

BEGINNING ANY TIME BEFORE COMMENCING OPERATIONS AND ENDING 6 MONTHS AFTER COMMENCING OPERATIONS OF THE BUSINESS; AND

(3) THE SELLER REPRESENTS, DIRECTLY OR INDIRECTLY, ORALLY OR IN WRITING, THAT:

1. (I) THE SELLER OR A PERSON RECOMMENDED OR REFERRED BY THE SELLER WILL HELP THE BUYER IN FINDING LOCATIONS FOR THE USE OR OPERATION OF VENDING MACHINES, RACKS, DISPLAY CASES, OR OTHER SIMILAR DEVICES ON PREMISES THAT ARE NOT OWNED OR LEASED BY THE BUYER OR SELLER;

2. (II) THE SELLER OR A PERSON RECOMMENDED OR REFERRED BY THE SELLER WILL HELP THE BUYER IN FINDING OUTLETS OR ACCOUNTS FOR THE BUYER'S PRODUCTS OR SERVICES;

3. (III) THE SELLER OR A PERSON SPECIFIED BY THE SELLER WILL BUY PRODUCTS MADE, PRODUCED, FABRICATED, GROWN, BRED, OR MODIFIED BY THE BUYER;

4. (IV) THE SELLER GUARANTEES THAT THE BUYER WILL RECEIVE FROM THE BUSINESS INCOME AN AMOUNT THAT EXCEEDS THE PRICE PAID TO THE SELLER;

5. (V) IF THE BUYER IS NOT SATISFIED WITH THE BUSINESS, THE SELLER WILL REFUND ALL OR PART OF THE PRICE PAID TO THE SELLER, OR REPURCHASE ANY OF THE PRODUCTS, EQUIPMENT, OR SUPPLIES PROVIDED BY THE SELLER OR A PERSON RECOMMENDED OR REFERRED BY THE SELLER; OR

6. (VI) THE SELLER WILL PROVIDE A MARKETING PLAN.

(C) "MARKETING PLAN" MEANS ADVICE OR TRAINING THAT A SELLER OR A PERSON RECOMMENDED OR REFERRED BY THE SELLER PROVIDES TO THE BUYER, RELATING TO THE SALE OF ANY PRODUCTS, EQUIPMENT, SUPPLIES, OR SERVICES, AND THE ADVICE OR TRAINING INCLUDES PREPARING OR PROVIDING:

(1) PROMOTIONAL LITERATURE, BROCHURES, PAMPHLETS, OR ADVERTISING MATERIALS;

(2) TRAINING REGARDING THE PROMOTION, OPERATION, OR MANAGEMENT OF THE BUSINESS OPPORTUNITY; OR

(3) OPERATIONAL, MANAGERIAL, OR FINANCIAL GUIDELINES OR ASSISTANCE.

[(c)](D) "Buyer" means a person who buys or leases products, equipment, supplies, or services in connection with a business opportunity.

[(d)](E) "Commissioner" means the Securities Commissioner in the office of the Attorney General.