IS YOU SAYING NO.
- "THE HUMAN SPIRIT HAS NO LIMITS"

★ ARM YOURSELF WITH A BAG OF WHY'S TO ACCOMPLISH YOUR GOALS

- HOW WILLING ARE YOU TO GO ALL IN TO ACHIEVE THE GOAL.

★ IF YOU'RE TIRED OF STARTING OVER, STOP GIVING UP

WHEN WAS THE LAST TIME YOU DID SOMETHING FOR THE VERY FIRST TIME?

FEEL THE FEAR AND DO IT ANYWAY

★ THE LAST "WHY" BECAUSE I SAID I WOULD

★ CREATE YOUR OWN LANE, STOP COMPETING.

10/90 RULE: I'M NOT A PRODUCT OF MY CIRCUMSTANCES. I'M A PRODUCT OF MY DECISIONS.

A HIGH TOLERANCE FOR MONOTONY IS A DECIDELY UNDERATED SUPER POWER

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NO SUCCESS OUTSIDE THE HOME CAN MAKE UP FOR A FAILURE IN IT

LITTLE THINGS MAKE THE BIGGEST DIFFERENCE

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MOUNTAIN RESORT

MICHAEL FORCE

**BOOKS**

"SCIENCE OF GETTING RICH"

- GET UNCOMFORTABLE TO CLOSE "FRANK KERN"

- ALWAYS BE EXCITED AND PASSIONATE

- BEST SALESMAN IN THE WORLD IS THE ONE THAT YOU DON'T REALIZE IS THE A SALESMAN.

- BUILD A RAPPORT WITH CLIENTS, UNDERSTAND THEM, GIVE THEM THE SOLUTION.

- 3-5 QUALITY CONVERSATIONS A DAY = \$1000 A DAY.

- LOCK PEOPLE DOWN

- MAKE A VIDEOS FOR YOUR PROFILE, GET TESTIMONIALS, POSITION THEM AND HAVE THEM EDITY YOU. GET ON STAGE. STORIES, PERSONALIZATION. CONNECTION → EQUALS CONVERSION.

- MIRROR BUT WITH INTEGRITY

- LISTEN MORE THAN YOU TALK

- ASK ALL THE RIGHT QUESTIONS, PIN THEM DOWN ON THEIR COMMITMENTS. CALL THEM OUT

- VOICEMAIL IS A CALL TO ACTION

★ BE SPECIFIC 8841 N. Alpine Loop Road, Sundance, Utah 84604

IN YOUR NOTES

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★ DON'T FALL IN LOVE WITH YOUR PROSPECTS

↓

SOCIAL PRESSURE

↓

FINANCIAL COMMITMENTS



# Dallas sundance

MOUNTAIN RESORT

- AFFILIATE  
- PRODUCT

- VSL = VIDEO SALES LETTER

- GET GOOD AT ONE TRAFFIC SOURCE

- 1 OPT IN PAGE

7 FUNNELS FOR AFFILIATES

2. VSL PAGE

3. ORDER PAGE

"BUILD PAIN SO THE SOLUTION IS NECESSARY"  
ASPIRE IS A PROCESS THAT WE PUT CLIENTS THROUGH

1. OPENER (HOOK) - MAKE 6 FIGURES IN 90 DAYS

2. PAIN - NO MONEY, EDUCATION SYSTEM FAILED

3. SOLUTION - ASPIRE SYSTEM

4. RESULTS - TESTIMONIAL

5. TIMEFRAME - 1-CALL COACH 2-DIVID SKYPE 3-

WELCOME VIDEO 4- START STEP ONE

VALUE - HIGHER LEARNING = HIGHER EARNING

6. CALL TO ACTION

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MOUNTAIN RESORT

RYAN JATEN

- YOU PAID \$1/\$37 TO TALK TO ME, FOR \$2000

IMAGINE WHAT THE \$2 COACH IS LIKE!

- LEARN ABOUT THE \$2 COACH, SELL THEM ON THE

RISE LICENSE AND THE GIFT OF GETTING AN \$2

- PHONE BURNER, MAKE VIDEOS, SHARE PICTURES

BACK OFFICE RESOURCES, TESTIMONIALS

## NLP NEURAL LINGUISTIC PROGRAMMING

~~BUT~~ SHOULD BECOME AND (SAYING LESS IS MORE, NO FURTHER WORDS)

TO BE HONEST/HONESTY

~~SORRY~~ SHOULD BECOME THANK YOU FOR UR PATIENCE

~~PROBLEM~~ JUST DESCRIBE WHAT THE PROBLEM ACTUALLY IS

#1 THING YOU'LL LEARN AS A BUSINESS OWNER

IS HOW TO RAISE CAPITAL

IN ANY SITUATION THERE IS A GOOD, BETTER,

AND BEST! FIND THE BEST!

