#### IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA OFFICE OF ATTORNEY GENERAL

VS.

NO. 2021-19965

GREAT CONVENTIONS LLC D/B/A THE GREAT PHILADELPHIA COMIC CON

#### **NOTICE TO DEFEND - CIVIL**

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

LAWYER REFERENCE SERVICE MONTGOMERY BAR ASSOCATION 100 West Airy Street (REAR) NORRISTOWN, PA 19404-0268

(610) 279-9660, EXTENSION 201

#### IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA OFFICE OF ATTORNEY GENERAL

VS.

NO. 2021-19965

## GREAT CONVENTIONS LLC D/B/A THE GREAT PHILADELPHIA COMIC CON

#### **CIVIL COVER SHEET**

State Rule 205.5 requires this form be attached to any document <u>commencing an action</u> in the Montgomery County Court of Common Pleas. The information provided herein is used solely as an aid in tracking cases in the court system. This form does not supplement or replace the filing and service of pleadings or other papers as required by law or rules of court.

Name of Plaintiff/Ap	pellant's Attorney:	GENERAL	Pro Se		ANIA OFFICE OF ATTORNEY	
		Self-Repres	ented (Pro Se) Lit	igant		
Class Actio	n Suit	Yes	X No			
MDJ A	Appeal	Yes	X No	1	<b>Money Damages Requested</b>	X
Commencement	of Action:				Amount in Controversy:	
Complaint					More than \$50,000	
Case Type and  Miscellane						
	Other					
Other:	CONSUME	ER PROTE	CTION			

#### THIS IS NOT AN ARBITRATION CASE-

This case has been brought by the Commonwealth of Pennsylvania under the Pennsylvania Unfair Trade Practices and Consumer Protection Law, 73 P.S. § 201-1, et seq. AN ASSESSMENT OF DAMAGES HEARING IS REQUIRED

Debra Djupman Warring
Deputy Attorney General
Attorney I.D. #206437
Pennsylvania Office of Attorney General
1600 Arch Street, Third Floor
Philadelphia, Pennsylvania 19103
(215) 560-2930
dwarring@attorneygeneral.gov
Attorney for Plaintiff

#### IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA CIVIL ACTION - EQUITY

Plaintiff,  V.  GREAT CONVENTIONS LLC D/B/A THE GREAT PHILADELPHIA COMIC CON! 2735 North Delaware Drive Easton, PA 18040, and  CHRISTOPHER WERTZ, individually and as managing member of GREAT CONVENTIONS LLC, 2735 North Delaware Drive Easton, PA 18040, Defendants.	OMMONWEALTH OF PENNSYLVANIA  Attorney General JOSH SHAPIRO	: :
GREAT CONVENTIONS LLC D/B/A THE GREAT PHILADELPHIA COMIC CON! 2735 North Delaware Drive Easton, PA 18040, and  CHRISTOPHER WERTZ, individually and as managing member of GREAT CONVENTIONS LLC, 2735 North Delaware Drive Easton, PA 18040,	Plaintiff,	: : No
THE GREAT PHILADELPHIA COMIC CON! : 2735 North Delaware Drive : Easton, PA 18040, : and : CHRISTOPHER WERTZ, : individually and as managing member of : GREAT CONVENTIONS LLC, : 2735 North Delaware Drive : Easton, PA 18040, : :	v.	: :
2735 North Delaware Drive  Easton, PA 18040,  and  CHRISTOPHER WERTZ,  individually and as managing member of  GREAT CONVENTIONS LLC,  2735 North Delaware Drive  Easton, PA 18040,	REAT CONVENTIONS LLC D/B/A	: CIVIL ACTION – EQUITY
Easton, PA 18040,  and  CHRISTOPHER WERTZ,  individually and as managing member of  GREAT CONVENTIONS LLC,  2735 North Delaware Drive  Easton, PA 18040,  :	HE GREAT PHILADELPHIA COMIC CO	N!:
and : CHRISTOPHER WERTZ, : individually and as managing member of : GREAT CONVENTIONS LLC, : 2735 North Delaware Drive : Easton, PA 18040, :	35 North Delaware Drive	:
CHRISTOPHER WERTZ, individually and as managing member of GREAT CONVENTIONS LLC, 2735 North Delaware Drive Easton, PA 18040,	nston, PA 18040,	:
individually and as managing member of : GREAT CONVENTIONS LLC, : 2735 North Delaware Drive : Easton, PA 18040, :	and	:
individually and as managing member of : GREAT CONVENTIONS LLC, : 2735 North Delaware Drive : Easton, PA 18040, :		:
GREAT CONVENTIONS LLC,  2735 North Delaware Drive  Easton, PA 18040,  :	HRISTOPHER WERTZ,	:
2735 North Delaware Drive : Easton, PA 18040, :	dividually and as managing member of	:
Easton, PA 18040, :	REAT CONVENTIONS LLC,	:
,	35 North Delaware Drive	:
Defendants. :	nston, PA 18040,	:
	Defendants.	:

