

# FRANCHISE DISCLOSURE DOCUMENT

## PEAK FRANCHISING, INC.

a California corporation  
210 W Taft Ave  
Orange, California 92865  
(714) 456-0700  
receptionist@maxmuscle.com  
www.maxmuscle.com

DEPARTMENT OF CORPORATIONS  
RECEIVED LOS ANGELES OFFICE

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Peak Franchising, Inc., a California corporation, is offering franchises for regional director rights, which entitle the regional director (“**Regional Director**”) to market and provide site selection and support services to franchisees operating Max Muscle Stores in the RD Development Area (“**RD Franchise**”)

The total investment necessary to begin operation of a Max Muscle Regional Director franchise is \$50,500 to \$507,000, including initial fees of \$50,000 to \$500,000 that must be paid to us or one of our Affiliates

The disclosure document summarizes certain provisions of your franchise agreement and other information in plain English. Read this disclosure document and all agreements carefully. You must receive this disclosure document at least 14 days before you sign a binding agreement or make any payment in connection with the franchise sale or grant. **Note, however, that no governmental agency has verified the information contained in this documents.**

You may wish to receive your disclosure document in another format that is more convenient for you. To discuss the availability of disclosures in different formats, contact the Contracts Administrator at 210 W Taft Ave, Orange, California 82865 and (714) 456-0700

The terms of your contract will govern your franchise relationship. Do not rely on the disclosure document alone to understand your contract. Read all of your contract carefully. Show your contract and this disclosure document to an advisor, like a lawyer or an accountant.

Buying a franchise is a complex investment. The information in this disclosure document can help you make up your mind. Information comparing franchisors is available. Call your state agency or your public library for sources of information. More information on franchising, such as “*A Consumer’s Guide to Buying a Franchise*,” is available from the FTC. You can contact the FTC at 1-877-FTCHELP or by writing to the FTC at 600 Pennsylvania Avenue, NW, Washington, DC 20580. You can also visit the FTC’s home page at [www.ftc.gov](http://www.ftc.gov) for additional information. In addition, there may be laws on franchising in your state. Ask your state agencies about them.

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**Issuance Date: December 19, 2012**

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## STATE COVER PAGE

Your state may have a franchise law that requires a franchisor to register or file with a state franchise administrator before offering or selling in your state. REGISTRATION OF A FRANCHISE BY A STATE DOES NOT MEAN THAT THE STATE RECOMMENDS THE FRANCHISE OR HAS VERIFIED THE INFORMATION IN THIS DISCLOSURE DOCUMENT.

Call the state franchise administrator listed in **Exhibit C** for information about the franchisor, or about franchising in your state.

MANY FRANCHISE AGREEMENTS DO NOT ALLOW YOU TO RENEW UNCONDITIONALLY AFTER THE INITIAL TERM EXPIRES. YOU MAY HAVE TO SIGN A NEW AGREEMENT WITH DIFFERENT TERMS AND CONDITIONS IN ORDER TO CONTINUE TO OPERATE YOUR BUSINESS. BEFORE YOU BUY, CONSIDER WHAT RIGHTS YOU HAVE TO RENEW YOUR FRANCHISE, IF ANY, AND WHAT TERMS YOU MIGHT HAVE TO ACCEPT IN ORDER TO RENEW.

Please consider the following RISK FACTORS before you buy this franchise:

THE FRANCHISE AGREEMENT REQUIRES YOU TO RESOLVE DISPUTES WITH US BY LITIGATION/ARBITRATION/MEDIATION ONLY IN CALIFORNIA. OUT-OF-STATE LITIGATION/ARBITRATION/MEDIATION MAY FORCE YOU TO ACCEPT A LESS FAVORABLE SETTLEMENT FOR DISPUTES. IT MAY ALSO COST YOU MORE TO LITIGATE/ARBITRATE/MEDIATE WITH US IN CALIFORNIA THAN IN YOUR OWN STATE.

THE FRANCHISE AGREEMENT STATES THAT CALIFORNIA LAW GOVERNS THE AGREEMENT, AND THIS LAW MAY NOT PROVIDE THE SAME PROTECTION AND BENEFITS AS LOCAL LAW. YOU MAY WANT TO COMPARE THESE LAWS.

TO RETAIN YOUR RD DEVELOPMENT AREA, YOU MUST SATISFY A DEVELOPMENT QUOTA IN EACH CALENDAR YEAR.

THERE MAY BE OTHER RISKS CONCERNING THIS FRANCHISE.

We use the services of one or more FRANCHISE BROKERS or referral sources to assist us in selling our franchise. A franchise broker or referral source represents us, not you. We pay this person a fee for selling our franchise or referring you to us. You should be sure to do your own investigation of the franchise.

See the next page for state effective dates.

## FRANCHISE DISCLOSURE DOCUMENT EFFECTIVE DATES IN DESIGNATED STATES

The following states require that the Disclosure Document be registered or filed with the state or be exempt from registration: California, Hawaii, Illinois, Indiana, Maryland, Michigan, Minnesota, New York, North Dakota, Rhode Island, South Dakota, Virginia, Washington and Wisconsin

This Franchise Disclosure Document is registered, on file, exempt from registration, or otherwise effective in the following states with franchise registration and disclosure (or business opportunity\*) laws as of the dates listed:

California	Effective date	Pending
Florida	Effective date	October 19, 2012
Hawaii	Effective date	Pending
Illinois	Effective date	December 28, 2011
Indiana	Effective date.	December 28, 2011
Kentucky*	Effective Date	October 22, 2004*
Maryland	Effective date	Pending
Michigan	Effective date	December 28, 2011
Minnesota	Effective date	December 29, 2011
Nebraska*	Effective date:	September 23, 2004*
New York	Effective date	January 4, 2012
North Dakota	Effective date	January 24, 2012
Rhode Island	Effective date	Pending
South Dakota	Effective date	December 23, 2011
Texas*	Effective date	September 28, 2004*
Utah	Effective date	December 15, 2011
Virginia	Effective date	Pending
Washington	Effective date	Pending
Wisconsin	Effective date	December 28, 2011

\* Denotes one-time filing

**Issuance Date (for non-registration states): December 19, 2012**

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