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STATE OF NORTH DAKOTA  
OFFICE OF ATTORNEY GENERAL

OCT 05 2012

**PUBLIC SERVICE COMMISSION**

IN THE MATTER OF:

PACIFIC TELECOM COMMUNICATIONS  
GROUP

**AFFIDAVIT OF TONYA J.  
HETZLER**

CPAT # 100328.001

STATE OF NORTH DAKOTA    )  
  ) ss  
COUNTY OF BURLEIGH    )

Tonya J. Hetzler states under oath as follows:

1. I swear and affirm upon penalty of perjury that the statements made in this affidavit are true and correct to the best of my information and belief.

2. I am an Investigator with the North Dakota Attorney General's Office, Consumer Protection and Antitrust Division, and I have been the investigator assigned to the complaints filed against Pacific Telecom Communications Group, 12228 Venice Blvd, Ste 559, Los Angeles, CA 90066, (hereinafter "Pacific Telecom") and Pacific Telecom's clients, including Capital Solutions Group, S.A, Telephone Management Caller ID, and International Telephone Corporation. A number of Pacific Telecom's clients are located outside of the United States, including, Panama and Belize.

3. The North Dakota Attorney General's Office has received over forty (40) complaints against numbers belonging to Pacific Telecom which it has provided to its clients to display on subscribers' caller identification systems. North Dakota subscribers have received live telephone solicitations and prerecorded messages from Pacific Telecom's clients for home security systems, lowering credit card interest rates,

and diabetes equipment. The complaints allege violations of North Dakota Century Code ("N.D.C.C.") ch. 51-28, commonly known as the Do Not Call Law. Additionally, Pacific Telecom's clients have misrepresented, in violation of N.D.C.C. ch. 51-15, to North Dakota subscribers that they are affiliated with the consumers' credit card companies. Upon information and belief, it appears that at least an additional fifty three (53) out of state telephone subscribers have complained to the North Dakota Attorney General's Office regarding telephone numbers used by Pacific Telecom's clients. As a result of the number of complaints filed against Pacific Telecom's clients, the Attorney General has issued twenty two (22) Subpoenas Duces Tecum regarding twenty seven (27) telephone numbers. Pacific Telecom has repeatedly failed to provide all of the information requested in the Subpoenas, including, providing all of the Automatic Number Identification ("ANI") assigned to its clients.

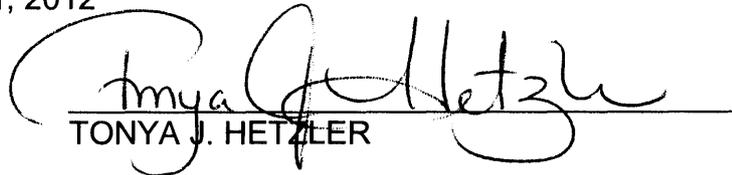
4. The North Dakota Attorney General's Office has repeatedly notified Pacific Telecom that its clients are engaging in violations of N.D.C.C. ch. 51-28 and 51-15. On February 3, 2011, January 26, 2012, and May 18, 2012 the Attorney General's Office wrote Pacific Telecom and provided copies of the complaints filed against Capital Solutions Group, S.A. and/or International Telephone Corporation. Pacific Telecom was warned that it was facilitating and assisting violations of North Dakota law in violation of N.D.C.C. § 51-15-02.3 by continuing to provide telephone numbers to clients that were violating North Dakota's Do Not Call law.

5. Steve Hamilton, a principal owner of Pacific Telecom, has represented to the North Dakota Attorney General's Office that Pacific Telecom has terminated its contracts with the clients, including Telephone Management Caller ID and Capital

Solutions Group, S.A., who continue to make telephone calls in violation of North Dakota Law. However, the telephone calls have not stopped, and based upon information and belief, Pacific Telecom has continued to facilitate and assist its clients in making telephone calls in violation of N.D.C.C. ch. 51-28.

6. Pacific Telecom has repeatedly represented that it was in the process of terminating the company and ceasing its operations. However, it appears that the company is continuing to provide telephone numbers to clients making telephone calls in violation of N.D.C.C. ch. 51-28. Additionally, based upon information and belief, it appears that the company is now being operated by individuals who are located outside of the United States, including, F. Antone Accuardi ("Accuardi"). Based upon information and belief, Accuardi is a principal owner of International Telephone Corporation located in Belize, who is responsible for a large percentage of the illegal telephone calls made using Pacific Telecom's telephone numbers.

Dated this 3rd day of October, 2012

  
TONYA J. HETZLER

Subscribed and sworn to before me  
this 3rd day of October, 2012.

  
NOTARY PUBLIC  
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