

# FIVE GUYS®

## CONSENT AND AGREEMENT OF FRANCHISOR

This CONSENT AND AGREEMENT OF FRANCHISOR (this "**Consent**"), dated \_\_\_\_\_, 20\_\_\_\_, is entered into by FIVE GUYS ENTERPRISES, LLC, a Delaware limited liability company and franchisor ("**Franchisor**"), and \_\_\_\_\_ ("**Lender**") in connection with that certain Franchise Agreement dated \_\_\_\_\_, 20\_\_\_\_ (as amended or otherwise modified, the "**Franchise Agreement**"), by and between Franchisor and \_\_\_\_\_, a \_\_\_\_\_ [limited liability company] ("**Franchisee**"), and governing the operations of that certain FIVE GUYS® restaurant located at \_\_\_\_\_ (the "**Restaurant**").

The parties hereto hereby consent to and agree as follows:

(a) Franchisor acknowledges that a Security Agreement dated on or about \_\_\_\_\_, 20\_\_\_\_ (the "**Security Agreement**"), by and between Franchisee and Lender, has been given to Lender as security for Lender's loan to Franchisee in the principal amount of up to \_\_\_\_\_ and no/100 Dollars (\$\_\_\_\_\_) ("**Loan**"), and that such Security Agreement encumbers certain of Franchisee's assets, including the equipment and fixtures owned or hereafter acquired by Franchisee to be used at the Restaurant (collectively, the "**Collateral**"). For purposes of clarification, the term "Collateral" as used herein, in the Security Agreement, and in each of the Loan Documents (as such term is defined below) shall not include any assignment of the Franchise Agreement (or any other agreement executed by Franchisor and Franchisee in connection with the Franchise Agreement);

(b) Subject to the terms of this Consent, Franchisor hereby consents to the Security Agreement and all other documents executed or delivered in connection with the Loan (collectively, "**Loan Documents**") and agrees to recognize Lender's rights to foreclose or otherwise enforce its security interest in any or all of the Collateral under such Loan Documents. In the event that the Loan Documents include any pledge agreement or similar instrument(s) that effectively pledge the equity of the Franchisee and/or its affiliates to the Lender (in any instance, a "**Pledge Agreement**"), then the parties hereto expressly acknowledge that any such Pledge Agreement does not currently, nor shall it ever in the future, provide for any direct or indirect right of the Lender to develop, operate, sell, assign, license, and/or sublicense the operation(s) of the Restaurant or any other FIVE GUYS® restaurants;

(c) Lender agrees that, in the event of a monetary default by Franchisee under the terms of the Loan Documents, Franchisor has the right, but not the obligation, to cure any such default by Franchisee within the cure period stated in any written notice delivered to Franchisor from Lender;

(d) Franchisor agrees that, in the event of a monetary default by Franchisee under the terms of the Franchise Agreement, Lender has the right, but not the obligation, to cure any such default by Franchisee within the cure period stated in any written notice delivered to Lender from Franchisor;

# Franchise Documents Templates

**Julian Burling**



## **Franchise Documents Templates:**

**Drafting of Contracts - Templates with Drafting Notes** Ravi Singhania, 2021-03-15 This book is an essential handy guide for any draftsman and in house counsels as it not only contains the practical and usable templates that can serve as a prototype for the various contracts but also provides a sense about the purpose and critical points of the contract For each of the chapters along with the templates there is an introduction and drafting notes allowing a reader to grasp the essence and importance of the clauses It comprises of chapters on Partnership Procurement of goods services and assets Mergers Acquisitions and Joint Ventures Real Estate Employment Confidentiality Franchise Trademark Patent Copyright publishing broadcast reproduction and performer s rights Agency Hire Purchase Turnkey EPC and Project Finance One chapter is exclusively devoted to one of the most important clauses in any contract ie the Dispute Resolution clause and it covers the intricacies of this clause with respect to different contracts This book will prove useful for professionals students in understanding the practical details of varied contracts act as a beginning point for practitioners and be useful for all considering the vast number of contracts dealt with Key Features A must to have for in house legal teams consultants legal practitioners and fresh lawyers Templates of important and day to day contracts acting as a beginning point for practitioners Practical and business oriented templates for day to day contracts with introduction and drafting notes Special focus on Dispute Resolution clauses in most of the agreements Useful for professionals students to understand the practical details of varied contracts

