

an injunction, the complainant shall be awarded costs and reasonable attorney's fees. In an action for damages, if injury is found to be due to a violation of Section 38 of this subtitle, the person injured shall be awarded three times the amount of actual damages resulting from that violation, together with costs and reasonable attorney's fee. This State, the counties, municipalities, townships and any political subdivision organized under the authority of this State, and the United States, shall be considered a person having standing to bring an action under this subsection. The Attorney General may bring an action on behalf of this State, the counties, municipalities, townships and other political subdivisions organized under the authority of this State to recover the damages provided for by this subsection, or by any other comparable provision of Federal law.

42. Cumulative Remedies.

The remedies provided in this subtitle shall be cumulative.

43. Assurance of discontinuance of prohibited act—Approval of court—Not considered admission.

In the enforcement of this subtitle, the Attorney General may accept an assurance of discontinuance of any act or practice deemed in violation of this subtitle, from any person engaging in, or who has engaged in, such act or practice. Any such assurance shall be in writing and be filed with and subject to the approval of the Circuit Court where the alleged violator resides or has his principal place of business.

Such assurance of discontinuance shall not be considered an admission of a violation for any purpose; however, proof of failure to comply with the assurance of discontinuance shall be prima facie evidence of a violation of this subtitle.

44. Demand to produce documentary materials for inspection—Contents—Service—Unauthorized disclosure—Return—Modification, Vacation—Use—Penalty.

(1) Whenever the Attorney General believes that any person may be in possession, custody, or control of any original or copy of any book, record, report, memorandum, paper, communication, tabulation, map, chart, photograph, mechanical transcription, or other tangible document or recording, wherever situate, which he believes to be relevant to the subject matter of an investigation of a possible violation of this subtitle, he may, prior to the institution of a civil proceeding thereon, execute in writing and cause to be served upon such a person, a civil investigative demand requiring such person to produce such documentary material and permit inspection and copying:

Provided, that this section shall not be applicable to criminal prosecutions.

(2) Each such demand shall:

(a) state the statute and section or sections thereof, the alleged violation of which is under investigation, and the general subject matter of the investigation;

(b) describe the class or classes of documentary material to be produced thereunder with reasonable specificity so as fairly to indicate the material demanded;