

SCDCA v. Divine Fitness, LLP

(Docket No. 15-ALJ-30-0517-CC)

On November 4, 2015, the Department filed a request for a contested case hearing in the Administrative Law Court (ALC) against Divine Fitness, LLP, (Respondent), alleging they were offering physical fitness services without first requesting or obtaining a certificate of authority from the Department. The Department requested the ALC order Respondent to: cease offering physical fitness services in South Carolina, pursuant to section 44-79-80(8), cease selling pre-paid and monthly installment memberships, refund any money collected for paid-in-full contracts, and pay an administrative fine of five hundred dollars (\$500.00) to the Department.

The hearing was held January 28, 2016, and the Respondent did not appear or otherwise respond to the Court. Therefore, the ALC found that the Respondent had defaulted in the case, ordered them to cease and desist offering physical fitness services in South Carolina, pursuant to section 44-79-80(8), and ordered their restraint from engaging in future violations of the Physical Fitness Services Act.