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Deputy Commissioner
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Attorneys for Complainant

BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT
OF THE STATE OF CALIFORNIA

In the Matter of THE COMMISSIONER OF)	STIPULATION TO ENTRY OF DESIST AND
BUSINESS OVERSIGHT,)	REFRAIN ORDER, FORFEITURE OF FEES,
)	AND PAYMENT OF ADMINISTRATIVE
Complainant,)	PENALTIES
)	
vs.)	
)	
ALL THE PERKS COFFEE VENTURES LLC)	
and PETER A. LAMBROS,)	
)	
Respondents.)	
)	
)	

In resolution of an inquiry into the offer and sale of unregistered franchises within the State of California, and without denying such activities, IT IS HEREBY STIPULATED AND AGREED between All The Perks Coffee Ventures LLC and Peter A. Lambros (collectively, "Respondents") and the Commissioner of Business Oversight ("Commissioner") as follows:

1 1. Respondents stipulate to the issuance of the Desist and Refrain Order, in the form
2 attached hereto as Exhibit A, directing Respondents to desist and refrain from the further offer and
3 sale of unregistered franchises in violation of the California Franchise Investment Law (Corp. Code,
4 §§ 31000 *et seq.*).

5 2. Respondents hereby waive all rights to any hearing or appeal of the Desist and Refrain
6 Order.

7 3. Respondents stipulate that the delivery by certified mail of the executed Desist and
8 Refrain Order issued by the Commissioner to the Sacramento office of its legal counsel, Greenberg
9 Traurig, shall constitute valid service of the Order.

10 4. Respondents forfeit the right to collect all license, royalty, or “brand
11 management/marketing” fees from any owner of an All The Perks Espresso Café located in
12 California and further agree that any provision in the “Consulting & Licensing Agreement” granting
13 such a right is nullified and void as of the effective date of this Stipulation.

14 5. Respondents agree to pay an administrative penalty pursuant to Corporations Code
15 section 31406 to the Commissioner in the amount of \$5000 (five thousand dollars) for the
16 unregistered offer and sale of All The Perks Espresso Café franchises in this state.

17 6. Respondents acknowledge that remedies for violations of the Franchise Investment
18 Law are not exclusive and may be sought and employed in any combination to enforce the purpose
19 and provisions of this law.

20 7. Respondents agree that nothing in this Stipulation shall preclude the Commissioner, or
21 her agents or employees, to the extent authorized by law, from assisting or cooperating in any
22 investigation and/or action brought by any other federal, state or county agency. Respondent further
23 agrees that this Stipulation shall not bind or otherwise prevent any other federal, state or county
24 agency from the performance of its duties.

25 8. Respondents enter into this Stipulation voluntarily and without coercion and
26 acknowledge that no promises, threats or assurances have been made by the Commissioner or any
27 officer, or agent thereof, about this Stipulation.
28

1 9. Respondent acknowledges that this Stipulation and the Exhibits attached thereto are a
2 public record.

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4 10. Respondents and the Commissioner agree that this Stipulation may be executed in one
5 or more separate counterparts, each of which when so executed, shall be deemed an original. Such
6 counterparts shall together constitute and be one and the same instrument.

7 11. This Stipulation shall not become effective until the administrative penalty specified in
8 Paragraph 5 above has been received by the Commissioner and this Stipulation signed by all parties
9 and delivered by the Commissioner's counsel to Respondent's counsel via certified mail.

10
11 Dated: 9/18/14 JAN LYNN OWEN
12 Commissioner of Business Oversight

13 By _____
14 Mary Ann Smith
15 Deputy Commissioner

16 ALL THE PERKS COFFEE VENTURES LLC

17
18 Dated: 9/16/14 By _____
19 Peter A. Lambros, Owner and General Manager
20 Individually and on behalf of All The Perks Coffee Ventures
21 LLC

22
23 Approved as to Form and Content

24 Dated: 9/16/14

25 By _____
26 James Mattesich, Esq.
27 Attorney on behalf of Peter A. Lambros and All The Perks Coffee Ventures LLC
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