1	STATE OF WASHINGTON DEPARTMENT OF FINANCIAL INSTITUTIONS SECURITIES DIVISION		
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4 5	IN THE MATTER OF DETERMININGSDO - 20 - 02Whether there has been a violation of the Business Opportunity Fraud Act of Washington by:SDO - 20 - 02		
6 7	GLOBAL VENDING, INC.; THOMAS J. FOLEY; their agents and employees, SUMMARY ORDER TO CEASE AND DESIST		
8	Respondents. Case No. 01-11-0475		
9			
10 11	THE STATE OF WASHINGTON TO: Thomas J. Foley Global Vending, Inc. 5111 N.W. 108 th Ave.		
	Sunrise, FL 33351		
12	STATEMENT OF CHARGES		
13	Please take notice that the Securities Administrator of the State of Washington has reason to believe that		
14	Respondents Global Vending, Inc. and Thomas J. Foley have violated the Business Opportunity Fraud Act of		
15	Washington and that its violations justify the entry of an order of the Securities Administrator under RCW		
16	19.110.150 to cease and desist from such violations. The Securities Administrator finds that delay in ordering the		
17	Respondent to cease and desist from such violations would be hazardous to the investors and to the public and that		
18	a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as		
19	follows:		
20	TENTATIVE FINDINGS OF FACT		
21	<u>I. Respondent</u>		
22	1. GLOBAL VENDING, INC. ("Global Vending") is a Florida corporation with a business address		
23	of 5111 N.W. 108 th Ave., Sunrise, FL 33351.		

DEPARTMENT OF FINANCIAL INSTITUTIONS Securities Division

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SUMMARY ORDER TO CEASE AND DESIST

2. **THOMAS J. FOLEY** was the President of Global Vending at all times relevant to the matters set forth herein.

II. Nature of the Offering

3. On November 26, 2001, a Washington resident forwarded an e-mail sent to him by Global Vending to a Securities Division staff member. The e-mail contains an advertisement for a vending program that offers "immediate income", "proven profitability", "unlimited growth potential", and the ability to "profit as much as 260% from the sale of these highly popular products." In addition, the e-mail states that, "high profit locations are still plentiful at this time and are included in this lucrative turn-key opportunity."

4. On November 29, 2001, a Securities Division staff member contacted Global Vending at a phone number contained in the e-mail and left a voice mail message. On December 13, 2001, the staff member received a return phone call from a Global Vending employee. The Global Vending employee told the staff member that each vending machine would earn approximately \$1400 per year, and that vending machine locations would be included in the purchase price. The Global Vending employee agreed to send the staff member further information.

5. On or about December 14, 2001, the staff member received a package of information from Global Vending via United Parcel Service, which included promotional materials and a purchase order form for Global Vending wending machines. A price list was included in these materials. The price list indicates that as few as ten vending machines may be purchased for a price of \$6,495.

6. The materials provided by Global Vending include an offer to provide assistance in finding locations to place the vending machines. The price list states that vending machine locations are included in the purchase price. For example, ten locations are included with the purchase of ten vending machines. A Global Vending employee also provided a Securities Division staff member with the name and telephone number of a vending machine locator during a telephone conversation.

SUMMARY ORDER TO CEASE AND DESIST

DEPARTMENT OF FINANCIAL INSTITUTIONS Securities Division PO Box 9033 Olympia, WA 98507-9033 360-902-8760 7. No disclosure document containing complete material information regarding Global Vending, including but not limited to a financial statement of the seller, was provided along with the above described materials.

III. Registration Status

8. Global Vending is not currently registered to sell its business opportunities in the state of Washington and has not previously been so registered.

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

CONCLUSIONS OF LAW

1. The offer and/or sale of vending equipment as described above constitutes the offer and/or sale of a business opportunity as defined in RCW 19.110.020(1).

2. The offer and/or sale of said business opportunity is in violation of RCW 19.110.050(1) because it is has not been registered with the Securities Administrator, prior to the advertising, soliciting, or making of any offer and/or sale of the business opportunity in this state.

3. The offer and/or sale of said business opportunity was made in violation of RCW 19.110.070 and RCW 19.110.120, the disclosure document and antifraud provisions of the Business Opportunity Fraud Act, respectively. Respondent 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.

EMERGENCY

The Securities Administrator finds that an emergency exists, as the continued offering of the business opportunity described above in violation of RCW 19.110.050(1), RCW 19.110.070 and RCW 19.110.120

SUMMARY ORDER TO CEASE AND DESIST

presents a threat to the investing public. The Securities Administrator therefore finds a summary order to cease and desist from those violations is in the public interest and necessary for the protection of the investing public.

SUMMARY ORDER

Based on the foregoing, NOW, THEREFORE, IT IS HEREBY SUMMARILY ORDERED that Respondent Global Vending, Thomas J. Foley, their 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 SUMMARILY ORDERED that respondents, Global Vending, Thomas J. Foley, their agents and employees, each cease and desist from violation of RCW 19.110.170 and RCW 19.110.120, the disclosure document and antifraud provisions, respectively, of the Business Opportunity Fraud Act.

AUTHORITY AND PROCEDURE

This Order is entered pursuant to the provisions of RCW 19.110.150, and is subject to the provisions of Chapter 34.05 RCW. The Respondent may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this order.

If the respondent does not request a hearing, the Securities Administrator intends to adopt the above Tentative Findings of Fact and Conclusions of Law as final and make the summary order to cease and desist permanent as to that respondent.

WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

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SU	MMARY ORDER TO CEASE AND DESIST

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1	DATED this 4th day of March, 2002.	
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4		Debouh R Bormer
5		DEBORAH R. BORTNER Securities Administrator
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8	Approved By:	Presented by:
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11	Michael E. Stevenson Chief of Enforcement	Chad Standifer Staff Attorney
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26		360-902-8760
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