#### **COMPLAINT**

AND NOW, comes the Commonwealth of Pennsylvania, Office of Attorney General, by Attorney General Josh Shapiro (hereinafter "Commonwealth" and/or "Plaintiff"), which brings this action on behalf of the Commonwealth pursuant to the provisions of the *Unfair Trade Practices and Consumer Protection Law*, 73 P.S. §§ 201-1 – 201-9.2 (hereinafter "Consumer Protection Law"), to restrain by permanent injunction unfair methods of competition or unfair or deceptive acts or practices in the conduct of any trade or commerce, declared unlawful by the Consumer Protection Law.

The Commonwealth believes that the public interest is served by seeking a permanent injunction from this Honorable Court to restrain the methods, acts and practices of the Defendants. The Commonwealth believes that the citizens of the Commonwealth are suffering and will continue to suffer harm unless the acts and practices complained of herein are permanently enjoined.

The Commonwealth also seeks restitution pursuant to Section 201-4.1 of the Consumer Protection Law. Additionally, the Commonwealth seeks appropriate civil penalties pursuant to Section 201-8(b) of the Consumer Protection Law for all willful violations of said Law, costs and other appropriate equitable relief as redress for violations of the Consumer Protection Law, as set forth herein.

In support of this action, the Commonwealth respectfully represents the following:

#### **JURISDICTION**

1. This Court has original jurisdiction over this action pursuant to Section 931 of the Judicial Code, 42 Pa. C.S.A. § 931(a).

#### **VENUE**

2. Venue lies with this Court pursuant to Pa. R.C.P. Nos. 1006(a)(1) and 1006(c)(1).

#### THE PARTIES

- 3. Plaintiff is the Commonwealth of Pennsylvania, Office of Attorney General, by Attorney General Josh Shapiro, with offices located at 15th Floor, Strawberry Square, Harrisburg, Pennsylvania 17120 and 1600 Arch Street, Third Floor, Philadelphia, Pennsylvania, 19103.
- 4. Defendant Great Conventions, LLC (hereinafter "Great Conventions" and/or collectively one of the "Defendants") is registered as a Pennsylvania limited liability company with the Pennsylvania Department of State, Bureau of Corporations and Charitable Organizations: Corporations Section (hereinafter "Corporations Bureau"), with a registered business address of 2735 North Delaware Drive, Easton, PA 18040.
- 5. At all times relevant to this Complaint, Defendant Great Conventions has done business under the fictitious name "The Great Philadelphia Comic Con!".
- 6. "The Great Philadelphia Comic Con!" is not a registered fictitious name with the Corporations Bureau.
- 7. Defendant Christopher Wertz (hereinafter "Wertz" and/or collectively one of the "Defendants") is an adult individual with a last known residential address of 2735 North Delaware Drive, Easton, Pennsylvania 18040.
- 8. Upon information and belief, Defendant Wertz is the managing member of Defendant Great Conventions.
- 9. At all times relevant and material hereto, Defendant Wertz approved, endorsed, directed, ratified, controlled and/or otherwise participated in the conduct alleged herein.

10. The unlawful acts and practices complained of herein were carried out pursuant to Defendant Wertz's direction and control, and Defendant Wertz directly participated in such unlawful acts and practices.

