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STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF CORPORATIONS

TO: Jeremie Johnson
Bear Creek Coffee Co.
8372 E. U.S. Highway
Avon, IN 46123

DESIST AND REFRAIN ORDER
(For violations of Section 31110 of the Corporations Code)

The California Corporations Commissioner finds that:

1. At all relevant times, Jeremie Johnson was the founder and president of Bear Creek Coffee Co., a company purportedly in the business of offering gourmet specialty coffee and specialty coffee drinks through coffee drive-thrus, cafes, and coffee carts and kiosks.
2. At all relevant times, Bear Creek Coffee Co. conducted business at 8372 E. U.S. Highway, Avon, IN 46123. Bear Creek Coffee Co. maintained a website at www.bearcreekcoffee.com.
3. Beginning in at least November 2005 and continuing thereafter, Jeremie Johnson and Bear Creek Coffee Co. have offered or sold franchises for the operation of coffee drive-thrus, cafes, and coffee carts and kiosks.
4. At all relevant times, Jeremie Johnson and Bear Creek Coffee Co. granted the franchisees the right to engage in the business of operating coffee drive-thrus, cafes, and coffee carts and kiosks. The franchisees are entitled, among other things, to use the Bear Creek Coffee Co. name and trademark to run their business. In addition, the franchisees are provided operations and marketing manuals. Also, the franchisees are provided equipment and supplies for the operation of their business. Furthermore, the franchisees pay a fee of at least \$28,500.00, dependant on the number of locations and type of structure acquired by the franchisee.
5. These franchises were offered or sold in this state.

1 6. The Department of Corporations has not issued a registration to Jeremie Johnson or Bear
2 Creek Coffee Co. for the offer or sale of any franchise in this state. Additionally, the offer or sale of
3 any franchise of Bear Creek Coffee Co. is not exempt from registration.

4 Based upon the foregoing findings, the California Corporations Commissioner is of the
5 opinion that Jeremie Johnson and Bear Creek Coffee Co., are offering Bear Creek Coffee Co.
6 franchises in California that are subject to registration under the Franchise Investment Law, in
7 violation of Corporations Code section 31110. Pursuant to section 31402 of the Corporations Code,
8 Jeremie Johnson and Bear Creek Coffee Co., are hereby ordered to desist and refrain from the further
9 offer or sale of Bear Creek Coffee Co. franchises unless and until the offers have been duly registered
10 under the Franchise Investment Law or unless exempt. This Order is necessary, in the public interest,
11 for the protection of franchisees and consistent with the purposes, policies, and provisions of the
12 Franchise Investment Law.

13 Dated: April 2, 2007
14 Los Angeles, California

15 PRESTON DuFAUCHARD
16 California Corporations Commissioner

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19 By _____
20 ALAN S. WEINGER
21 Lead Corporations Counsel
22 Enforcement Division
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