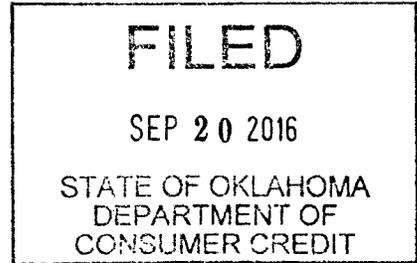


**BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA**

STATE OF OKLAHOMA,)
ex rel, DEPARTMENT OF)
CONSUMER CREDIT)
)
Petitioner)
)
v.)
)
BANDON HOLDINGS, LLC,)
d/b/a ANYTIME FITNESS - ENID)
)
Respondent)

Case No. 16-0075-DIS



CONSENT ORDER

The Petitioner, State of Oklahoma, ex rel., Department of Consumer Credit ("Petitioner") and the Respondent, Bandon Holdings, d/b/a Anytime Fitness - Enid, ("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 Notice of Hearing is amended to reflect the new ownership of the Anytime Fitness, Enid location. Bandon Holdings, LLC purchased the location from the previous licensee, High Plains Fitness, LLC, as of March 1, 2016.
- ii. The Respondent is a foreign limited liability company in the State of Oklahoma, Oklahoma Secretary of State filing number 3712549418, active filing status. Respondent transacts business at 3324 W. Owen K. Garriott Rd., Enid, Oklahoma 73703.
- iii. The Respondent maintains an Internet website at www.anytimefitness.com listing the Enid, Oklahoma location.

- iv. As of August 12, 2016, the Respondent is not registered as a health spa in the State of Oklahoma.
- v. On June 15, 2016, a consumer credit examiner entered the business premises of the Respondent and spoke with the Club Manager, Joe Beserra, about a gym membership. Mr. Beserra informed the examiner that the Respondent offers 12 month and 14 month membership contracts.
- vi. The Internet website for the Respondent's location in Enid, Oklahoma, states that memberships starting at \$32.95 per month and if a member is interested, a customized membership can be arranged.
- vii. The 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).
- viii. The Respondent did not file notification pursuant to the provisions of Section 6-201 of the UCCC, on or before January 31, 2016.
- ix. Respondent has failed to pay the notification filing fee of \$120.00 for each business location pursuant to OKLA. ADMIN. CODE § 160:5-1-2(2)(A).

(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 all applicable registration/application fees and a \$5,000.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before September 19, 2016.

(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 16-0075-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.

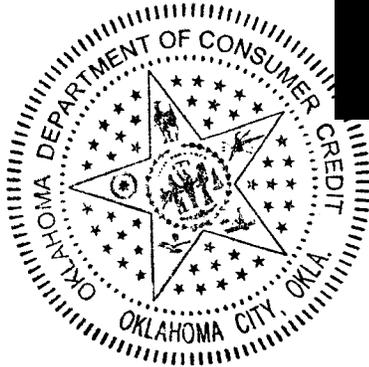
(5) A file stamped copy of this Consent Order will be returned to the Respondent upon signature of the Administrator of the Department of Consumer Credit or the Deputy Administrator of the Department Consumer Credit.

(6) The Respondent agrees to become licensed as a health spa as defined by the Oklahoma Health Spa Act. 59 O.S. § 2009(F), on or before September 19, 2016. The Respondent agrees to pay all applicable fees associated with the Health Spa license application.

(7) The Respondent agrees to submit a notification license application, pursuant 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 September 20, 2016.

(8) The applications and applicable registration fees shall be submitted to the attention of Roy John Martin, General Counsel, Department of Consumer Credit, 3613 NW 56th Street, Suite 240, Oklahoma City, Oklahoma 73112.

(9) 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 14 O.S. § 6-113(4).



[REDACTED]
Scott Lesher
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: _____

9/20/16

[REDACTED]
JEFF KIECKE
BANDON HOLDING, LLC
d/b/a ANYTIME FITNESS - ENID

Dated: _____

9/24/16

VERIFICATION OF CONSENT ORDER, CASE NUMBER 16-0075-DIS

STATE OF)
)
COUNTY OF)

Signed and sworn to (or affirmed) before me on 9/14, 2016,
by JEFF KIECKE of BANDON HOLDINGS, LLC, d/b/a ANYTIME FITNESS -
ENID.

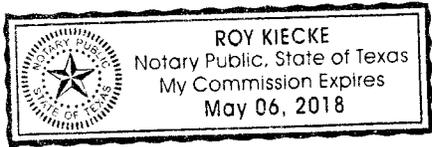


JEFF KIECKE
BANDON HOLDINGS, LLC
D/B/A ANYTIME FITNESS ENID

(Seal, if any)



Notary Public



My commission expires:

May 10, 2018