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8 Attorneys for Complainant

10 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT
11 OF THE STATE OF CALIFORNIA

12	In the Matter of:)	OAH Case No.: 2014060620
13)	
14	THE COMMISSIONER OF BUSINESS)	Org No.: 163036
15	OVERSIGHT,)	
16)	ORDER FOR CLAIM OF ANCILLARY
17	Complainant,)	RELIEF
18)	
19	v.)	
20	QUICK MART HOLDINGS INC. doing)	
21	business as QUICK MART THE MINI)	
22	MARKET; QUICKSUBS®; QUICKSUBS®)	
23	Holdings, operating under the brand/logo)	
24	QuickSubs! Live Healthy!; and, LORD BRICE)	
25	BARRINGTON,)	
26)	
27	Respondents.)	
28)	

On or about December 19, 2014, Respondents QUICK MART HOLDINGS INC. doing business as QUICK MART THE MINI MARKET, QUICKSUBS® and QUICKSUBS® Holdings, operating under the brand/logo QuickSubs! Live Healthy!, and LORD BRICE BARRINGTON

1 (collectively, “Respondents”), on the one hand, and the COMMISSIONER OF BUSINESS
2 OVERSIGHT OF THE STATE OF CALIFORNIA (“Commissioner”), on the other hand, entered in
3 a Stipulation and Agreement (“Agreement”) in the instant matter.
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5 As a condition of the Agreement, Respondents agreed, pursuant to Paragraph 12, that if the
6 Commissioner finds that Respondents have failed to strictly comply with any term or provision of the
7 Agreement, after being given a reasonable opportunity to cure which shall only exceed 30 days at the
8 Commissioner’s sole discretion, the Commissioner shall immediately issue an Order for Claim of
9 Ancillary Relief and/or deny or revoke any registrations held by, and/or deny any pending
10 application(s) of Respondents, its successors and assigns, by whatever names they might be known,
11 and/or any company owned or controlled by Respondents.
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13 Further, Respondents waived the right to a hearing, and to any reconsideration, appeal, or
14 other right to review which may be afforded for such actions pursuant to the Franchise Investment
15 Law, the California Administrative Procedure Act, the California Code of Civil Procedure, or any
16 other provision of law, and by waiving such rights, Respondents consented to this Order for Claim of
17 Ancillary Relief becoming final.
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19 The Commissioner, having found Respondents to be in breach of the Agreement, and good
20 cause appearing, IT IS ORDERED that within thirty (30) days:
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- 22 1. Respondents fully refund all franchise fees paid to date by each and every franchisee
23 (whether called a “licensee” or otherwise) pursuant to any written agreement executed
24 through the Effective Date of the Settlement Agreement to locate, acquire, reserve, hold,
25 build, or purchase a Quick Mart or Quick Subs store, concept, or franchise in California;
26 and,
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2. Any registrations or pending applications held or filed by Respondents, its successors and assigns, by whatever names they might be known, and/or any company owned or controlled by Respondents, are hereby revoked and/or denied.

Dated: April 30, 2015

JAN LYNN OWEN
Commissioner of Business Oversight

By _____
MARY ANN SMITH
Deputy Commissioner
Enforcement Division