BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel, DEPARTMENT OF CONSUMER CREDIT	)	
Petitioner	)	
v.	)	Case No. 14-0234-DIS
XTREME FITNESS, LLC,	)	
Respondent	)	

CONSENT ORDER

The Petitioner, State of Oklahoma, ex rel., Department of Consumer Credit ("Petitioner") and the Respondent, Xtreme Fitness, LLC, 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 a domestic limited liability company, with an inactive filing status with the Oklahoma Secretary of State, filing number 3512455593, transacting business at 1914 SE Washington Blvd, Bartlesville, OK 74006.

ii. The Respondent maintains a Facebook website at https://www.facebook.com/ILoveXtremeFitness.

iii. The Respondent's Facebook website at https://www.facebook.com/ILoveXtremeFitness includes, but is not limited to photographs of the Respondent's business facility at 1914 SE Washington Blvd, Bartlesville, OK 74006, weight lifting room/exercise room and weight lifting equipment; attached and incorporated by reference.

iv. On September 30, 2014 the Respondent's Facebook

website at https://www.facebook.com/ILoveXtremeFitness, includes but is not limited to, the following information:

"XTREME Fitness:.. Bartlesvilles 24 Hour Fitness Center… Staffed hours 9am-7pm Mon - Fri...Tanning...Personal Training... Classes/Camps. Smoothie Bar..... Voted Best Fitness Center numerous times!"

"I currently have an 11:30am Monday, Tuesday , Wednesday Personal training slot available .... If your ready to commitment & change your life contact me today!"

"12 week transformation! 2 training slots available. ** MWF 7-8am Or **Tue & Thurs 8:30am If your ready to start YOUR transformation contact Is today.... (In 6 months from now you will wish you started today)"

v. The Respondent maintains an internet website at http://www.xtremefitnessbartlesville.com/.

vi. The Respondent's internet website at http://www.xtremefitnessbartlesville.com/ includes, but is not limited to:

"Xtreme Fitness offers personal training by our fully certified personal training staff, men's and ladies full amenities locker areas with showers, cardio theater, a full assortment of plate loaded machines, cable machines, intermediate and advanced free weights, child's play area, smoothie bar, supplements at discount prices, tanning, and a clean, social atmosphere."

"1 Year Pre-Pay"

"Monthly Bank Draft"

"Limited time offer! $25 Memberships, includes unlimited tanning. Membership is 18mo. EFT Bank Draft-or-Paid in Full"

vii. As of September 30, 2014, the Respondent is not registered as a health spa in the State of Oklahoma.

(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.

(3) The Respondent agrees to pay a $500.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before October 25, 2014.

(4) 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 14-0234-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.

(5) The Respondent agrees to submit a health spa registration application with applicable registration fees on or before October 25, 2014. The health spa registration 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.

(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 59 O.S. § 2009(G) of the Oklahoma Health Spa Act.

Scott Lesher
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 10/27/14

Xtreme Fitness, LLC

Dated: 10/22/14

VERIFICATION OF CONSENT ORDER, CASE NUMBER 14-0234-DIS

STATE OF Oklahoma)
)
COUNTY OF Washington)

Signed and sworn to (or affirmed) before me on October 22, 2014 by Brian Flesk of Xtreme Fitness, LLC.

_____
Affiant

(Seal, if any)

Deborah Rutherford
Notary Public

My commission expires:

7-29-17