

STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
SECURITIES DIVISION

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

Worldwide Marketing Group, Inc., Marlene
Briathwaite, its owners, principals, officers,
agents and employees,

Respondents.

SDO - 81-02
S-02-261-02-FO01

ENTRY OF FINDINGS OF FACT AND
CONCLUSIONS OF LAW AND FINAL ORDER
TO CEASE AND DESIST

Case No. 02-05-206/11125

THE STATE OF WASHINGTON TO:

WorldWide Marketing Group, Inc.
PO Box 640587
Miami, Florida 33164-0587

Marlene Briathwaite, President
18700 NW 11th Place
Miami, Florida 33169

STATEMENT OF CHARGES

On July 8, 2002, the Securities Administrator of the State of Washington issued Summary Order to Cease and Desist SDO-53-02 hereinafter referred to as "Summary Order."

The Summary Order, together with a Notice of Opportunity to Defend and Opportunity for Hearing (hereinafter referred to as "Notice of Opportunity for Hearing") and an Application for Adjudicative Hearing (hereinafter referred to as "Application for Hearing") thereon, were served via certified mail on Respondents Marlene Briathwaite and WorldWide Marketing Group, Inc. on July 18, 2002 and July 15, 2002, respectively. The Notice of Opportunity for Hearing advised Respondents that they had twenty days from the date they received the notice to file a

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

1 written application for an administrative hearing on the Summary Order. WorldWide Marketing Group, Inc. and
2 Marlene Briathwaite failed to request an administrative hearing within twenty days of receipt of the Statement of
3 Charges and Notice of Opportunity for Hearing, either on the Application for Hearing provided or otherwise.

4 The Securities Administrator therefore adopts as final the findings of fact and conclusions of law as set
5 forth in the Statement of Charges as to WorldWide Marketing Group, Inc. and Marlene Briathwaite.

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8 **FINDINGS OF FACT**

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10 **I. Respondents**

11 1. WorldWide Marketing Group, Inc maintains a business address at Post Office Box
12 640587, Miami, Florida 33164-0587. WorldWide Marketing Group, Inc. offers a business
13 opportunity relating to in-home mail processing.

14 2. Marlene Briathwaite is the president of WorldWide Marketing Group, Inc. and maintains
15 an address at 18700 NW 11th Place, Miami, Florida 33169.

16 **II. Nature of the Business Opportunity**

17 2. In November of 2001, a resident of the state of Washington received promotional materials
18 from WorldWide Marketing Group, Inc through the United States mail. The marketing material, titled
19 “Home Workers Wanted!!,” stated, in part:
20

21 HOME WORKERS WANTED!!
22 EARN UP TO \$3,500.00 AND MORE WEEKLY...
23 Stuffing And Mailing Our Catalogs From Home...
24 Get Paid \$7.00 per catalog stuffed and mailed...
25 Free postage... free supplies...
26 We'll send you all catalogs to be stuffed.

1 3. The marketing material provided that purchasers were required to send a “REFUNDABLE
2 FEE of \$39.00”. This fee would provide the purchaser with all the materials necessary to begin the in-
3 home mailing process and would entitle the purchaser to weekly advance paychecks. The materials
4 stated that this fee would be refunded in the purchaser’s third paycheck.

5 4. The marketing material did not include any disclosure information or material financial
6 information regarding the in-home mail processing opportunity or WorldWide Marketing Group, Inc.,
7 including, but not limited to, a current financial statement.

8 5. WorldWide Marketing Group, Inc. is continuing to offer its mail processing opportunity.

9 III. Registration Status

10 WorldWide Marketing Group, Inc. is not currently registered to sell its business opportunities in
11 the state of Washington and has not previously been so registered.

12 IV.

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

14 **CONCLUSIONS OF LAW**

15 I. Business Opportunity

16 The offer and/or sale of WorldWide Marketing Group, Inc. described above constitutes the offer
17 and/or sale of a business opportunity as defined in RCW 19.110.020(1)(c).

18 II. Registration of the Business Opportunity

19 The offer and/or sale of said business opportunity is in violation of RCW 19.110.050 because it
20 had not be registered with the Administrator of Securities prior to advertising, soliciting, or making of
21 any offer and/or sale of the business opportunity in this state.

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III. Disclosure/Fraud

The offer and/or sale of said business opportunity was made in violation of RCW 19.110.070 and RCW 19.110.120, the antifraud provisions and disclosure document provisions of the Business Opportunity Fraud Act, respectively. Respondents violated those provisions by failing to provide prospective purchasers a disclosure document containing complete material information regarding the business opportunity, including but not limited to a financial statement of the seller.

FINAL ORDER

Based on the foregoing, NOW, THEREFORE, IT IS HEREBY ORDERED that Respondents, WorldWide Marketing Group, Inc., Marlene Briathwaite, its owners, principals, officers, agents and employees, each cease and desist from offering and/or selling business opportunities in any manner in violation of RCW 19.110.050(1), the section of the Business Opportunity Fraud Act requiring registration.

It is further ORDERED That, WorldWide Marketing Group, Inc., Marlene Briathwaite, its owners, principals, officers, agents and employees, each cease and desist from offering and/or selling business opportunities in any manner in violation of RCW 19.110 070 and RCW 19.110.120, the disclosure document and the anti-fraud provisions of the Business Opportunity Fraud Act, respectively.

This order is issued pursuant to RCW 19.11.150 and is subject to the provisions of Chapter 34.05 RCW.

1 WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

2 DATED this 16th day of September 2002.

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6 DEBORAH R. BORTNER
7 Securities Administrator

8 Presented by:

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11 _____
12 Susan H. Anderson
13 Investigator

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15 _____
16 Martin Cordell
17 Financial Legal Examiner

18 Approved by:

19 _____
20 Michael E. Stevenson
21 Chief of Compliance

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24 ENTRY OF FINDINGS OF FACT AND
25 CONCLUSIONS OF LAW AND FINAL ORDER TO
26 CEASE AND DESIST

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