"I UNDERSTAND THAT, BUT I'M NOT GOING

TO DENY YOU THIS OPPORTUNITY"

"I DON'T HAVE ANY MONEY" - "HOW LONG HAVE YOU

BEEN SAYING THAT?"

# sundance

MOUNTAIN RESORT

"IF IT'S NOT NECESSARY TO SAY, IT IS

NECESSARY NOT TO SAY IT" - JOHN

- BUILD A HABIT OF MAKING DECISIONS

- TIME STAMP YOUR COMMITMENTS AND CONVER-

SATIONS. EX "WHY DID YOU WANT TO BUY ASPIRE NOW"

THEIR

BREAK YOUR STORY!

CONGRATULATIONS FOR GOING WHAT YOU'VE  
BEEN THROUGH AND SHOWING UP TODAY!

STOP TELLING THE PREVIOUS STORY AND  
AND START TELLING THE NEW ONE YOU  
WANT TODAY

"IF YOU'RE THE SMARTEST GUY IN THE ROOM,  
YOU ARE IN THE WRONG ROOM"

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L V X

Sundance

# Mary sundance

DEE

MOUNTAIN RESORT

5 WHY'S OF GETTING UP IN THE MORNING

1 TO SEE MY WIFE

5 TO GO TO WORK

4 TO HAVE FUN AND SEE FRIENDS

3 ~~TO EARN MONEY TO PAY OFF DEBT~~

2 TO LEARN AND MAKE MYSELF A

BETTER PERSON

3 TO EARN MONEY TO SEE THE WORLD

"COACHES ARE THE REASON WORKING"  
AT DA IS SO GREAT

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L V X

Sundance

# Scott Hess

MOUNTAIN RESORT

## TIME MANAGEMENT

- WELCOME VIDEO SHOULD ESTABLISH MY AUTHORITY
- FOR EVERY SALE YOU LOSE FOR NOT BEING ENTHUSIASTIC YOU'LL LOSE 100 SALES FOR NOT BEING ENOUGH!
- \* GET COMFORTABLE BEING UNCOMFORTABLE
- WEALTH MINDED PEOPLE DO NOT SAY "I CAN'T" THEY CHANGE IT TO "HOW CAN I"
- \* WEALTH MINDED PEOPLE STILL GET SCARED, BUT THEY MAKE IT A CHALLENGE

## Scott's Process

1. WELCOME VIDEO WITH A CALL TO ACTION
2. AFTER STEP 3 ~~START~~ GROUP CALL
3. STRATEGY SESSION WITH ENERGY

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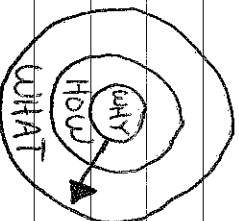
schedule.scott.com

Aaron Parkinson

Sundance  
MOUNTAIN RESORT

YOUR WHY'S CAN CHANGE AFTER YOU ACCOMPLISH YOUR WHY'S

SIMON SINEK'S TEDx "START WITH WHY"



"GOLDEN CIRCLE"

WHY IS WHAT'S THE PURPOSE  
PEOPLE DON'T BUY WHAT YOU DO  
THEY BUY WHY YOU DO IT

PEOPLE WHO WORK FOR THE WHAT ARE WORKING FOR A PAYCHECK.

PEOPLE WHO WORK FOR THE WHY, BELIEVE IN IT AND WORK WITH THEIR BLOOD, SWEAT AND TEARS.

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# Joe sundance

KENNEDY MOUNTAIN RESORT

WHAT IS THE VALUE OF AN S2

BELIEVE IN THE \$2,000 VALUE OF THE S2. THE S2 DEFINITELY BELIEVES IN THAT VALUE. THEY ADD 20X IN VALUE.

THE S2 ROLE IS TO KEEP ADDING VALUE. IT IS MUCH BETTER THAN JUST THE NEXT STEPS.

