

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA

FILED

OCT 26 2018

STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT

STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
)
Petitioner)
)
v.)
)
SNAP FITNESS DEVELOPMENT, LLC,))
D/B/A SNAP FITNESS-BLACKWELL,)
)
Respondent)

Case No. 17-0205-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Snap Fitness Development, LLC d/b/a Snap Fitness-Blackwell, ("Respondent") voluntarily enter into this Consent Order as an informal disposition of this individual proceeding to avoid litigation. Respondent agrees to waive its right to a hearing under the Oklahoma Administrative Procedures Act and both parties agree as follows:

- (1) Petitioner restates and incorporates by reference the allegations made by Petitioner in the Notice of Hearing filed in this matter.
 - a. Respondent is a foreign limited liability company under the jurisdiction of the State of Minnesota, Oklahoma Secretary of State filing number 3712312633, active filing status.
 - b. Respondent transacts business at 824 W. Doolin Ave., Blackwell, OK 74631.
 - c. On April 20, 2017, Jimmie Ray and Michael Thompson, consumer credit investigators, went to Respondent's business premises and spoke to a member of the gym who said that the owner, Greg Armstrong was not in. She gave the examiners Mr. Armstrong's cell phone number. Mr. Ray called the number and left a message for Mr. Armstrong. Mr. Armstrong called Mr. Ray back and stated he purchased location in 2016. Upon request,

Mr. Armstrong emailed two contracts and pay histories to the examiners, and advised that Respondent charges membership fees.

- d. Respondent previously held license number SPA00582 which expired December 31, 2016.
- e. As of August 21, 2018, Respondent is operating under an expired Health Spa license.

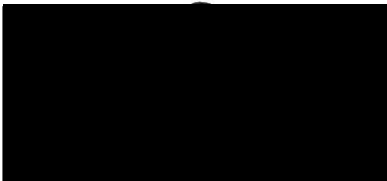
(2) Respondent does not admit to the allegations made by Petitioner in the Notice of Hearing filed in this matter, and incorporated by reference in this Consent Order, except that Respondent admits the facts necessary to establish the Department's jurisdiction over Respondent and the subject matter of this action.

(3) Respondent will submit a Health Spa license application and pay all applicable registration/application fees to the Department on or before October 26, 2018. In addition, Respondent agrees to pay a \$5,000.00 civil penalty, payable in twenty (20) installments of \$250.00 each, with first installment payment due on or before October 26, 2018, and subsequent payments due by the 26th of the month for nineteen months thereafter.

(4) The payments shall be made payable by check or money order to the Oklahoma Department of Consumer Credit, shall indicate the payment is for Case Number 17-0205-DIS and shall be addressed to the attention of John T. Coyne, Chief Enforcement Attorney, Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112.

(5) A file stamped copy of this Consent Order will be returned to the Respondent upon signature of the Administrator of the Department of Consumer Credit or the Deputy Administrator of the Department Consumer Credit.

(6) If Respondent fails to comply with the terms of this Consent Order, the Administrator of the Department of Consumer Credit is authorized to file an application to enforce this Consent Order in the District Court of Oklahoma County, Oklahoma in accordance with the provisions of 14 O.S. § 6-113(4).



✓
Scott Lesner
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 10/26/18



Snap Fitness Development, LLC
d/b/a Snap Fitness-Blackwell

Dated: 10/25/18

VERIFICATION OF CONSENT ORDER, CASE NUMBER 17-0205-DIS

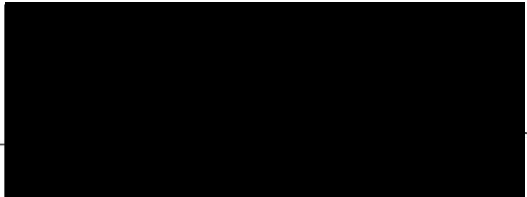
STATE OF OKLAHOMA)

COUNTY OF Oklahoma)

Signed and sworn to (or affirmed) before me on Oct. 25,
2018, by Greg Armstrong of Snap Fitness-Blackwell.



Snap Fitness Development, LLC
d/b/a Snap Fitness-Blackwell



Notary Public

My commission expires:

5-4-20