**Franchise Secrets** CK Quarterman, 2011-01-01      Replication Harold B. Miller, 2022-03-22 You think you have a beautiful business that you feel is replicate able across the state you live in across the country or across the world Is the way you created your business model really scale able Can you replicate yourself and create a franchise that is teach able and that offers a clear picture of your concept to the market Entrepreneurs across the world create amazing new models and platforms every day but not all of them are scale able as a franchise model Franchising is one of the fastest and most viable distribution platforms in the world and an incredible experience for new franchisors who are able to give of themselves to package train and provide ongoing coaching and support for their creation allowing amazing operators in the form of franchisees to benefit from their franchise offering But is your model really the one they should be investing in And are you as good at building a franchise team as you are running your beautiful business at the unit level Franchise consultant and Franchise Science CEO Harold Miller places your mind into the preparation and execution in a point to point franchise development to focus on the people the methods and the phases of franchising your business model and the key questions to ask yourself along with way by actually taking you through a full development with your own model in mind There are a number of great franchise books which talk a lot about past successes of various models and offer a useful history of franchising Replication The Art and Science of Franchising Your Business focuses on how to think about the option of franchising today and how various fundamentals will shift during the current labor and management marketplace Knowing

how to prepare and what questions to ask yourself phase by phase can solve a lot of problems and save a lot of wasted capital by making better decisions on both the if and the how of franchising your business model     How and Why to Franchise Your Business Michael A. Peterson, 2016-12-26 This book was written with the would be franchisor in mind It delves deeply into such topics as preparing to become a franchisor the legal repercussions of franchising how to recruit the right candidates and how to manage a franchise system This book will guide you in building a successful team of experts to help you create the stellar franchise brand that you dream of     *The Department for Transport* Great Britain. National Audit Office, 2008 This NAO report HC 1047 session 2007 09 examines rail franchises and the impact they have had on franchises competition the taxpayer the passenger and the approach to managing rail franchises in general Passenger rail services are provided by train operating companies under franchise agreements which generally run 7 10 years Whilst responsibility for the operation and condition of the track rests with Network Rail the Department of Transport has ultimate responsibility where it affects passengers and has taken oversight responsibility for passenger rail franchising following the abolition of the Strategic Rail Authority in 2005 The National Audit Office has set out the following recommendations in respect of rail franchises including on letting franchises regional decision making bodies should have greater involvement where bids for rail franchises occur alternative options should be taken into consideration such as value for money and affordability that there should be transparency on financial support for franchises with information on how fares cover the overall costs of passenger rail services and the extent of Government support that there should also be greater transparency on service quality standards the Government when negotiating extra passenger capacity needs to adjust the contract revenue target where appropriate so that it can better engage in commercial negotiations also the Department should staff the National Networks Group adequately and not rely unduly on agency staff given the strategic importance of rail franchising and the potential to reduce direct subsidies     Franchise Philip F Zeidman, 2017-09-05 Franchise edited by Philip F Zeidman of DLA Piper provides international analysis for corporate counsel and cross border legal practitioners in key areas of franchise such as governing bodies laws and agencies exemptions and exclusions from franchise laws ground rules for franchise termination restrictions on foreign entities and investments confidentiality covenants in agreements restrictions on franchise agreements and good faith obligations and franchise relationships In an easy to use question and answer format trusted and reliable information on key topics of law and regulation in this area is provided by leading practitioners covering 25 jurisdiction including China Mexico Malaysia South Africa and Thailand The comprehensive range of guides produced by GTDT provides practitioners with an extremely useful resource when seeking an overview of key areas of law and policy in practice areas or jurisdictions which they may otherwise be unfamiliar with Gareth Webster Centrica Energy E P     **Business Franchise Guide** Commerce Clearing House, 1980     *Academic Quality Handbook* Rb Patrick McGhee, 2003-12-16 First Published in 2004 This book is intended as an introduction to the management of quality assurance and enhancement in higher education

particularly in England The text focuses on the relationship between institutional quality assurance and the auditing authority of the Quality Assurance Agency for Higher Education the QAA

**International Commercial Agency and Distribution Agreements** Cristelle Albaric, Marianne Dickstein, 2017-03-06 In this enriched new edition of a proven indispensable practical guide to the drafting and negotiating of agency distribution and franchising agreements the contributors have all updated their country reports with recent cases and commentary and an abundance of new sample clauses and other practical features In addition four major jurisdictions Brazil England Japan and the United States have been added bringing the total number of country reports to nineteen The first edition is well known among commercial law practitioners as the preeminent hands on guide to drafting effective distribution agreements tailored specifically to countries in which foreign direct investment is a major component of the economy Local experts provide detailed information on specific applicable law major current case law drafting guidance with specific clauses and official English versions of relevant primary material Case law summaries clearly expose the issues from which disputes arise and the financial consequences of those disputes and the practical discussion includes sample clauses designed to anticipate those issues and avoid the pitfalls to which they often lead The enormous day to day usefulness of this book will be self evident to corporate counsel and other lawyers negotiating international commercial distribution agreements Legal scholars as well will welcome the book s comparative study of applicable law on commercial contracts in a wide variety of national jurisdictions