HABIT STACKING, SUCCESS LOOPS

LEVERAGE THE WAKE UP CALL AND THE BOOKS

★ ADD VALUE ALWAYS

- WHO CAN COMMUNICATE WITH THE LEAST AMOUNT OF WORDS WILL WIN.

- MAKE SURE THEY READ CASHFLOW QUADRANT  
- SECRETS OF THE MILLIONAIRE MIND

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"L V X"

Sundance  
MOUNTAIN RESORT

# Scott & sundance

ARMANDO MOUNTAIN RESORT

A: BUILD A RAPPORT, FOCUS ON THEIR GOALS

S: STEP 3 IS THE MOST IMPORTANT, IF THEY ARE SERIOUS, START WITH THE WAKE UP CALLS

S: ARE YOUR WHEELS TURNING IN A NEW DIRECTION  
PROCASTINATION IS THE ENEMY OF DETERMINATION,  
WEALTH, AND WELL-BEING

RYAN "IT'S NOT WHAT YOU SAY, IT'S HOW YOU SAY IT"

THE GREATEST RESOURCE IS YOUR RESOURCEFULNESS

IF SOMEONE IS AN 8, 9, OR 10 AND BROKE  
THEY ARE NOT AN IF, BUT A WHEN AND HOW

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"L V X"

Sundance  
MOUNTAIN RESORT

# JASHIN sundance

Howell MOUNTAIN RESORT

AFFILIATES      SALES      FULFILLMENT

TRAFFIC      CUST. SUPPORT

-AFF. NETWORK      EVENTS

ADVERTISOR PUBLISHER      DIGITAL MEDIA

-OFFER      COMMUNITY CALLS

-PRODUCT      CREATING SUCCESS

oSITE TRAFFIC      ACCOUNTING

oEMAIL LIFTS      MERCHANT ACCOUNTS

oNATIVE

oMEDIA

-LOOK FROM EVERYBODY'S PERSPECTIVE  
NOT JUST YOUR OWN.

MY/OUR GOAL IS TO HELP PEOPLE  
RECOGNIZE WHAT THEY ARE MISSING AND  
LEARN WHAT IS GOING TO FULFILL THEM!

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L V X

Sundance  
MOUNTAIN RESORT

# JOHN sundance

LOVENIA MOUNTAIN RESORT



BOOK - THE LOSERS

MARKETING - IS THE ACT OF REACHING INTO THE  
PUBLIC, ~~CREATING~~ IMPINGING ON THEIR SPACE,  
CREATING A DESIRE AND REDIRECTING THEIR  
ATTENTION TO YOUR OFFER

BOOK - 7 HABITS OF HIGHLY EFFECTIVE PEOPLE  
SALES - IS THE TRANSFER OF ENTHUSIASM

I AM SOLD MYSELF  
OUR CLIENTS ARE LIVING IN PAINFUL IGNORANCE  
COST = TIME, IT'S YOUR PRECIOUS ASSET

EXTROVERTING - PUT EVERYTHING ON THEM  
"WHAT'S IT GOING TO COST ME?" WHAT DO YOU MEAN,  
IF YOU GET IT? OR IF YOU DON'T?

IF I'M THE LOSER, THEY ARE GOING TO LOSE RIGHT  
AWAY. I BETTER DAMN WELL KNOW WHAT I'M DOING

★ TRANSFER OF ENTHUSIASM WINKS ★

IF I TREAT YOU AS YOU ARE, YOU WILL BECOME  
WORSE. BUT IF I TREAT <sup>YOU</sup> AS I BELIEVE YOU  
COULD BE, YOU WILL BECOME BETTER THAN YOU  
ARE!

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L V X

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MOUNTAIN RESORT

-GERITA



YOUR BRAIN IS DESIGNED TO SABOTAGE  
HARD THINGS! IF YOU WAIT YOU'LL  
sundance QUIT / FORGET

MOUNTAIN RESORT

## PATH TO PAYMENT

DO YOU THINK YOU HAVE A STRONG  
MINDSET

95% MINDSET ON WHETHER YOU SUCCEED  
BECAUSE WITH THE OBSTACLES THERE WILL  
STOP MOST PEOPLE. WEAK MINDS QUIT

- MILLIONAIRE MINDSET IS KEY  
- READ 30 MINUTES A DAY

- DO THE WAKEUP CALLS, THEY TEACH  
THE BUSINESS TO YOU WELL

~~DO~~ DO YOU LIKE IT?

