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August 4, 2016

**VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
AND VIA REGULAR MAIL & EMAIL**

Mr. Chad Bergantz
Ultimate Fundraiser LLC
46-075 Meheanu Pl. Unit 3355
Kaneohe Hawaii 96744
Email: Chad.TUF@gmail.com

IN THE MATTER OF: ULTIMATE FUNDRAISER LLC

CEASE AND DESIST ORDER

The Attorney General, State of Hawaii, in accordance with sections 467B-9.7(a), and 467B-17, Hawaii Revised Statutes (“HRS”), having conducted an investigation now issues this cease and desist order.

The Attorney General has found that **Ultimate Fundraiser, LLC (“UF”)**, and/or its agents, employees, or authorized representatives, has or have: (1) entered into contracts with charitable organizations to plan, conduct, manage, advise, consult, or prepare material for, or with respect to, the solicitation of contributions for charitable organizations in the State of Hawaii for charitable, civic, patriotic, or benevolent purposes and has failed to register as a professional fundraising counsel pursuant to section 467B-12, HRS; (2) failed to file contracts between UF and such charitable organizations with the Department of the Attorney General (“Department”) as required by section 467B-12.5, HRS; (3) failed to include provisions required by section 467B-12.5, HRS, in the contracts between UF and such charitable organizations, (4) failed to timely provide records of the organization and other information as requested by the Department, and (5) committed prohibited practices described by sections 467B-9 (h) and (j), HRS.

The Attorney General hereby orders UF, its agents, employees, and authorized representatives to cease and desist from planning, conducting, managing, advising, consulting, or preparing materials for any charitable organization in the State of Hawaii with respect to any solicitation of contributions until such time as it fully complies with the provisions of chapter 467B, HRS, and provides the information and documents requested by the Department.

Pursuant to section 467B-9.7(b)(3), HRS, UF, its agents, employees, or others acting in concert with the foregoing, are hereby subject to administrative penalties as follows:

1. Failure to timely register with the Department as a professional fundraising counsel (\$1,000)
2. Failure to timely submit contract between UF and Kamehameha Schools to the Department (\$1000.00)
3. Failure to timely submit contract between UF and New Hope Chapel Performing Arts to the Department (\$1000.00)
4. Issuing contracts that fail to comply with section 467B-12.5(a) HRS, (\$1000.00)
5. Failure to timely produce records of UF and other information about UF as requested by the Department (\$1000.00)
6. An additional penalty of \$100 per day for each violation listed above shall be assessed for each day the violation continues.

You may request in writing an administrative hearing to appeal the imposition of these civil penalties within 10 days of being served with this cease and desist order.

THIS ORDER SHALL TAKE EFFECT IMMEDIATELY ON THIS 4th DAY OF AUGUST 2016.

BY ORDER:



DOUGLAS S. CHIN Russell A. Suzulai
 Acting Attorney General

This order may be appealed by requesting a hearing, in writing within ten days of the mailing date of this order, in accordance with section 467b-9.7(c), Hawaii Revised Statutes. Any request for a hearing shall be sent to: Department of the Attorney General, Tax & Charities Division, 425 Queen Street, Honolulu, Hawaii 96813.