

FR1400027/BD

State of Minnesota
Dept. of Commerce

JUN 15 2015

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STATE OF MINNESOTA
COMMISSIONER OF COMMERCE

In the Matter of
Mr. Oil Saver and
Mr. Fire Safety

CONSENT ORDER

TO: Thomas E. Acey, Jr.
Attorney at Law
1994 Willow Wood Drive
Kissimmee, Florida 34746

Commissioner of Commerce Mike Rothman (hereinafter Commissioner") has determined as follows:

1. The Commissioner has advised Mr. Oil Saver and Mr. Fire Safety (hereinafter "Respondents") that he is prepared to commence formal action pursuant to Minn. Stat. § 80C.12 (2012) and Minn. Stat. § 45.027 (2012) against Respondents based on allegations that Respondent offered and/or sold an unregistered franchise in this state, in violation of Minn. Stat. § 80C.02 (2012).

2. Respondent acknowledges that it has been advised of its rights to a hearing in this matter, to present argument to the Commissioner and to appeal from any adverse determination at a hearing, and Respondent hereby expressly waives those rights.

Respondent further acknowledges that it has been represented by legal counsel throughout these proceedings, or has been advised of its right to be represented by legal counsel, which right it hereby waives.

3. Respondent has agreed to disposition of this matter without a hearing as provided under Minn. Stat. § 14.59 (2012) and Minn. R. 1400.5900 (2013).

4. The following Order is in the public interest.

NOW, THEREFORE, IT IS HEREBY ORDERED, that Mr. Oil Saver and Mr. Fire Safety and its officers, directors, agents, employees, assigns, successors, affiliates, representatives and servants, shall cease and desist from offering or selling in the State of Minnesota, the above or any other franchise, until registration in compliance with Minn. Stat., ch. 80C (2012) has been achieved or qualification for an exemption from registration pursuant to Minn. Stat. § 80C.03 (2012) has been met.

IT IS FURTHER ORDERED, that pursuant to Minn. Stat. § 45.027, subd. 6 (2012) and Minn. Stat. § 80C.16, subd. 2 (2012), Respondents shall pay to the State of Minnesota a civil penalty of \$2,000, of which \$1,000 will be stayed for six (6) months. Should the \$1,000 be paid within that time, the stayed amount shall become permanent.

IT IS FURTHER ORDERED, that the civil penalty and/or any resulting judgment arising from this Order is non-dischargeable in any bankruptcy proceeding. See 11 U.S.C. 523(a)(7) (2010) ("A discharge under section 727, 1141, 1228(a), 1228(b), or 1328(b) of this title does not discharge an individual debtor from any debt . . . to the extent such debt is for a fine, penalty, or forfeiture payable to and for the benefit of a governmental unit, and is not compensation for actual pecuniary loss . . .").

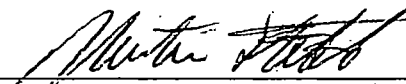
IT IS FURTHER ORDERED, that pursuant to Minn. Stat. § 16D.17 (2012), the Commissioner may file and enforce the civil penalty imposed by this Order as a judgment against Respondent in district court without further notice or additional proceedings. In addition, pursuant to Minn. Stat. § 16D.13 (2012), Respondent is hereby notified that 30 days after the entry of said judgment, simple interest computed in accordance with Minn.

Stat. § 16D.13, subd. 2 (2012) will begin to accrue on the civil penalty imposed against Respondent.

This Order shall be effective upon signature on behalf of the Commissioner.

Dated: 7-2-2015

MIKE ROTHMAN
Commissioner of Commerce

By: 
MARTIN FLEISCHHACKER
Assistant Commissioner - Enforcement

Minnesota Department of Commerce
85 7th Place East, Suite 500
St. Paul, MN 55101

CONSENT TO ENTRY OF ORDER

The undersigned, ^{CHRIS} Daskalakis acting on behalf of Mr. Oil Saver and Mr. Fire Safety, states that he has read the foregoing Consent Order; that he knows and fully understands its contents and effect; that he is authorized to execute this Consent to Entry of Order on behalf of Respondent, that they have been advised of their right to a hearing; that Respondent has been represented by legal counsel in this matter; or that it have been advised of its right to be represented by legal counsel and that it has waived this right; and that it consents to entry of this Order by the Commissioner of Commerce. It is further expressly understood that this Order constitutes the entire settlement agreement between the parties hereto, there being no other promises or agreements, either express or implied.

Mr. Oil Saver and Mr. Fire Safety

By:

Chris Daskalakis
CEO

Its:

STATE OF Florida
COUNTY OF Volusia

This instrument was acknowledged before me on March 31, 2015 (date) by Chris Daskalakis as President of Mr. Oil Saver and Mr. Fire Safety

(stamp)



CHRISTINA M. GORMAN
MY COMMISSION # EE 182909
EXPIRES: April 25, 2016
Bonded Thru Budget Notary Services

Christina M. Gorman
(Signature of notary officer)

My commission expires: 4/25/2016