



## **PACIFIC FRANCHISING, LLC**

3729 Broadway  
Everett, Washington 98201  
(425) 259-9260

### **INFORMATION FOR PROSPECTIVE FRANCHISEES REQUIRED BY THE FEDERAL TRADE COMMISSION**

TO PROTECT YOU, WE'VE REQUIRED YOUR FRANCHISOR TO GIVE YOU THIS INFORMATION. WE HAVEN'T CHECKED IT, AND DON'T KNOW IF IT'S CORRECT. IT SHOULD HELP YOU MAKE UP YOUR MIND. STUDY IT CAREFULLY. WHILE IT INCLUDES SOME INFORMATION ABOUT YOUR CONTRACT, DON'T RELY ON IT ALONE TO UNDERSTAND YOUR CONTRACT. READ ALL OF YOUR CONTRACT CAREFULLY. BUYING A FRANCHISE IS A COMPLICATED INVESTMENT. TAKE YOUR TIME TO DECIDE. IF POSSIBLE, SHOW YOUR CONTRACT AND THIS INFORMATION TO AN ADVISOR, LIKE A LAWYER OR AN ACCOUNTANT.

IF YOU FIND ANYTHING YOU THINK MAY BE WRONG OR ANYTHING IMPORTANT THAT'S BEEN LEFT OUT, YOU SHOULD LET US KNOW ABOUT IT. IT MAY BE AGAINST THE LAW.

THERE MAY ALSO BE LAWS ON FRANCHISING IN YOUR STATE. ASK YOUR STATE AGENCIES ABOUT THEM.

FEDERAL TRADE COMMISSION  
Washington, D.C. 20580

Date of Issuance: November 3, 2006



## FRANCHISE OFFERING CIRCULAR

### PACIFIC FRANCHISING, LLC

3729 Broadway  
Everett, Washington 98201  
(425) 259-9260  
www.pacificpowerbatteries.com

As a franchisee, you will operate a full-service specialty retail store featuring an extensive selection of batteries, including custom-built batteries and power accessories and offering installation services.

The initial franchise fee is \$35,000. The estimated initial investment ranges from \$116,625 to \$162,283.

#### RISK FACTORS:

1. THE FRANCHISE AGREEMENT REQUIRES THAT CERTAIN DISAGREEMENTS BE MEDIATED OR ARBITRATED (OR LITIGATED, IN CERTAIN INSTANCES) IN SNOHOMISH COUNTY, WASHINGTON. OUT OF STATE MEDIATION, ARBITRATION OR LITIGATION MAY FORCE YOU TO ACCEPT A LESS FAVORABLE SETTLEMENT FOR DISPUTES. IT MAY ALSO COST YOU MORE TO ARBITRATE OR LITIGATE WITH US IN WASHINGTON THAN IN YOUR HOME STATE.

2. THE FRANCHISE AGREEMENT STATES THAT WASHINGTON LAW GOVERNS THE AGREEMENT; HOWEVER, WASHINGTON LAW MAY NOT PROVIDE THE SAME PROTECTIONS AND BENEFITS AS YOUR STATE'S LAW. YOU MAY WANT TO COMPARE THESE LAWS. SOME STATE FRANCHISE LAWS PROVIDE THAT CHOICE OF LAW PROVISIONS ARE VOID OR SUPERSEDED. YOU MIGHT WANT TO INVESTIGATE WHETHER YOUR STATE HAS FRANCHISE LAWS THAT PROTECT YOU. YOU SHOULD REVIEW THE ADDENDA ATTACHED TO THIS OFFERING CIRCULAR AND THE FRANCHISE AGREEMENT FOR STATE SPECIFIC PROVISIONS.

3. EVEN THOUGH THE FRANCHISE AGREEMENT PROVIDES THAT WASHINGTON LAW APPLIES, LOCAL LAW MAY SUPERSEDE IT IN YOUR STATE. PLEASE REFER TO ANY STATE SPECIFIC ADDENDUM THAT MAY BE ATTACHED TO THE OFFERING CIRCULAR FOR DETAILS.

4. THE FRANCHISOR ONLY RECENTLY BEGAN OFFERING FRANCHISES AND HAS NO HISTORY OF FRANCHISE OPERATIONS. YOU MAY WANT TO CONSIDER THIS IN DECIDING WHETHER TO PURCHASE A FRANCHISE.

5. OUR APPLICATION FOR A FEDERAL TRADEMARK REGISTRATION FOR THE NAME/MARK "PACIFIC POWER BATTERIES" IS PENDING. BY NOT HAVING A PRINCIPAL REGISTER FEDERAL REGISTRATION FOR THE MARK "PACIFIC POWER BATTERIES," WE DO NOT HAVE CERTAIN PRESUMPTIVE LEGAL RIGHTS GRANTED BY A REGISTRATION.

6. EVEN THOUGH THE FRANCHISE AGREEMENT PROVIDES THAT WASHINGTON LAW APPLIES, LOCAL LAW MAY SUPERSEDE IT IN YOUR STATE. PLEASE REFER TO ANY STATE SPECIFIC ADDENDUM THAT MAY BE ATTACHED TO THE OFFERING CIRCULAR FOR DETAILS.

7. THE FRANCHISOR HAS BEEN IN EXISTENCE FOR A SHORT PERIOD OF TIME, SINCE SEPTEMBER 6, 2005. THEREFORE, THERE IS ONLY A BRIEF OPERATING HISTORY TO ASSIST YOU IN JUDGING WHETHER OR NOT TO MAKE AN INVESTMENT IN A FRANCHISE.

8. THERE MAY BE OTHER RISKS CONCERNING THIS FRANCHISE.

Information comparing Pacific Franchising, LLC with other franchisors is available. Call the state administrators listed in Exhibit A or your public library for sources of information.

Registration of this franchise with the state does not mean that the state recommends it or has verified the information in this Offering Circular. If you learn that anything in this Offering Circular is untrue, contact the Federal Trade Commission and the state administrators listed in Exhibit A.

The Effective Date for this Franchise Offering Circular is \_\_\_\_\_ or as listed in Exhibit A for your state.

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