

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

STATE OF NORTH DAKOTA EX REL.
WAYNE STENEHJEM,
ATTORNEY GENERAL,

Civil No. 08-2018-CV-01177

Petitioner,

ASSURANCE OF
VOLUNTARY COMPLIANCE

-vs-

JULIE LANDSIEDEL INDIVIDUALLY and
LISA WATKINS INDIVIDUALLY

Respondents.

CPAT 170202.001

TO: JULIE LANDSIEDEL
2971 WARWICK PLACE
BISMARCK, ND 58504

LISA WATKINS
3020 GALLATIN DRIVE
BISMARCK, ND 58504

[¶1] WHEREAS Wayne Stenehjem, Attorney General of the State of North Dakota (Attorney General), acts in the public interest pursuant to North Dakota Century Code (N.D.C.C.) ch. 51-15, (commonly known as the Consumer Fraud Law);

[¶2] WHEREAS RESPONDENT JULIE LANDSIEDEL ("Respondent") resides at 2971 Warwick Place, Bismarck, North Dakota 58504 and is a licensed North Dakota nurse practitioner, who at all relevant times hereto, was employed, but no longer is, by North Dakota Stem Cell, Inc. doing business as West2North Medical Solutions, a North Dakota corporation with its principal place of business located at 4207 Boulder Ridge Road, Bismarck, North Dakota 58503.

[¶3] WHEREAS RESPONDENT LISA WATKINS (“Respondent”) resides at 3020 Gallatin Drive, Bismarck, North Dakota 58504 and is a licensed North Dakota nurse practitioner, who at all relevant times hereto, was employed, but no longer is, by North Dakota Stem Cell, Inc. doing business as West2North Medical Solutions (“Respondent”), is a North Dakota corporation with its principal place of business located at 4207 Boulder Ridge Road, Bismarck, North Dakota 58503.

[¶4] WHEREAS Respondent Landsiedel, at all relevant times hereto, engaged in providing stem cell injections in the state of North Dakota in connection with the sale of “merchandise,” as that term is defined in N.D.C.C. § 51-15-01;

[¶5] WHEREAS Respondent Watkins, at all relevant times hereto, engaged in providing stem cell injections in the state of North Dakota in connection with the sale of “merchandise,” as that term is defined in N.D.C.C. § 51-15-01;

[¶6] WHEREAS Petitioner, State of North Dakota, alleges Respondents, at all relevant times hereto, violated N.D.C.C. § 51-15-02, including the following:

- a. Representing, expressly or impliedly, to their patients that the stem cell injections are safe, effective, beneficial, and in the best interest of the patient, without sufficient evidence to substantiate such a claim; and
- b. Advising, recommending, and administering to patients a product without sufficiently reviewing information about the product.

[¶7] WHEREAS the Respondents deny they violated North Dakota law and the parties desire to settle this matter without further litigation, investigation, or adjudication.

[¶8] NOW, THEREFORE, it is hereby agreed as follows:

[¶9] This Assurance of Voluntary Compliance shall constitute the statutory Assurance of Voluntary Compliance as provided in N.D.C.C. § 51-15-06.1. Respondents acknowledge

in personam jurisdiction in North Dakota. Nothing in this Assurance of Voluntary Compliance is intended to waive any rights or private remedies available to consumers.

[¶10] Respondents agree not to engage in violations of N.D.C.C. § 51-15-02.

[¶11] Respondents agree to be and are permanently enjoined from engaging in offering or providing any stem cell injections in the state of North Dakota unless the stem cells or stem cell products are approved by the Food and Drug Administration for use or patient injections in accordance with all uses represented by the Respondents, and are otherwise in compliance with North Dakota law.

[¶12] Respondents each agree to pay the Attorney General the sum of One Thousand and No/100 Dollars '(\$1,000.00)' for civil penalties, attorney's fees, investigation costs, and expenses. The Attorney General, however, hereby suspends the sum of Five Hundred and No/100 Dollars '(\$500.00)' each pending no violations of this agreement. This Assurance of Voluntary Compliance is null and void if valid payment is not timely paid as provided herein. Respondents' payments shall be in the form of a check or money order payable to:

Office of Attorney General – North Dakota, and delivered to:

Parrell D. Grossman, Director
Assistant Attorney General
Consumer Protection & Antitrust Division
Office of Attorney General
Gateway Professional Center
1050 E. Interstate Ave., Suite 200
Bismarck, ND 58503-5574


[¶13] Respondents agree they will comply with this Assurance of Voluntary Compliance and further acknowledge and agree any violations of this Assurance of Voluntary Compliance shall be punishable as contempt of court pursuant to N.D.C.C. ch. 27-10. Further Respondents may be subject to all other civil penalties and sanctions

provided by law, including attorney's fees.

[¶14] If Respondents are adjudged in contempt of court for violation of this Assurance of Voluntary Compliance, adjudged in violation of this Assurance of Voluntary Compliance, or adjudged in violation of N.D.C.C. ch. 51-15, Respondents also shall be responsible for payment to the Attorney General for reasonable investigation costs, expenses, and attorney's fees.

[¶15] Respondents represent the signers below are competent and fully authorized to act with respect to this matter. Respondents acknowledge they have been provided the opportunity to review with an attorney this Assurance of Voluntary Compliance, understand the implications and obligations imposed by it, and have freely and willingly entered into this Assurance of Voluntary Compliance. Respondents further agree this Assurance of Voluntary Compliance may be approved by and filed with the District Court without any further notice or hearing. Respondents agree to and acknowledge the sufficiency of service by facsimile, and/or first-class mail at their last-known address, with respect to any and all actions taken with regard to this Assurance of Voluntary Compliance. Signatures transmitted electronically or via facsimile by Respondent shall be deemed the equivalent of original signatures; this document may be executed in counterpart, with each counterpart deemed an original.

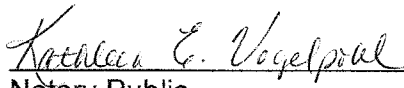
Dated this 23 day of April, 2018.



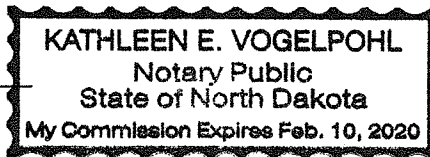
Julie Landsiedel

STATE OF NORTH DAKOTA)
) ss
COUNTY OF BURLEIGH)

Subscribed and sworn to before me this
23rd day of April, 2018.



Notary Public



Dated this 23 day of April, 2018.



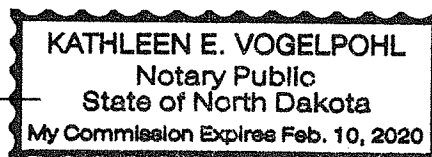
Lisa Watkins

STATE OF NORTH DAKOTA)
) ss
COUNTY OF BURLEIGH)

Subscribed and sworn to before me this
23rd day of April, 2018.



Notary Public



This Assurance of Voluntary Compliance is hereby received and accepted.

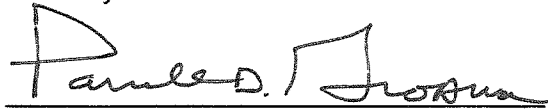
Dated this 24 day of APRIL, 2018.

STATE OF NORTH DAKOTA

Wayne Stenehjem

Attorney General

By:



Parrell D. Grossman

State ID No. 04684

Assistant Attorney General

Director

Consumer Protection & Antitrust Division

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