**Franchise Development Guide** James Fulton, The Franchise Development Guide serves as a comprehensive resource for entrepreneurs and business leaders looking to expand their brands through franchising It covers essential topics such as selecting the right franchise model creating a robust franchise system and navigating legal requirements The guide also provides insights into marketing strategies training programs and ongoing support needed to foster successful franchise relationships With practical tips and real world examples this book is designed to equip readers with the knowledge and tools necessary to thrive in the competitive world of franchising ultimately helping them to build a sustainable and profitable franchise network

**The Academic Quality Handbook** Patrick Mcghee, 2021-12-16 Universities and further education colleges are under increasing pressure to provide quality for their students Quality assurance and development issues affect the staff resources administration and culture of an academic institution yet there is often a lack of clear guidance available to those responsible for implementing best practice This book provides practical guidelines for managing academic quality assurance and quality enhancement outlining best practice from both the UK and the rest of the world Each chapter addresses the key points risks and good practice across a wide range of quality issues drawing explicitly and in detail from the QAA guidance on the Code of Practice Subject Benchmarks Qualifications Framework and Institutional Audit The material is presented in an accessible and straightforward style incorporating useful features such as development questions for individual or team review A maintained website accompanying this book [www.academicquality.com](http://www.academicquality.com) contains further

useful resources with updates and supplementary material in this constantly changing area      *Insurance Disputes* Robert Merkin, Iain Goldrein QC, Jonathan Mance, 2020-11-26 Written by an impressive team of specialist contributors *Insurance Dispute* is the authoritative guide to litigation for both the insurer and the insured Divided into two parts principles of law and their practical use in individual types of insurance it aims to identify and resolve questions such as How should the claimant handle a dispute Is the claim within the cover When should an insurer dispute cover What steps can an insurer take to deny cover Updated and revised to include new chapters on marine insurance the Financial Ombudsman Service and ATE insurance *Insurance Disputes* is essential reading for anyone involved in insurance law and litigation      **Scale Impact, Not Just Your Income. The Mission-Led Entrepreneur's Blueprint** Ahmed Musa, 2025-05-31 Look chasing dollars is fine But if money is the only motive don't be shocked when the fire burns out The real game Scale your income by scaling your impact Scale Impact Not Just Your Income is the raw no hype blueprint for mission led entrepreneurs who want to build something bigger than themselves and get rich doing it This isn't about being a broke do gooder It's about building a business that hits deep changes lives and pays you handsomely for the value you bring Inside you'll learn How to turn your mission into a magnet that attracts buyers partners and fans Why real impact drives loyalty longevity and limitless growth The system to scale without selling your soul or your sanity And how to position your business as a movement not just another money grab People don't want more offers They want meaning And when your business stands for something real something that matters the money follows faster than ever Read this Build with intention Sell with conviction And watch how fast your audience turns into a tribe and your product into a legacy Because the future belongs to the bold and the mission led      **Lloyd's: Law and Practice** Julian Burling, 2013-09-05 The unique features of the Lloyd's Corporation and Market and their governing rules are complex and are often difficult to navigate even for the most seasoned practitioner This book provides the reader with a definitive and detailed guide and is essential for any practitioner dealing with Lloyd's Insurance After a brief historical account the book provides a thorough legal description and analysis of Lloyd's which includes topics ranging from the constitution and membership requirements of Lloyd's UK and overseas regulation the processes for placing and underwriting business and handling claims chain of security enforcement and disciplinary matters compensation and the reconstruction and the renewal of the Lloyd's market between 1990 and 1996 The book will be an invaluable reference tool for insurance practitioners and professionals dealing with Lloyd's Julian Burling is a barrister at Serle Court and has been involved in advising on and implementing nearly all significant legal developments at Lloyd's in the last 25 years      *From Concept to Profit: Mastering the World of Franchises* Abraham Franklin, 2025-04-11 Unveiling the secrets to franchising success this comprehensive guide leads you on a journey from concept to profit Discover the essential steps involved in launching and running a successful franchise empowering you to transform your business aspirations into a thriving enterprise Delve into the intricacies of franchise development from market research and concept validation to operational planning and marketing

strategies Gain insights into the legal and financial aspects of franchising ensuring compliance and maximizing profitability Learn how to attract and select qualified franchisees establish effective support systems and build a cohesive franchise network This book is your indispensable roadmap to unlocking the potential of franchising Whether you re an entrepreneur with a promising business concept or an established business seeking to expand you ll find practical advice and proven strategies to navigate the franchising landscape with confidence With its in depth analysis and real world case studies this guide provides you with the tools and knowledge to achieve your franchising goals and turn your business dreams into a profitable reality

