

[1-13-05]

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

STATE OF IOWA ex rel.)
 THOMAS J. MILLER, 99AG25112)
 ATTORNEY GENERAL OF IOWA,)
)
 Plaintiff,)
 v.)
)
 ALYON TECHNOLOGIES, INC.,)
 a corporation organized under Delaware law;)
 TELCOLLECT, INC., a corporation organized)
 under New York law; and)
 STEPHANE TOUBOUL, individually, and in)
 his capacity as CEO of Alyon Technologies, Inc.)
)
 Defendants.)

Equity No. CE 50249
 PETITION and REQUEST
 FOR PERMANENT AND
 TEMPORARY INJUNCTIONS

FILED
 POLK COUNTY IA
 05 JAN 13 PM 3:53
 POLK DISTRICT COURT

COMES NOW the State of Iowa ex rel. Attorney General of Iowa, Thomas J, Miller, by Assistant Attorney General Benjamin E. Bellus, pursuant to the provisions of Iowa Code § 714.16 (2003), commonly referred to as the Iowa Consumer Fraud Act, and for its claim against Defendants Alyon Technologies, Inc. ("Alyon"), Telcollect, Inc. ("Telcollect"), and Stephane Touboul ("Touboul"), and states as follows:

JURISDICTION, PARTIES AND VENUE

1. Plaintiff is the State of Iowa, ex rel. Attorney General Thomas J. Miller, the duly elected Attorney General of Iowa. The Attorney General of Iowa is expressly authorized pursuant to Iowa Code § 714.16(7) to file a civil action against any person who has engaged in a practice declared to be "unlawful" under § 714.16.

2. Defendant Alyon is a corporation organized under Delaware law, and is located at One Harmon Plaza, Second Floor, Secausus, New Jersey 07094. Alyon has not obtained a certificate of authority from the Iowa Secretary of State to transact business in Iowa as a foreign corporation.