

Florida law. The company's principal place of business and mailing address are in Boca Raton, Florida. Craig E. Forman has been the President of the company since 2001 and the only member (owner) since 2005.

6. Upon information and belief, C.F. Enterprises also manages College Square Apartments and is responsible, among other things, for the rental of vacant apartment units.
7. Defendant Don Murrone is an agent of C.F. Enterprises and participates in the management of College Square Apartments. His title is "Property Manager."
8. While acting within the scope of his authority as an agent, Defendant Murrone provides information to prospective tenants about: the cost of rent, other fees and costs related to the rental of a unit, the availability of units within the apartment complex, and the application process. Additionally, among other responsibilities, Defendant Murrone receives move-out notices, shows apartments, and collects applications for available units.
9. All of the Defendants do business in the Southern District of Florida.
10. The United States Department of Justice conducted a series of tests in 2007 to evaluate the Defendants' compliance with the Fair Housing Act. Testing is a simulation of a housing transaction that compares responses given by housing providers to different types of home-seekers in order to determine whether illegal discrimination is occurring. The testing undertaken by the United States revealed that the Defendants are engaging in housing practices that discriminate on the basis of race or color at College Square Apartments by repeatedly:
 - a. Making statements to white persons that a selling point of the apartment complex

is that the complex does not have any black residents;

- b. Denying the availability of apartments to African-American persons while at the same time telling white persons about available apartments;
- c. Discouraging African-American persons from applying for an apartment while encouraging white persons to apply; and
- d. Offering to waive the application fee or other costs for white persons while not making similar offers for African-American persons.

11. Defendants, through actions including those describe above, have:

- a. Discriminated by refusing to rent, negotiate for the rental of, or by otherwise making available or denying dwellings to persons because of race or color, in violation of 42 U.S.C. § 3604(a);
- b. Discriminated against persons in the terms, conditions, or privileges of rental, or in the provision of services or facilities in connection therewith, because of race or color, in violation of 42 U.S.C. § 3604(b);
- c. Discriminated by making, or causing to be made, statements with respect to the rental of a dwelling that indicate a preference, limitation, or discrimination based on race or color, or an intention to make any such preference, limitation, or discrimination, in violation of 42 U.S.C. § 3604(c); and
- d. Discriminated by representing to persons because of race or color that dwellings are not available for rental when such dwellings are in fact so available, in violation of 42 U.S.C. § 3604(d).

12. The conduct of the Defendants described above constitutes:

5. Discouraging African-American persons from applying for an apartment while encouraging white persons to apply; and
 6. Failing or refusing to take such affirmative steps as may be necessary to restore, as nearly as practicable, the victims of the Defendants' unlawful practices to the position they would have been in but for the discriminatory conduct.
- C. Awards monetary damages to each person injured by the Defendants' conduct, pursuant to 42 U.S.C. § 3614(d)(1)(B);
- D. Assess a civil penalty against the Defendants in the amount authorized by 42 U.S.C. § 3614(d)(1)(c), to vindicate the public interest.
- E. The United States further prays for such additional relief as the interests of justice may require.

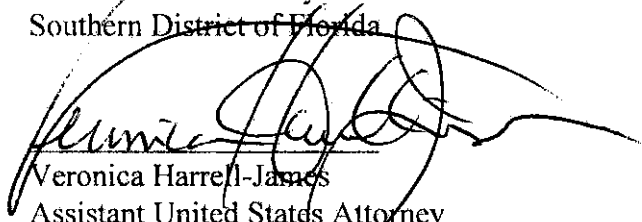
Demand for Jury Trial

Plaintiff, United States of America, demands trial by jury on all issues so triable in this matter.

Dated: August 13, 2008

MICHAEL B. MUKASEY
Attorney General

R. ALEXANDER ACOSTA
United States Attorney
Southern District of Florida



Veronica Harrell-James
Assistant United States Attorney
99 N.E. 4th Street, 3rd Floor
Miami, FL 33132
Tel: (305) 961-9327
Fax: (305) 530-7139
Fla. Bar No.: 644791

Grace Chung Becker /jkl
GRACE CHUNG BECKER
Acting Assistant Attorney General
Civil Rights Division

Steven H. Rosenbaum /msm
STEVEN H. ROSENBAUM
Chief, Housing and Civil
Enforcement Section
Civil Rights Division

Nicole J. DeSario
MICHAEL S. MAURER
Deputy Chief
NICOLE J. DE SARIO
Trial Attorney
United States Department of Justice
Civil Rights Division
Housing and Civil Enforcement Section
950 Pennsylvania Avenue, N.W.
Northwestern Building, 7th Floor
Washington, DC 20530
Tel: (202) 514-4713
Fax: (202) 514-1116
Special Bar No. A5501238
Nicole.DeSario@usdoj.gov