Franchise Success Barrett Williams, ChatGPT, 2025-01-24 Discover the roadmap to a thriving franchise career with Franchise Success your comprehensive guide to navigating the exhilarating world of franchising Whether you re a budding entrepreneur or a seasoned investor this eBook offers invaluable insights to propel you toward franchise mastery Begin your journey with a deep dive into franchise fundamentals exploring what makes this business model a powerful pathway to success Delve into the history and dynamics that have shaped franchising into a versatile industry brimming with opportunities From there unlock the secrets of the franchise marketplace identifying key industries and market trends ripe for investment With expert guidance on evaluating franchise opportunities you ll learn to navigate disclosure documents and assess franchise performance with confidence Understand the financial landscape of franchising from investment costs to various funding and financing strategies enabling you to make informed decisions Franchise Success emphasizes the importance of thorough due diligence Discover how to research potential franchisors engage with current franchisees and consider crucial legal aspects before committing As you proceed learn to negotiate franchise agreements craft business plans and select optimal locations and territories Prepare for a successful launch with detailed strategies for pre opening preparations staff recruitment and creating an impactful grand opening Once your franchise is operational master the art of managing day to day operations promoting your brand and leveraging brand assets for local and national marketing gains Explore the continuous support systems that franchisors offer and measure your success through key performance indicators and data driven strategies For those aspiring to expand explore multi unit ownership and the complexities of transitioning to a franchisor role Conclude with long term investment strategies and overcoming common franchising challenges ensuring you stay resilient and adaptable in a competitive market Franchise Success is your essential companion for achieving lasting success in the franchise industry guiding you every step of the way

CrossJam Brian Monroe Dennis, 1998 Securing the Network Nathan Gregory, 2018-05-19 From the chaos of the early DARPA ARPANET and NSF funded NSFNET has emerged a globe spanning communications facility we today call simply The Internet It has become so commonplace and so taken for granted that Wired News has decreed that writers should no longer capitalize it This tale is not singularly focused on the past It tells not only how we got here but where we think the Commercial Internet must go For all its greatness today s Internet has serious shortcomings Theft of personal data identity theft online scams and advertising fraud run rampant with online

dollars diverted to organized crime Insecure systems poor security practices and an attitude of secrecy and reluctance to acknowledge failings inhibit real solutions We propose a way forward a networking future that is bright optimistic and secure

**Border Insecurity, Take Two** United States. Congress. Senate. Committee on Finance, 2006      The IW\$ Guide to Franchise Success Tyler G. Hicks, 2025-07-10 Ray Kroc Built an Empire with Burgers Fred DeLuca Did It with Sandwiches Now It's Your Turn to Experience Franchise Success Franchising turns a working business into a system others can follow It's how founders grow beyond one location build powerful brands and create long term income from what already works But most business owners never take that step not because they're not ready but because no one ever showed them how The IW Guide to Franchising Success changes that This book gives you the full blueprint to expand with clarity confidence and complete control no guesswork no confusion and no need for expensive consultants Whether you're running a service company a specialty trade a mobile operation or a strong local brand this guide shows you how to structure your offer build your systems and grow with precision Each chapter is direct practical and built for action You'll learn how to Package your business into a complete franchise ready model Craft an offer that excites serious qualified buyers Set up pricing royalties and fees for long term profitability Create training systems that build competent confident franchisees Generate leads using modern marketing and automation tools Handle onboarding contracts and support without losing time or control Scale across regions states or even countries with structure and strategy You'll also discover How to build your franchise manual and onboarding materials Tools to manage training communication and franchisee dashboards Systems for territory planning and brand protection Legal frameworks and how to avoid common pitfalls Revenue strategies beyond royalties packaged services upsells referrals and more The difference between franchising licensing and microfranchising and when to use each Ways to support your franchisees while protecting your time What real entrepreneurs did to build lasting success from simple businesses Plus Case studies from owners who grew from one location to many Templates checklists and examples to speed up your launch Tools for CRM lead tracking payments marketing and support Advice for early stage growth as well as national and international expansion Options for low overhead growth part time franchising and specialized models Mindset shifts that move you from operator to architect from doer to builder This guide is written for entrepreneurs who are serious about building something that lasts It's not about hype It's about structure discipline and the power of replicating what already works If you've ever thought I could teach someone else to do this I've built something worth growing I want more reach without doing more myself Then this is the next step The IW Guide to Franchising Success is for business owners who are ready to explore the marvelous and lucrative world of franchising Whether your aim is to grow a recognizable brand expand a proven service into new markets or build a network of owners running your system with pride this IW Guide gives you the structure to do it right You've already built something that works Now it's time to multiply what works on your terms at your pace and with a model that lasts The IW Guide to Series is a modern extension of the legacy begun by Tyler G Hicks



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