

**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
SECURITIES DIVISION**

IN THE MATTER OF DETERMINING ) Order No.: S-15-1747-16-CO01  
whether there has been a violation of the )  
Franchise Investment Protection Act of ) CONSENT ORDER  
Washington by: )  
)  
ATNCare Franchising LLC d/b/a Go Telecare; )  
Dipak Nandi; )  
)  
Respondents )

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Pursuant to the Franchise Investment Protection Act of Washington, RCW 19.100, the Securities Division and Respondents ATNCare Franchising LLC d/b/a Go Telecare and Dipak Nandi do hereby enter into this Consent Order in settlement of the matters alleged herein. Respondents neither admit nor deny the Findings of Fact or Conclusions of Law as stated below.

**FINDINGS OF FACT**

**Respondents**

1. ATNCare Franchising LLC, d/b/a GoTelecare (hereinafter “GoTelecare”) is a Delaware corporation with its principal place of business in New York. Go Telecare sells medical billing and telehealth services sales franchises to franchisees, who earn money by selling these services to medical providers such as clinics and hospitals. “Telehealth” means medical examinations using encrypted videoconferencing software similar to Skype.

2. Dipak Nandi (“Nandi”) is a New York resident. Nandi is the Director of Go Telecare.

**Registration and Sale History in Washington**

3. Go Telecare applied to the Securities Division (“the Division”) for registration to sell franchises in Washington on July 29, 2014. Go Telecare’s application included a copy of its proposed Franchise Disclosure Document (“FDD”). The Division sent a comment letter with requested revisions to Go Telecare on September 2, 2014. After Go Telecare submitted a revised FDD with the proposed changes, the Division granted Go Telecare a permit to sell franchises in Washington on September 12, 2014.

4. In June 2015, Go Telecare sold a franchise to a Washington resident. At the time, the Washington resident lived in Camas, Washington, and the franchise included territory in southern

1 Washington and Portland. The franchisee moved to Reno, Nevada shortly after purchasing that territory, but  
2 by agreement with Go Telecare, continued working the Washington territory. Go Telecare also agreed that  
3 the franchisee could operate in all of Washington, rather than only southern Washington.

4 5. On September 11, 2015, Nandi submitted an application to renew Go Telecare's registration  
5 to sell franchises, and included an updated FDD with the application. The registration is currently on hold.

#### 6 **Franchise Disclosure Document Omissions**

7 6. In the 2015 FDD, Nandi and Go Telecare incorrectly represented to the Division that they  
8 had not sold any franchises in Washington. As described above, Nandi and Go Telecare had sold a  
9 Washington territory in 2015, to a franchisee authorized by Go Telecare to operate in Washington as of the  
10 filing of the 2015 FDD.

11 Based upon the above Findings of Fact, the following Conclusions of Law are made:

#### 12 **CONCLUSIONS OF LAW**

13 1. The offer or sale of franchises as described above constitutes the offer or sale of a franchise  
14 as defined in RCW 19.100.010(6), RCW 19.100.010(12), and RCW 19.100.010(17).

15 2. The Respondents' filing of the 2015 FDD, as described above, violated RCW 19.100.170(1),  
16 because Respondents filed an application with the Securities Division which contained an untrue statement  
17 of material fact in connection with the offer of franchises in Washington.

#### 18 **CONSENT ORDER**

19 Based upon the foregoing and finding it in the public interest:

20 IT IS FURTHER AGREED AND ORDERED that Respondents ATNCare Franchising LLC d/b/a  
21 Go Telecare, and Dipak Nandi, and their agents and employees, shall each cease and desist from any  
22 violation of RCW 19.100.170, the violations section of the Franchise Investment Protection Act of  
23 Washington.

24 IT IS FURTHER AGREED AND ORDERED that Respondents ATNCare Franchising LLC d/b/a  
25 Go Telecare, and Dipak Nandi, shall be jointly and severally liable for and shall pay investigative costs of  
\$1,000 prior to the entry of this Consent Order.

IT IS FURTHER AGREED that the Securities Division has jurisdiction to enter this Consent Order.

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IT IS FURTHER AGREED that Respondents ATNCare Franchising LLC d/b/a Go Telecare, and Dipak Nandi, enter into this Consent Order freely and voluntarily and with a full understanding of its terms and significance.

IT IS FURTHER AGREED that in consideration of the foregoing, Respondents ATNCare Franchising LLC d/b/a Go Telecare, and Dipak Nandi, waive their right to a hearing and to judicial review of this matter.

Signed this 17th day of October, 2016

Signed by:  
ATNCare Franchising, LLC

/s \_\_\_\_\_  
Dipak Nandi  
Director

Approved as to form by:

/s \_\_\_\_\_  
Douglas Berry, Attorney for Respondent  
WSBA #12291

Signed by:

/s \_\_\_\_\_  
Dipak Nandi, Individually

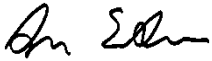
1 SIGNED and ENTERED this 20th day of October, 2016

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6 William M. Beatty  
7 Securities Administrator

8 Approved by:

9 Presented by:

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12 \_\_\_\_\_  
13 Suzanne Sarason  
14 Chief of Enforcement

15 \_\_\_\_\_  
16 Adam N. Yeaton  
17 Financial Legal Examiner

18 Reviewed by:

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21 Jack McClellan  
22 Financial Legal Examiner Supervisor