

STATE OF MINNESOTA
DEPARTMENT OF COMMERCE

File Number: **9006**

Franchisor: **BAM FRANCHISING, INC.**

Franchise Names:

- **BRICKS AND MINFIGS**

Submission type: **Renewal**

Submission #: [31301-202404](#)

DEFICIENCY NOTIFICATION

Steps to correct deficiencies:

1. Sign-in to ComOnline and open the deficient submission: [31301-202404](#)
2. Submit the deficiency correction document.

The application for the above-referenced franchise has been examined.

Please correct or otherwise address the following deficiencies:

***In item 19, please include the following at the end of the presentation: "Other than the preceding financial performance representation, [name of franchisor] does not make any financial performance representations. We also do not authorize our employees or representatives to make any such representations either orally or in writing. If you are purchasing an existing outlet, however, we may provide you with the actual records of that outlet. If you receive any other financial performance information or projections of your future income, you should report it to the franchisor's management by contacting [name, address, and telephone number], the Federal Trade Commission, and the appropriate state regulatory agencies."

***They years in Item 21 are incorrect with the balance sheet years provide. Please revise.

***Due to the ratio of current assets to current liabilities in the franchisors most recent financial statement, the franchisor will be required to comply with one of the following as a condition of registration:

1. Defer payment of initial franchise fees until business opens; amend Franchise Disclosure Document (Items 5 and 7) and agreement(s) accordingly.
2. Post a Minnesota Surety Bond; amount is the initial franchise fee times the number of franchises projected to be opened in Minnesota (Item 20 in Franchise Disclosure Document). A minimum of one is required.

3. Impound initial franchise fees in a bank located in Minnesota until the franchised business opens.
Submit 3 original signature Minnesota Impoundment Agreements; 2 will be returned to the applicant for the Impound Agent and the Franchisor

Forms can be downloaded at: <http://mn.gov/commerce/industries/securities/franchises/>. Please select the "Forms" tab. Please disclose Option a. in Item 5 and option b. in Item 21 of the Franchise Disclosure Document. When the franchisor submits its next audited financial statement, a request may be made of the Department to lift this requirement.

If additional changes have been requested by other states, please include only the pages showing those changes also. In responding to the above deficiencies, submit only the marked pages (one set). Do not send entire clean copies.

The Commissioner may withdraw an application in which no activity has occurred for 120 days (Minnesota Statutes, Section 80C.05, subd.4). If an Order of Withdrawal is issued, the franchisor must reapply with a new application

Dated: **06/03/2024**

By:

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