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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:

360 Painting, LLC,

Respondent.

Order No. S-22-3399-22-CO01

CONSENT ORDER

8 Pursuant to the Franchise Investment Protection Act of Washington, RCW 19.100, the Securities
9 Division and Respondent 360 Painting, LLC do hereby enter into this Consent Order in settlement of the
10 matters alleged herein. Respondent 360 Painting, LLC neither admits nor denies the Findings of Fact or
11 Conclusions of Law as stated below.

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FINDINGS OF FACT

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Respondent

1. 360 Painting, LLC is a Delaware limited liability company formed on April 1, 2013 that is
based in Charlottesville, Virginia. The company was initially formed as 360 Painting, Inc., a Virginia entity
incorporated in 2006. The Chief Executive Officer (CEO) of 360 Painting, LLC is Paul Flick. 360 Painting,
LLC sells franchises involving the operation of painting and wall finishing businesses that use the brand name
360 Painting. During the relevant time period, 360 Painting, LLC was wholly owned by Premium Services
Brands, LLC, a Delaware entity formed on January 20, 2015.

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Prior Enforcement Actions

2. On August 18, 2016, 360 Painting, LLC entered into a Consent Order with the Securities
Division of the Office of the Attorney General of the State of Maryland to resolve alleged violations of
Maryland's franchise registration and disclosure law.

CONSENT ORDER

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

1 material information in the FDD, including any administrative, criminal, and material civil actions, and
2 litigation against its parent companies and affiliates. The FDD filed with the Securities Division on August
3 24, 2016 failed to disclose material information regarding litigation in Item 3, including the Consent Order
4 that it entered with the State of Maryland on August 18, 2016 and a 2011 lawsuit that it settled in 2013.

5 10. On May 10, 2017, 360 Painting LLC filed an application with the Securities Division for the
6 renewal of its franchise registration and included an amended FDD that was dated April 20, 2017. The
7 amended FDD failed to disclose material information regarding a lawsuit that it settled in 2013.

8 11. On April 14, 2018, 360 Painting LLC filed an application with the Securities Division for the
9 renewal of its franchise registration and included an amended FDD that was dated March 20, 2018. The
10 amended FDD failed to disclose a pending civil lawsuit that was filed against it in July 2017.

11 12. On April 23, 2019, 360 Painting, LLC filed an application with the Securities Division for the
12 renewal of its franchise registration and included an amended FDD that was dated April 17, 2019. The
13 amended FDD failed to disclose a pending civil lawsuit that was filed against its parent company (Premium
14 Service Brands, LLC) in March 2019. 360 Painting, LLC sold three franchises in Washington using this FDD.

15 **Registration Status**

16 13. On August 24, 2016, 360 Painting, LLC filed an initial franchise registration application with
17 the Securities Division (DFI File No. 70016094) to become registered to offer and sell its franchises in
18 Washington, and subsequently filed applications to renew its franchise registration. The last permit issued
19 was effective on May 17, 2021. In December 2021, 360 Painting, LLC sent correspondence to the Securities
20 Division stating that it was withdrawing its registration in all franchise registration states, including
21 Washington. In March 2022, 360 Painting, LLC filed a new franchise registration application. To date, that
22 franchise application has not yet been approved.

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

2 **CONCLUSIONS OF LAW**

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

5 2. Respondent 360 Painting, LLC violated RCW 19.100.170 by failing to disclose material facts
6 in connection with the offer and sale of franchises in the state of Washington and in applications filed with
7 the Securities Division.

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

9 **CONSENT ORDER**

10 IT IS AGREED AND ORDERED that Respondent 360 Painting, LLC and its agents and employees
11 shall each cease and desist from any violation of RCW 19.100.170.

12 IT IS FURTHER AGREED AND ORDERED that Respondent 360 Painting, LLC shall be liable for
13 and shall pay investigative costs of \$2,000 prior to the entry of this Consent Order.

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

15 IT IS FURTHER AGREED that Respondent 360 Painting, LLC enters into this Consent Order freely
16 and voluntarily and with a full understanding of its terms and significance.

17 IT IS FURTHER AGREED that in consideration of the foregoing, Respondent 360 Painting, LLC
18 waives its right to a hearing and to judicial review of this matter.
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Signed this 3 day of October, 2022

Signed by:
360 Painting, LLC

By /s/
Paul Flick, CEO

SIGNED and ENTERED this 4th day of October, 2022



/s/
William M. Beatty
Securities Administrator

