

STATE OF VERMONT

SUPERIOR COURT  
Chittenden Unit

CIVIL DIVISION  
Docket No. 326-4-20 Cncv

State of Vermont,  
Plaintiff

v.

Big Brother Security Programs,  
Shelley Palmer,  
Defendants

VERMONT SUPERIOR COURT  
FILED

MAY - 1 2020

CHITTENDEN UNIT

PRELIMINARY INJUNCTION ORDER

Prior to the court's ruling issued on April 27, the State submitted a proposed injunction order. The court gave Defendants until yesterday to file any objections to its language. Defendants have not done so. The court therefore adopts much of the State's proposed order. However, the court questions whether in the absence of legislation the court can define a set percentage of cost as the marker to define what price is unlawful. The court therefore declines to adopt that aspect of the State's proposal.

The court hereby orders as follows:

1. Defendants Big Brother Security Programs, Inc. and Shelley Palmer (Defendants) shall not sell or offer for sale any personal protective equipment (PPE) at excessive or unconscionably high prices until further order of this court.
2. Defendants shall not make any misrepresentations about the PPE they sell or offer for sale.
3. If Defendants engage in the sale of any PPE they shall notify the Vermont Attorney General's Office (the Office) at least 48 hours before delivery of any PPE to a customer.

4. Within 48 hours after each sale of PPE, Defendants shall provide the Office with copies of all invoices for their purchase of the items, all invoices for their sale of the items, copies of all checks or records of other forms of payment by them to the supplier and by their customer to them, plus the following: name of customer, date of sale, description of item, number of items sold, total and per unit price paid by the customer, total and per unit price paid by Defendants for the items, and documentation of any other costs Defendants claim they incurred in purchasing or delivering the product (e.g., shipping costs, taxes).
5. This order shall apply to any business conducted by Defendants through agents, affiliates, subsidiaries, business partners, or by others at the direction and control of Defendants.
6. Mr. Palmer shall be personally bound by this order and shall not assist others to violate its provisions.
7. The court shall have continuing jurisdiction to enforce this order.
8. Any violation of this order may subject the violator to penalties for contempt of court.

Electronically signed on May 1, 2020 at 10:25 AM pursuant to V.R.E.F. 7(d).



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Helen M. Toor  
Superior Court Judge