

MEMORANDUM OF UNDERSTANDING BETWEEN THE CANADA POST CORPORATION, THE CAPE BRETON REGIONAL POLICE SERVICES, THE CHARLOTTETOWN POLICE DEPARTMENT, THE COMMISSIONER OF COMPETITION OF CANADA, THE HALIFAX REGIONAL POLICE, THE OFFICE OF THE ATTORNEY GENERAL OF NEW BRUNSWICK, THE ROYAL NEWFOUNDLAND CONSTABULARY, THE SAINT JOHN POLICE FORCE, SERVICE NOVA SCOTIA AND MUNICIPAL RELATIONS, THE U.S. FEDERAL TRADE COMMISSION, BUREAU OF CONSUMER PROTECTION AND THE UNITED STATES POSTAL INSPECTION SERVICE, ON THE ESTABLISHMENT OF A JOINT VENTURE ON THE ENFORCEMENT OF DECEPTIVE MARKETING PRACTICES LAWS, HEREBY KNOWN AS THE ATLANTIC PARTNERSHIP

Whereas, in recognition of the great consumer and business harm that flows from fraudulent, deceptive and misleading marketing practices, the Government of the United States of America and the Government of Canada entered into an agreement ("the Agreement") on August 3, 1995 which, among other things, called for establishing a "framework for cooperation and coordination with respect to enforcement of deceptive marketing practices laws";

Whereas, pursuant to the Agreement, the U.S. Federal Trade Commission, Bureau of Consumer Protection and the Commissioner of Competition of Canada on September 10, 1996 established a U.S.-Canadian Task force on Cross-Border Deceptive Marketing Practices to promote cooperation between law enforcement authorities in the U.S. and Canada respecting deceptive marketing practices with a cross-border component, and directed it to explore methods to improve cross-border information sharing and to seek to involve federal, state, provincial and local law enforcement agencies in cooperative efforts it developed;

Whereas, in April 1997, President Clinton and Prime Minister Chrétien established a United States-Canada Working Group on Telemarketing Fraud ("Working Group") and directed it to prepare a report of ways to counter the serious and growing problem of deceptive cross-border telemarketing;

Whereas, the Working Group's Report recognized that cooperation and sharing accurate information allows law enforcement agencies to avoid effort duplication and more quickly identify and prosecute ongoing fraud, deception and misleading marketing practices, and recommended expanding access to such information;

Whereas, cooperation and information sharing pursuant to these efforts have resulted in a substantial number of law enforcement actions with a cross-border component, to the benefit of consumers and businesses in the United States and Canada;

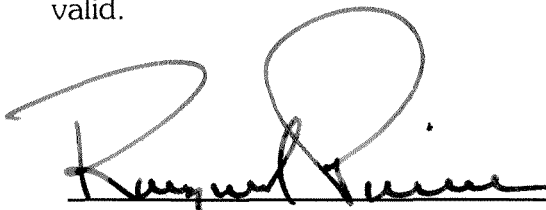
Now therefore, to continue and improve these successful information sharing and cooperative law enforcement efforts, and to the extent consistent within their laws, enforcement policies, and information sharing restrictions, the Canada Post Corporation, the Cape Breton Regional Police Services, the Charlottetown Police Department, the Commissioner of Competition of Canada, the Halifax Regional Police, the Office of the Attorney General of New Brunswick, the Royal Newfoundland Constabulary, the Saint John Police Force, Service Nova Scotia and Municipal Relations, the U.S. Federal Trade Commission, Bureau of Consumer Protection and the United States Postal Inspection Service, hereinafter referred to as the "Participants," intend to establish a joint venture and understand as follows:

1. The primary purpose of this joint venture will be to coordinate law enforcement

and prosecution service activities among the Participants, to identify fraudulent, deceptive and misleading marketing practices with an Atlantic Region nexus, to facilitate information sharing among the Participants and to support each other's law enforcement actions against persons and entities that engage in various types of deceptive marketing practices, as consistent with their laws, priorities and resources.

2. The Participants will each use best efforts to contribute and share resources, on a case-to-case basis, to collect and share information and help coordinate law enforcement and prosecution actions among the Participants.
3. The U.S. Federal Trade Commission, Bureau of Consumer Protection will use best efforts to provide appropriate data analysis in support of the joint venture, and investigative and financial support to help locate, interview, and in appropriate cases, bring American witnesses to law enforcement proceedings with an Atlantic Region nexus brought by other Participants.
4. The United States Postal Inspection Service will, as appropriate, use best efforts to invoke its civil and/or criminal law enforcement authority respecting the mail, including: exploring the applicability of its authority to seize and return mail; assist with verifying addresses and eliciting information about use of commercial mail receiving agencies; provide investigative help in the United States, and where appropriate, in Canada to further the goals of the joint venture; and otherwise support the joint venture in appropriate ways.
5. The Participants will, as appropriate, use best efforts to develop and engage in joint investigations of deceptive marketing practices involving companies in the Atlantic Region targeting U.S. citizens as well as companies in United States targeting Atlantic Region citizens.
6. The Participants will meet on a regular basis, no less than every three months, in person or by teleconference, to develop, evaluate, and coordinate their law enforcement and prosecution strategies and techniques. Each Participant will devote adequate resources, as appropriate, to the development of this joint venture.
7. The Participants will also cooperate and coordinate with any appropriate law enforcement agencies, and the prosecution services of the Competition Law Division of the Department of Justice of Canada, the United States Department of Justice, the Office of the Attorney General and the Department of Justice of New Brunswick.
8. Nothing in this Understanding will require a Participant to take any action, or to refrain from acting, in a manner inconsistent with existing law, or will require any change in the law of Canada or the United States.
9. Unless otherwise agreed by the Participants, each Participant will, to the fullest extent possible, seek to maintain the confidentiality of any information communicated to it in confidence by any other Participant.

SIGNED in duplicate in the English and French languages, each version being equally valid.



**FOR THE COMMISSIONER OF
COMPETITION OF CANADA**

Dated: 12.21.04



**FOR THE UNITED STATES POSTAL
INSPECTION SERVICE**

Dated: 2/24/05

**FOR THE NEW BRUNSWICK OFFICE OF
THE ATTORNEY GENERAL**

Dated: _____



**FOR THE CANADA POST
CORPORATION**

Dated: 11 January 2005



**FOR THE ROYAL NEWFOUNDLAND
CONSTABULARY**

Dated: 23-02-05



**FOR THE CHARLOTTETOWN POLICE
DEPARTMENT**

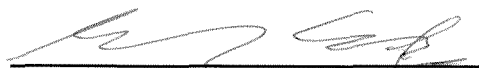
Dated: 05-01-31

FOR THE SAINT JOHN POLICE FORCE

Dated: _____

**FOR THE U.S. FEDERAL TRADE
COMMISSION, BUREAU OF CONSUMER
PROTECTION**

Dated: _____

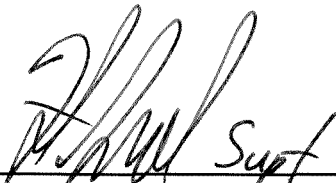


**FOR SERVICE NOVA SCOTIA AND
MUNICIPAL RELATIONS**

Dated: 05/01/19

**FOR THE CAPE BRETON REGIONAL
POLICE SERVICES**

Dated: _____



FOR THE HALIFAX REGIONAL POLICE

Dated: 050112