

FRANCHISE DISCLOSURE DOCUMENT

JAKE'S FRANCHISING LLC
a Delaware Limited Liability Company
716 South Main Street
Cheshire, CT 06410
203-439-7991
jeucalitto@waybackburgers.com
www.waybackburgers.com



You will operate a Wayback Burgers restaurant. Wayback Burgers restaurants are restaurants specializing in hamburgers, old-fashioned, hand-dipped milkshakes in several select flavors, distinctive chicken sandwiches, hot dogs, cheese dogs, salads and merchandise, and an approved, limited menu of side orders and drinks.

The total investment necessary to begin operation of a traditional Wayback Burgers restaurant franchise is approximately from \$209,000 to \$524,500 for a single unit. This includes \$40,000 that must be paid to us or our affiliates. The total investment to begin operation of a Wayback Burgers area development franchise to develop a minimum of three traditional franchised units is from \$597,000 to \$1,543,500. This includes \$90,000 that must be paid to us or our affiliates. The total investment to begin operation of a Wayback Burgers restaurant franchise at a Walmart location is approximately \$218,500 to \$529,500 for a single unit. This includes \$22,000 to \$162,000 in security deposits and premises improvement charges that you will also pay us or our affiliates.

This disclosure document summarizes certain provisions of your franchise agreement and other information in plain English. Read this disclosure document at least 14 calendar-days before you sign a binding agreement with, or make any payment to, the franchisor or an affiliate in connection with the proposed franchise sale. **Note, however, that no governmental agency has verified the information contained in this document.**

You may wish to receive your disclosure document in another format that is more convenient for you. To discuss availability of disclosures in different formats, contact 716 South Main Street, Cheshire, CT 06410, 203-439-7991.

The terms of your contract will govern your franchise relationship. Don't 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. More information on franchising, such as "A Consumer's Guide to Buying a Franchise," which can help you to understand how to use this disclosure document, is available from the Federal Trade Commission. You can contact the FTC at 1-877-FTC-HELP or by writing to the FTC at 600 Pennsylvania Avenue, NW, Washington, D.C. 20590. You can also visit the FTC's home page at www.ftc.gov for additional information. Call your state agency or visit your public library for other sources of information on franchising.

There may also be laws on franchising in your state. Ask your state agencies about them.

Issuance Date: **April 19, 2019**

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 G 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:

1. **THE FRANCHISE AGREEMENT AND DEVELOPMENT AGREEMENT REQUIRE YOU TO RESOLVE DISPUTES WITH US BY ARBITRATION ONLY IN THE COUNTY OF OUR PRINCIPAL PLACE OF BUSINESS, CURRENTLY NEW HAVEN COUNTY, CONNECTICUT. OUT-OF-STATE ARBITRATION MAY FORCE YOU TO ACCEPT A LESS FAVORABLE SETTLEMENT FOR DISPUTES. IT MAY ALSO COST YOU MORE TO ARBITRATE WITH US IN CONNECTICUT THAN IN YOUR OWN STATE.**
2. **THE FRANCHISE AGREEMENT AND DEVELOPMENT AGREEMENT STATE THAT CONNECTICUT LAW GOVERNS THE AGREEMENT, AND THIS LAW MAY NOT PROVIDE THE SAME PROTECTIONS AND BENEFITS AS LOCAL LAW. YOU MAY WANT TO COMPARE THESE LAWS.**
3. **YOU ARE REQUIRED TO MAKE MINIMUM ROYALTY PAYMENTS REGARDLESS OF YOUR SALES LEVELS. FAILURE TO MAKE THE REQUIRED PAYMENTS WILL RESULT IN TERMINATION OF THE FRANCHISE AND LOSS OF YOUR INVESTMENT.**
4. **UNDER THE FRANCHISE AGREEMENT, YOU MUST PAY US ROYALTY FEES OF 5% OF GROSS SALES WITH A MINIMUM OF \$400 PER WEEK EVEN IF YOU HAVE NO REVENUE.**
5. **THE FRANCHISOR'S FINANCIAL CONDITION AS REFLECTED IN ITS FINANCIAL STATEMENTS (SEE ITEM 21) CALLS INTO QUESTION THE FRANCHISOR'S FINANCIAL ABILITY TO PROVIDE SERVICES AND SUPPORT TO YOU.**
6. **THERE MAY BE OTHER RISKS CONCERNING THIS FRANCHISE.**

We may 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 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 effective dates for state-specific registrations.

STATE EFFECTIVE DATES

The following states require that the Franchise 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 or exempt from registration in the following states having franchise registration and disclosure laws, with the following effective dates:

California:	_____	, 2019
Hawaii:	_____	, 2019
Illinois:	_____	, 2019
Indiana:	_____	, 2019
Maryland:	_____	, 2019
Michigan:	_____	, 2019
Minnesota:	_____	, 2019
New York:	_____	, 2019
North Dakota:	_____	, 2019
Rhode Island:	_____	, 2019
South Dakota:	_____	, 2019
Virginia:	_____	, 2019
Washington:	_____	, 2019
Wisconsin:	_____	, 2019

Other states that may require a notice filing (without an FDD) include Connecticut, Florida, Kentucky, Nebraska, Texas, and Utah, and in certain situations other states. We filed franchise notices in the following states, with the following effective dates:

Connecticut:	October 13, 2011 (one-time filing)
Florida:	_____, 2019
Kentucky:	July 15, 2013 (one-time filing)
Nebraska:	May 3, 2012 (one-time filing)
Texas:	May 17, 2012 (one-time filing)
Utah:	_____, 2019

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