

FILED
KING COUNTY, WASHINGTON

APR 23 2015

SUPERIOR COURT CLERK

EXP07

STATE OF WASHINGTON
KING COUNTY SUPERIOR COURT

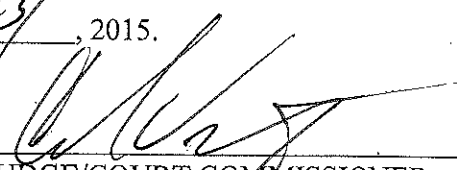
HOLLY HOUSE FOR KIDS,
Respondent.

NO 15 2 09937-0 SEA

ORDER APPROVING ASSURANCE
OF DISCONTINUANCE PURSUANT
RCW 19.86.100

Pursuant to RCW 19.86.100, which authorizes the Attorney General to accept an Assurance of Discontinuance in the enforcement of the Consumer Protection Act, the Court hereby approves and orders entry of the Assurance of Discontinuance in this matter.

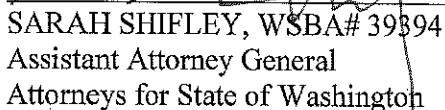
DATED this 4/23 day of April, 2015.



JUDGE/COURT COMMISSIONER

Approved for Entry and Presented By:

Approved for Entry; Notice of
Presentation Waived:

ROBERT W. FERGUSON
Attorney General


SARAH SHIFLEY, WSBA# 39394
Assistant Attorney General
Attorneys for State of Washington


DOUGLAS W. PURCELL #5324
Purcell Legal & Mediation Services, PLLC
Attorneys for Holly House

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STATE OF WASHINGTON
KING COUNTY SUPERIOR COURT

In re:

HOLLY HOUSE FOR KIDS,

Respondent.

NO. 15 2 09937-0 SEA
ASSURANCE OF
DISCONTINUANCE

The State of Washington, by and through its attorneys, Robert W. Ferguson, Attorney General, and Sarah Shifley, Assistant Attorney General, files this Assurance of Discontinuance pursuant to RCW 19.86.100.

1. The Attorney General initiated an investigation into the charitable registration status and solicitation activities of the Respondent, Holly House for Kids.

2. The Attorney General deems the following to constitute unfair or deceptive acts or practices in violation of the Consumer Protection Act, RCW 19.86.020, and violations of the Charitable Solicitation Act, RCW 19.09:

- a. Soliciting or collecting charitable contributions from the general public in the state of Washington without registering as a charitable organization with the Washington Secretary of State as required by RCW 19.09.
- b. Including, in any solicitation, any statement that is false, misleading, or deceptive.
- c. Misrepresenting the tax deductibility of contributions or tax-exempt status of the organization

1 3. The Respondent agrees to cease operating as a charitable organization in the state
2 of Washington unless and until the Respondent has successfully registered as a charitable
3 organization with the Washington Secretary of State. If the Respondent continues to operate as a
4 charitable organization in the state of Washington, proof of the registration must be received by
5 the Office of the Attorney General in order to comply with the requirements of this Assurance of
6 Discontinuance.

7 4. The Respondent agrees to remove any and all statements on its website or other
8 solicitation materials that make a claim of tax-exempt status under IRC 501(c)(3) unless and until
9 501(c)(3) tax-exempt status is granted.

10 5. The Respondent shall send the signed Assurance of Discontinuance to the
11 Office of the Attorney General, Attention: Donnelle Brooke, Consumer Protection Division,
12 800 Fifth Avenue, Suite 2000, Seattle, Washington, 98104-3188.

13 6. This Assurance of Discontinuance shall not be considered an admission of
14 violation of the Consumer Protection Act or the Charitable Solicitations Act for any purposes, but
15 failure to comply with this Assurance of Discontinuance shall be *prima facie* evidence of
16 violations of RCW 19.86.020, thereby placing upon the violator, Holly House for Kids, and its
17 officers, directors, and principals, the burden of defending against imposition by the Court of
18 injunctions, restitution, and civil penalties of up to \$2,000.00 per violation and costs, including
19 reasonable attorneys' fees, incurred by the Attorney General in pursuing such action.

20 7. Under no circumstances shall this Assurance of Discontinuance or the name of the
21 State of Washington, the Office of the Attorney General, the Washington Secretary of State, or
22 any of its employees or representatives, be used by the Respondent or by its officers, employees,
23 representatives, or agents in conjunction with any business activity of the Respondent.

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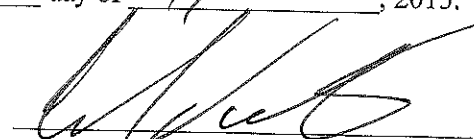
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8. Nothing in this Assurance of Discontinuance shall be construed so as to limit or bar any other person or entity from pursuing any legal remedies against the Respondent.

APPROVED IN OPEN COURT THIS 01/23 day of _____, 2015.

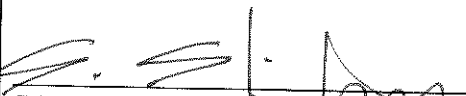


JUDGE/COURT COMMISSIONER


Approved for Entry and Presented by:

Agreed to, Approved for Entry, Notice of Presentation Waived:

ROBERT W. FERGUSON
Attorney General



SARAH SHIFLEY, WSBA #39394
Assistant Attorney General
Attorneys for State of Washington



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