

COPY



PROTHONOTARY

COMMONWEALTH OF PENNSYLVANIA 2017 MAY 19 PM 1:13  
DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS Department of State

IN THE MATTER OF: : FILE No.: 17-98-03807  
AMERICAN SOCIETY FOR : : DOCKET No.: 0069 -98-17  
METABOLIC AND BARIATRIC :  
SURGERY FOUNDATION, INC. :

**CEASE AND DESIST ORDER**

AND NOW, THIS 19<sup>th</sup> DAY OF MAY, 2017, THE SECRETARY OF THE COMMONWEALTH, HAVING FOUND THAT, AMERICAN SOCIETY FOR METABOLIC AND BARIATRIC SURGERY FOUNDATION, INC., 100 SW 75<sup>TH</sup> STREET, SUITE 201, GAINESVILLE, FL 32607 IS NOT REGISTERED WITH THE DEPARTMENT OF STATE'S BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS AND HAS FAILED TO SUBMIT REQUESTED DOCUMENTATION TO THE DEPARTMENT OF STATE, BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS; IN ACCORDANCE WITH THE PENNSYLVANIA SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES ACT, 10 P.S. § 162.1 *ET SEQ.*, **HEREBY ORDERS** AMERICAN SOCIETY FOR METABOLIC AND BARIATRIC SURGERY FOUNDATION, INC. TO **CEASE AND DESIST** FROM SOLICITING CONTRIBUTIONS IN PENNSYLVANIA UNTIL SUCH TIME AS IT PROVIDES THE DEPARTMENT OF STATE, BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS WITH ALL PREVIOUSLY REQUESTED INFORMATION AND DULY REGISTERS OR PROVIDES INFORMATION THAT IT IS EXCLUDED OR EXEMPT FROM REGISTRATION.

RESPONDENT MAY ALSO BE SUBJECT TO FORMAL ADMINISTRATIVE ACTION, WHICH COULD RESULT IN THE IMPOSITION OF ADMINISTRATIVE FINES OF UP TO ONE THOUSAND DOLLARS (\$1,000.00) PER VIOLATION OF THE ACT PLUS AN ADDITIONAL PENALTY OF ONE HUNDRED DOLLARS (\$100.00) PER DAY FOR EACH DAY THE VIOLATION CONTINUES.

**THIS ORDER SHALL TAKE EFFECT IMMEDIATELY.**

BY ORDER:

PENNSYLVANIA DEPARTMENT OF STATE

PEDRO A. CORTÉS  
SECRETARY OF THE COMMONWEALTH

THIS ORDER MAY BE APPEALED BY REQUESTING A HEARING, IN WRITING, WITHIN TEN DAYS OF THE DATE OF THIS ORDER IN ACCORDANCE WITH 2 PA.C.S. § 501, *ET SEQ.* THE REQUEST MUST BE SENT TO: THE BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS, 212 NORTH OFFICE BUILDING, HARRISBURG, PA 17120-0103, AND THE PROTHONOTARY'S OFFICE, P.O. BOX 2649, HARRISBURG, PA 17105-2649.

THIS ORDER IS ISSUED PURSUANT TO SECTION 17 OF THE ACT, SPECIFICALLY, SUBSECTIONS (A)(2) AND (B)(2).