

1 PRESTON DuFAUCHARD
California Corporations Commissioner
2 ALAN S. WEINGER
Deputy Commissioner
3 AFSANEH EGHBALDARI (CA BAR NO. 250107)
Corporations Counsel
4 DEPARTMENT OF CORPORATIONS
1350 Front Street, Room 2034
5 San Diego, California 92101
Telephone: (619) 645-3166
6

7 Attorneys for Complainant

8 BEFORE THE DEPARTMENT OF CORPORATIONS
9 OF THE STATE OF CALIFORNIA
10

11 THE CALIFORNIA CORPORATIONS)
COMMISSIONER,)
12)
13 Complainant,)
14 v.)
15)
16 PURE BARRE LICENSING, L.L.C. and)
CARRIE REZABEK,)
17)
18 Respondents.)
19)
20)

**STIPULATION TO THE CITATION AND
DESIST AND REFRAIN ORDER**

21 IT IS HEREBY STIPULATED AND AGREED between Respondents Pure Barre Licensing,
22 L.L.C., and Carrie Rezabek (hereafter "Respondents") and the California Corporations
23 Commissioner ("Commissioner"), as follows:

24 WHEREAS, Respondents admit the jurisdiction of the California Department of
25 Corporations over their persons and over the subject matter of this Stipulation.

26 WHEREAS, Respondents waive the right to any hearing, including that provided by
27 California Corporations Code Sections 25532 subdivision (d) and 25609. Further, Respondents
28

1 waive any and all review by a court of law, including that provided by California Government Code
2 section 11523.

3 WHEREAS, all terms used, but not defined herein, shall have the meaning assigned to them
4 by the California Corporations Code.

5 WHEREAS, Respondents represent that no promises of any kind or nature whatsoever were
6 made to induce Respondents to enter into this Stipulation, and that this Stipulation is a voluntary act
7 on the part of Respondents.

8 WHEREAS, Respondents offered and sold in this state unregistered franchises in violation of
9 California Corporations Code Section 31110.

10 WHEREAS, Respondents stipulate to the issuance of the Citation and Desist and Refrain
11 Order (“Order”), in the form attached hereto as Exhibit A, directing Respondents to desist and
12 refrain from the further offer and sale of Pure Barre franchises unless and until the offers have been
13 duly registered under the California Franchise Investment Law, or exempt.

14 WHEREAS, Respondents hereby agree and stipulate to the Order.

15 WHEREAS, Respondents hereby agree to pay the administrative penalty in the amount of
16 three thousand dollars (\$3,000.00). The first payment of \$1,500.00 shall be payable to the California
17 Department of Corporations and delivered to the California Department of Corporations’ San Diego
18 Office to the attention of Afsaneh Eghbaldari at the time this Stipulation is signed by Respondents.
19 The final payment of \$1,500.00 shall be payable to the California Department of Corporations and
20 delivered to the California Department of Corporations’ San Diego Office to the attention of
21 Afsaneh Eghbaldari within thirty days from the date this Stipulation is signed by Respondents.

22 WHEREAS, Respondents agree and acknowledge that nothing in this Stipulation shall
23 preclude the Commissioner, his agents, officers, or employees, to the extent authorized by law, from
24 referring any evidence or information regarding this matter to any other state or federal law
25 enforcement official, or from assisting, cooperating, or co-prosecuting with regards to any
26 investigation and/or action.
27
28

1 WHEREFORE, Respondents Pure Barre Licensing, L.L.C., and Carrie Rezabek stipulate and agree
2 to the finality of the Commissioner’s Order. Respondents further understand and agree that the
3 Order remains in effect, the Order is public and that Respondents cannot deny the violation cited in
4 the Commissioner’s Order or make any statement or representation that is inconsistent with this
5 Stipulation or the Order. The Commissioner will not initiate any further action based upon the facts
6 and allegations contained in the Order. Respondents also further understand and agree this
7 Stipulation does not prevent the Commissioner from taking future action in regards to this matter,
8 if Respondents violate the Order, commit a future California Franchise Investment Law violation or
9 the Commissioner discovers information that was not known to or disclosed to him at the time this
10 Stipulation is entered into.

11
12 PRESTON DuFAUCHARD,
13 California Corporations Commissioner

14 Dated: 7/13/09

15 By _____
16 Alan S. Weinger
17 Deputy Commissioner

18 Dated: 7/8/09

19 By _____
20 Carrie Rezabek, Individually and on behalf of Pure
21 Barre Licensing, L.L.C.

22 Approved as to Form

23 Dated: 7/9/09

24 By _____
25 David M. Byers
26 Attorney for Respondents