A DOCTOR HAS A SALARY CAP AND  
DOESN'T GET PAID IF HE DOESN'T  
SHOW UP.

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MAKE CAREER DECISIONS  
TAX DEDUCTIONS / INTERNET, HOME  
OFFICE

"I DON'T KNOW"  
sundance

MOUNTAIN RESORT

1. YOU'VE GOT TO BE AMBITIOUS  
2. OVERCOME YOUR FEARS - GO FOR NO

IN ORDER TO GET RID OF FEAR, DO THE THINGS  
YOU FEAR, AND THE DEATH OF THAT FEAR IS CERTAIN  
3. MAKE A TOTAL COMMITMENT TO SUCCESS

SLOW DOWN, DON'T TALK TOO FAST  
CLIENT TALKS 80% OF THE TIME BY ME  
ASKING YOU QUESTIONS  
ALWAYS ANSWER A QUESTION WITH A QUESTION

IT TAKES THE SAME CAPACITY MENTALLY TO REACH  
\$100 GRAND AS 1 MILLION  
MAKE YOUR GOALS BIG

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LVX  
Sundance  
LUXURY

# sundance

MOUNTAIN RESORT

AXIOM - PROVEN LAW THAT DOESN'T NEED ANY  
~~ADDITIONAL~~ ADDITIONAL PROOF

SELL MYSELF THE FULFILLMENT AND THE  
SALES

• DON'T TAKE ADVICE FROM ANYBODY THAT  
HASN'T ALREADY BEEN SOMEWHERE YOU WANT  
TO BE

# sundance

MOUNTAIN RESORT

MOST PEOPLE NOT GOOD AT RECEIVING  
MAKING SALES OR RUNNING SUPPORT

THEN WILL PROVIDE YOU WITH ADDITIONAL  
COACHING

(CLIENT'S NAME), THIS IS (COACH PETE) WITH  
THE ASPIRE PROGRAM.

THE REASON FOR MY CALL IS I HAVE AN IDEA  
ON HOW TO POSSIBLY HELP YOU AVOID WORKING FULL  
TIME AND TO TAKE CARE OF YOUR FAMILY'S BETTER  
~~THEIR~~ FINANCES, ~~FROM NOW ON~~ I WANTED TO SET  
IF IT WOULD MAKE SENSE FOR US TO HAVE  
A QUICK CONVERSATION TO FIND OUT MORE ABOUT  
IT. I CAN BE REACHED ON SKYPE OR CALL

## CALL TRANSFERS

"HERE'S WHERE WE ARE, GONING WITH THIS..."

"THEY LET'S STOP DOING THE SAME THING OVER AND OVER LET'S TRY SOMETHING NEW"

"DO SOMETHING WRONG ONCE, IT'S A MISTAKE, DO IT TWICE IT'S A CHOICE."

"REMBIND ME THE #1 REASON YOU STARTED THIS PROGRAM,

## REASONS FOR RISE

GET YOUR WEBSITE UP

2. CREATE FUNNELS FOR YOUR WEBSITE TO START GETTING SALES

#4686

3. BUSINESS COACH TO WALK YOU THROUGH IT ALL

4. LICENSE TO EARN OFF OF OUR PRODUCTS

DON'T USE THE ELEVATOR PITCH.

THAT BUILDS YOUR PERFECT STORY. NOT

THEIRS. FOCUS ON THEIR STORY

WHEN SOMEONE SAYS TO ME ~~THEY~~ THEY NEED TO THINK ABOUT. SAY "JENN, WHEN SOMEONE SAYS THEY NEED TO THINK ABOUT IT, IT MEANS ONE OF TWO THINGS, THEY ARE EITHER NOT INTERESTED. OR THEY ARE INTERESTED. BUT UNSURE, WHICH ONE IS IT?"

"I DON'T KNOW"

ASK A QUESTION NEXT

THEY ARE NOT SURE

IT'S FOR 1 OF 3 THINGS

1. IT'S NOT A FIT?

DOES IT MEET YOUR NEEDS?

2. IS IT THE FUNCTIONALITY?

DO THEY LIKE THE FEATURES

3. IT IS THE MONEY?

THEN YOU HAVE SOMETHING TO TALK ABOUT.

HAVE YOU SET ASIDE ANY MONEY TO START YOUR BIZ.

1D1g174|a1t170D3@