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

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IN THE MATTER OF DETERMINING  
Whether there has been a violation of the  
Business Opportunity Fraud Act of Washington  
by:

Order No.: S-21-3168-22-CO01

CONSENT ORDER

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21<sup>st</sup> Century Technologies Group, LLC,  
  
Respondent.

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Pursuant to the Business Opportunity Fraud Act of Washington, RCW 19.110, the Securities Division and Respondent 21<sup>st</sup> Century Technologies Group, LLC do hereby enter into this Consent Order in settlement of the matters alleged herein. Respondent 21<sup>st</sup> Century Technologies Group, LLC neither admits nor denies the Findings of Fact or Conclusions of Law as stated below.

**FINDINGS OF FACT**

**Respondent**

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1. 21<sup>st</sup> Century Technologies Group, LLC, d.b.a. Healthier4U Vending (“H4U”), is a Nevada corporation formed on April 21, 2011, with its principal place of business in Las Vegas, Nevada. H4U is a vending machine company that assists H4U purchasers with advertising, marketing, location assistance, and business strategies.

**Overview**

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2. From approximately July 2015 to September 2021, H4U registered to offer and sell its business opportunities in Washington State. In April of 2021, H4U sold a business opportunity to a Washington resident, T.N., using a contract that contained deficient contract cancellation protections by providing a three-day cancellation period instead of a seven-day cancellation period. As of September 9, 2021, H4U’s business opportunity registration lapsed.

CONSENT ORDER

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

1 **Nature of the Conduct**

2 **Deficient Business Opportunity Contract Protections**

3 3. As a business opportunity registrant, H4U was required to annually apply for a Washington  
4 State business opportunity license. In H4U’s most recently filed business opportunity registration application  
5 on September 8, 2020, H4U provided Washington State with an unexecuted copy of a purchase agreement  
6 that a Washington purchaser would be required to sign upon sale of an H4U vending machine package  
7 (“Registered Purchase Agreement”).

8 4. In accordance with the Washington State Business Opportunity Fraud Act, RCW 19.110,  
9 Washington State business opportunity purchasers are entitled to certain statutory protections and rights,  
10 including a period of “...seven days exclusive of Saturday, Sunday, and holidays to cancel this contract for  
11 any reason...”

12 5. H4U’s Registered Purchase Agreement contained the required seven-day contractual  
13 cancellation period.

14 6. On or around March 17, 2021, H4U provided a prospective Washington State purchaser, T.N.,  
15 with a copy of H4U’s Registered Purchase Agreement as part of H4U’s “Washington State Required  
16 Disclosures” offering packet.

17 7. On or around April 6, 2021, H4U sold five vending machines to T.N. for \$46,975.

18 8. In effecting the above-referenced sale to T.N., H4U provided a new purchase agreement to  
19 T.N. that contained material deviations from the filed Registered Purchase Agreement including offering  
20 “...three business days in which they may cancel their Contract for any reason.”

21 **Provision of Sales Materials after the Issuance of a Cease and Desist**

22 9. H4U was registered to sell business opportunities in the state of Washington from July 28,  
23 2015, until September 8, 2021, when its registration lapsed.

1 10. On or about December 21, 2021, DFI sent a Cease and Desist letter to H4U, which provided,  
2 in part, that if H4U was offering or selling franchises or business opportunities within Washington State, H4U  
3 must immediately cease and desist.

4 11. Despite this cease and desist, on or about December 30, 2021, H4U provided prospective  
5 Washington State purchaser, R.J., with an informational packet regarding H4U, which included documents  
6 entitled “Disclosures Required by the State of Washington,” a Registered Purchase Agreement, and the  
7 “Return on Investment Estimating Form.”

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

9 **CONCLUSIONS OF LAW**

10 1. The offer of vending machines packages and associated services from July 28, 2015, until  
11 September 8, 2021, as described above, constitutes the offer and/or sale of a business opportunity as defined  
12 in RCW 19.110.020(1) and RCW 19.110.030.

13 2. H4U violated RCW 19.110.110, the business opportunity contract requirement section of the  
14 Business Opportunity Fraud Act, by failing to provide prospective business opportunity purchasers with a  
15 contract that met the requirements of RCW 19.110.110, namely the provision of a seven-day contract  
16 cancellation period.

17 3. H4U violated RCW 19.110.120, the unlawful acts section of the Business Opportunity Fraud  
18 Act, by failing to provide prospective business opportunity purchasers with a seven-day contract cancellation  
19 period.

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1 **CONSENT ORDER**

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

3 IT IS AGREED AND ORDERED that Respondent 21<sup>st</sup> Century Technologies Group, LLC, and their  
4 agents and employees, shall each cease and desist from violating RCW 19.110.110, the business opportunity  
5 contract requirement section of the Business Opportunity Fraud Act.

6 IT IS FURTHER AGREED AND ORDERED that Respondent 21<sup>st</sup> Century Technologies Group,  
7 LLC, and their agents and employees, shall each cease and desist from violating RCW 19.110.120, the  
8 unlawful acts section of the Business Opportunity Fraud Act.

9 IT IS FURTHER AGREED AND ORDERED that Respondent 21<sup>st</sup> Century Technologies Group,  
10 LLC, shall be liable for and pay investigative costs of \$6,000 prior to the entry of this Consent Order.

11 IT IS FURTHER AGREED AND ORDERED that Respondent 21<sup>st</sup> Century Technologies Group,  
12 LLC, shall disclose this Consent Order to prospective Washington State franchisees and/or business  
13 opportunity purchasers through a required disclosure document once registered.

14 IT IS FURTHER AGREED AND ORDERED that Respondent 21<sup>st</sup> Century Technologies Group,  
15 LLC, agrees to provide a copy of this Consent Order to the Washington State purchaser, T.N., and confirm  
16 delivery with the Securities Division, within thirty days of the entry of this Consent Order. Such Consent  
17 Order shall include a DFI-approved cover letter, with such letter to be approved prior to the entry of this  
18 Consent Order.

19 IT IS FURTHER AGREED that Respondent 21<sup>st</sup> Century Technologies Group, LLC, enters into this  
20 Consent Order freely and voluntarily and with a full understanding of its terms and significance.

21 IT IS FURTHER AGREED that the Securities Division has jurisdiction to enter into this Consent  
22 Order.  
23

1 IT IS FURTHER AGREED that in consideration of the foregoing, Respondent 21<sup>st</sup> Century  
2 Technologies Group, LLC, waives its right to a hearing and to judicial review of this matter pursuant to  
3 Chapter 34.05 RCW.

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5 Signed this 15th day of August, 2022

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7 Signed by:  
8 21<sup>st</sup> Century Technologies Group, LLC

Approved as to form by:

9 By /s/

/s/

10 Name Brian Swain  
11 Title President

Howard E. Bundy, Attorney for Respondent

12  
13 SIGNED and ENTERED this 22nd day of August, 2022

14 /s/

15 William M. Beatty  
16 Securities Administrator



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20 Approved by:

Presented by:

21 /s/  
22 Brian Guerard  
23 Chief of Enforcement

/s/  
James M. Kane  
Financial Legal Examiner

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Reviewed by:

        /s/        

Holly Mack-Kretzler  
FLE Supervisor