BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA

FILED
JUL 11 2013
STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT

STATE OF OKLAHOMA ex rel, DEPARTMENT OF CONSUMER CREDIT,	)	
Petitioner	)	
v.	)	Case No. 13-0161-DIS
RIVIERA TANNING SPA, LLC,	)	
Respondent	)	

CONSENT ORDER

The Petitioner, State of Oklahoma, ex rel., Department of Consumer Credit ("Petitioner") and the Respondent, Riviera Tanning Spa, LLC, ("Respondent") voluntarily enter into this Consent Order as an informal disposition of this individual proceeding to avoid litigation. The Respondent agrees to waive its right to a hearing under the Oklahoma Administrative Procedures Act and both parties agree as follows:

(1) The Petitioner restates and incorporates by reference the allegations made by the Petitioner in the Notice of Hearing filed in this matter:

i. The Respondent is an Oklahoma domestic limited liability company transacting business as Riviera Tanning Spa, LLC., at the following locations in the State of Oklahoma (individually, a "Location" and collectively, "Locations"):

(a) Northwest 156th Street, Edmond, OK;
(b) 9101 S. Western Ave., Oklahoma City, OK;
(c) 8343 N. Rockwell Ave., Oklahoma City, OK
(d) 1201 NW 178th Street, Oklahoma City, OK;
(e) 3537 W. Memorial, Oklahoma City, OK;
(f) 1700 N 9th St., Broken Arrow, OK;
(g) 3209 S. Broadway, Edmond, OK;
(h) 1200 SE Ave., Norman, OK
(i) 9500 N. 129th E. Ave., Owasso, OK;
(j) 1322 North Highway, Duncan, OK ;
(k) 2315 W. Gore, Lawton, OK;
(l) 4404 NW Cache Rd., Ste 6, Lawton, OK ;
(m) 1327 Western, Stillwater, OK

(n) 514 W. 6th, Stillwater, OK;
(o) 507 N. Main, Stillwater, OK;
(p) 6900 NW 122nd St., Oklahoma City, OK

ii. The Respondent maintains a Facebook internet website at www.facebook.com/therivieratanningspa.

iii. The Respondent's Facebook internet website at www.facebook.com/therivieratanningspa includes, but is not limited to, photographs of the Respondent's business facility, photos of tanning beds and merchandise.

iv. On May 22, 2013 the Respondent's Facebook website at www.facebook.com/therivieratanningspa, includes but is not limited to, the following information, attached and incorporated herein by reference:

(a) "Leap into March!! Refer a friend that signs up on any 6 month membership and receive $50 in freeze bucks!!!
(b) "Come check out our new monthly lotion special! Hitting the stores tomorrow. It is an awesome product for an amazing price! You will get a tanning lotion and an extender!"

v. The Respondent maintains an internet website at www.rivieratan.com.

vi. The Respondent's internet website at www.rivieratan.com includes but is not limited to, the following information, attached and incorporated herein by reference:

(a) Monthly pricing packages, "See our prices and packages below. Monthly rates differ depending on whether you choose a six month commitment or not.";
(b) Facilities at sixteen different locations;
(c) Contact information as, "2905 NW 156th, Street Edmond, OK 73159, phone: 405-216-3495, Toll Free 866-918-TANU, EMAIL: info@rivieratan.com";

vii. As of May 22, 2013, Respondent is not licensed in the State of Oklahoma pursuant to the provisions

of 14A O.S. §§ 6-201 through 6-203 of the UCCC. 14A O.S. § 6-203(2).

(2) The Respondent does not admit to the allegations made by the Petitioner in the Notice of Hearing filed in this matter and incorporated by reference in this Consent Order. However, the Respondent does admit that it either owns or manages each of the 15 storefront Locations identified in sub-paragraph 1(i) above, and has the authority to enter into this Consent Order on behalf of each Location it owns and/or manages. Respondent further states that the Location listed in 1(i)(a) above is the "Corporate Headquarters" and is not a storefront Location.

(3) The Respondent, on behalf of itself and for each other entity that may own a Location, agrees to pay $7,500.00 in penalties. An initial penalty payment of $1,000.00 shall be paid on or before July 10, 2013. The remaining balance shall be paid in twelve (12) monthly installments of $541.67 and shall be payable on or before the 10th calendar day of each month.

(4) The Respondent, on behalf of itself and for each other entity that may own a Location, agrees to submit a notification license application for each business location, pursuant to the provisions of 14A O.S. §§ 6-201 through 6-203 of the UCCC. 14A O.S. § 6-203(2), with applicable fees on or before July 10, 2013. The application and applicable registration fees shall be submitted to the attention of Roy John Martin, General Counsel, Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112.

(5) **The payment shall be made payable by check or money order to the Oklahoma Department of Consumer Credit, shall indicate the payment is for Case Number 13-0161-DIS and shall be addressed to the attention of Roy John Martin, General Counsel, Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112.**

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

(7) If the 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 14A O.S. § 6-113 (4).

Scott Lesher
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 7/11/13

Riviera Tanning Spa, LLC

Dated: July 9, 2013

VERIFICATION OF CONSENT ORDER, CASE NUMBER 13-0161-DIS

STATE OF Oklahoma)
)
COUNTY OF Oklahoma)

Signed and sworn to (or affirmed) before me on July 9, 2013 by James Cheek of Riviera Tanning Spa, LLC.

(Seal, if any)

Notary Public

TRICIA C. DANIEL
Notary Public in and for the
State of Oklahoma
Commission #10008882
My Commission expires 11/04/2014

My commission expires:

11/04/2014