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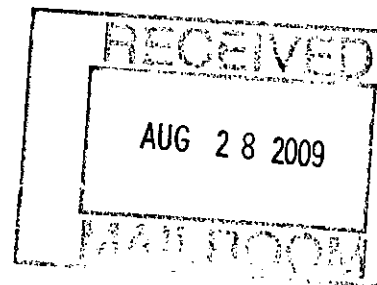
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HAROLD L. KESTENBAUM
N.Y. & N.J. BARS



August 25, 2009

F-6254

Ms. Bette Petersen
Minnesota Department of Commerce
85 7th Place East, Suite 500
St. Paul, MN 55101

RE: FOLIAGE DESIGN SYSTEMS FRANCHISE COMPANY, INC., FILE NUMBER F-6254


Dear Ms. Petersen:

In response to your comment letter, attached are clean and marked pages of the Minnesota state addendum.

Please advise of the effective date at your earliest convenience.

Your cooperation is appreciated.

Very truly yours,



Helen Rajcoar

Assistant to Harold L. Kestenbaum

Direct Tel: 516-663-6615

Direct Fax: 516-663-6815

Email: hrajcoar@rmfpc.com

Attachments

5. Any reference to liquidated damages in the Franchise Agreement is hereby deleted in accordance with Minn. Rule 2860.4400J which prohibits requiring you to consent to liquidated damages.

6. Section 20.5 of the Franchise Agreement is hereby deleted in accordance with Minn. Rule 2860.4400J which prohibits waiver of a jury trial.

7. Franchisee cannot waive any rights. Section 13.6 of the Franchise Agreement is amended to comply with Minn. Rule 2860.4400J which states that the franchisee cannot consent to the franchisor obtaining injunctive relief. The franchisor may seek injunctive relief. Additionally, a court will determine if a bond is required.

IN WITNESS WHEREOF, the parties hereto have duly executed, sealed and delivered this Addendum dated this _____ day of _____, 20____.

ATTEST

FOLIAGE DESIGN SYSTEMS FRANCHISE
COMPANY, INC.

Witness

By: _____
Name: _____
Title: _____

Witness

FRANCHISEE:

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FOLIAGE DESIGN SYSTEMS FRANCHISE
COMPANY, INC.

Witness

By: _____
Name: _____
Title: _____

Witness

FRANCHISEE:

This is a document preview downloaded from FranchisePanda.com. The full document is available for free by visiting: <https://franchisepanda.com/franchises/foilage-design-systems-fds>