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

IN THE MATTER OF DETERMINING
Whether there has been a violation of the
Franchise Investment Protection Act of
Washington by:

SuperGlass Windshield Repair, Inc.;

Respondent

Order No.: S-19-2748-19-CO01

CONSENT ORDER

Pursuant to the Franchise Investment Protection Act of Washington, RCW 19.100, the Securities Division and Respondent SuperGlass Windshield Repair, Inc. do hereby enter into this Consent Order in settlement of the matters alleged herein. Respondent SuperGlass Windshield Repair, Inc. neither admits nor denies the Findings of Fact or Conclusions of Law as stated below.

FINDINGS OF FACT

Respondent

1. SuperGlass Windshield Repair, Inc. (“SuperGlass”) is a Georgia corporation incorporated on October 22, 1992 that has a principal place of business in Orlando, Florida. David Casey is the CEO of SuperGlass. SuperGlass offers franchises that provide mobile repair of damaged windshields and automobile light covers.

Other Regulatory Action

2. On April 23, 2019, SuperGlass entered into a Consent Order with the Attorney General of Maryland, as part of an investigation by the Securities Division into violations of the registration and disclosure provisions of the Maryland Registration and Disclosure Law. Between 2010 and 2017, SuperGlass sold franchises to five Maryland residents. As part of the Consent Order, SuperGlass agreed to pay \$2,000 to the State of Maryland.

CONSENT ORDER

DEPARTMENT OF FINANCIAL INSTITUTIONS
Securities Division
PO Box 9033
Olympia, WA 98507-9033
360-902-8760

1
2 **Nature of the Conduct**

3 3. On January 11, 2019, SuperGlass Windshield Repair, Inc. filed an initial franchise registration
4 application (DFI File No. 7001667) with the Securities Administrator. To date, that franchise registration
5 application has not yet been approved. SuperGlass Windshield Repair, Inc. subsequently provided the
6 Securities Division with documents and information relating to the sale of franchises in Washington that took
7 place between 1998 and 2010. SuperGlass does not currently have any operating locations in Washington.

8 4. In 1998, SuperGlass entered into a \$50,000 franchise agreement with a California resident.
9 Under the agreement, the California resident was granted the exclusive right to operate a SuperGlass franchise
10 in multiple counties in California and the entire state of Washington.

11 5. In September 2003, the California resident sold part of the Washington franchise territory
12 (King County, excluding SeaTac) to a couple residing in Washington for \$9,000. In connection with the sale,
13 the Washington couple entered into a franchise agreement with SuperGlass and paid a \$1 fee to SuperGlass.
14 The Washington residents also agreed to pay a royalty fee of 4% of the total gross sales, and an advertising
15 fee of 1% of the total gross sales. The Washington residents were provided with a Uniform Franchise Offering
16 Circular prior to their purchase of the franchise.

17 6. In July 2005, the California resident sold additional franchise territory in Washington (SeaTac
18 and seven counties in Washington) to the Washington residents for a fee of \$10,000. The Washington
19 residents signed a franchise agreement with SuperGlass, and agreed to pay a royalty fee of 4% of the total
20 gross sales and an advertising fee of 1% of the total gross sales. The Washington residents were provided
21 with a Uniform Franchise Offering Circular prior to their purchase of the franchise.

22 7. In 2008, the California resident ceased operating their franchise. On September 11, 2009,
23 Super Glass repurchased the rights to the franchise territories that were held by the Washington franchisee.

1 **CONSENT ORDER**

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

3 IT IS AGREED AND ORDERED that Respondent SuperGlass Windshield Repair, Inc. and their
4 agents and employees shall each cease and desist from offering or selling franchises in violation of RCW
5 19.100.020, the registration section of the Franchise Investment Protection Act of the state of Washington.

6 IT IS FURTHER AGREED AND ORDERED that Respondent SuperGlass Windshield Repair, Inc.
7 shall be liable for and shall pay investigative costs of \$500 prior to the entry of this Consent Order.

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

9 IT IS FURTHER AGREED that Respondent SuperGlass Windshield Repair, Inc. enters into this
10 Consent Order freely and voluntarily and with a full understanding of its terms and significance.

11 IT IS FURTHER AGREED that in consideration of the foregoing, Respondent SuperGlass Windshield
12 Repair, Inc. waives its right to a hearing and to judicial review of this matter.

13 Signed this 17th day of September, 2019

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15
16 Signed by:

17 SuperGlass Windshield Repair, Inc.

18 By /s/
19 David Casey
20 CEO

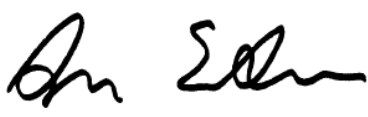
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SIGNED and ENTERED this 20th day of September, 2019



William M. Beatty
Securities Administrator

Approved by:



Suzanne Sarason
Chief of Enforcement

Presented by:



Robert Kondrat
Financial Legal Examiner