#### **BACKGROUND**

- 11. At all times relevant and material hereto, Defendants engaged in trade and commerce within the Commonwealth of Pennsylvania by organizing and hosting conventions and other ticketed events open to the public, marketing such events, and selling tickets to such events.
- 12. Defendants scheduled an event called The Great Philadelphia Comic Con! (the "Comic Con") to be held at the Greater Philadelphia Expo Center in Oaks, Pennsylvania from April 3-5, 2020.
- 13. Defendants marketed the Comic Con as an event celebrating "comics and popular culture by providing unique access to talented artists and a family-friendly experience for fans." The Comic Con was planned to be a three-day event where attendees could meet TV and movie celebrities, attend panel discussions and workshops, and participate in character costume contests. A true and correct screenshot of the "Schedule & Events" page of Defendants' website is attached hereto and incorporated herein as **Exhibit A**.
- 14. Defendants sold tickets to the Comic Con on their website, www.philadelphiacomiccon.com. Defendants sold various levels of tickets to the event, ranging in price from \$30.00 to \$225.00. Consumers purchased tickets to the event online and paid for the tickets via credit cards. A true and correct screenshot of the "Buy Tickets" page of Defendants' website is attached hereto and incorporated herein as **Exhibit B**.
  - 15. Defendant Wertz personally acted as the primary representative of Defendant

Great Conventions in its communications with event vendors, the event venue, and ticket holders.

- 16. On March 13, 2020, Defendants announced to the public via social media that the Comic Con scheduled for April 3-5, 2020 would be postponed due to the COVID-19 pandemic and associated state and local government restrictions on large gatherings. A true and correct copy of Defendant' March 13, 2020 Facebook post is attached hereto and incorporated herein as **Exhibit C**.
- 17. In their March 13, 2020 announcement, Defendants stated that the event would occur on September 4-6, 2020. Defendants told consumers that "your tickets are valid and will remain so for the new dates of September 4-6<sup>th</sup>. If you cannot attend on that date, then simply do not come to the show. After the event, we will check for tickets that were not checked in, and all of those tickets will be transferred to our April 2021 event when those tickets go on sale." *See* Exhibit C.
- 18. On July 31, 2020, Defendants announced that due to various governmental regulations and continued health and safety concerns, the rescheduled Comic Con event planned for September 4-6, 2020 would be rescheduled for April 2021. A true and correct copy of Defendants July 31, 2020 Facebook post is attached hereto and incorporated herein as **Exhibit D**.
- 19. On or about July 31, 2020, Defendants posted to the Great Philadelphia Comic Con website a COVID-19 notice advising consumers of Defendants' policies for the rescheduled event. In the notice, Defendants advised consumers that "[a]ny ticket you purchased is still valid and remains so for the April 2021 show (exact dates to be announced soon)." A true and correct copy of the Website posting is attached hereto and incorporated herein as **Exhibit E**.
  - 20. On March 25, 2021, Defendants announced via social media that the Comic Con

event would not be held in April 2021. Defendants stated that they "intend to schedule the show as soon as it is reasonably safe to do so, without continually changing restrictions on size or attendance capacity." Defendants further stated that "at this time we are not in a position to be able to offer refunds for tickets or tables." A true and correct copy of the March 25, 2021, Facebook post is attached hereto and incorporated herein as **Exhibit F**.

- 21. As of September 30, 2021, the Great Philadelphia Comic Con website states "Show Dates: April 2021 (Exact Dates to be Announced Soon)." *See* Exhibit A, at p. 4.
- 22. Upon information and belief, Defendants currently have no dates scheduled for holding the Comic Con event.
- 23. Upon information and belief, Defendants have provided no update to Comic Conticket holders concerning the scheduling of the event since their March 2021 social media post.
- 24. Defendants have failed to respond to communications from multiple consumers seeking refunds for tickets purchased to the Comic Con.
- 25. Defendants have failed to issue refunds for Comic Con tickets to consumers who demanded them.
- 26. There are no current state or local COVID-related restrictions that would prevent Defendants from holding the Comic Con at the Greater Philadelphia Expo Center or limit the number of attendees at the event. The Commonwealth of Pennsylvania lifted all applicable event capacity restrictions effective May 31, 2021.
- 27. Despite Defendants' representations to consumers in March 2021 that they would reschedule the Comic Con event when event capacity restrictions were eased, they have failed to do so at any time in the four (4) months since the restrictions were completely lifted.
  - 28. Defendants have failed to provide consumers refunds and have failed to

reschedule the event within a reasonable period of time.

- 29. Consumers who paid for tickets to the Comic Con more than twenty (20) months ago have suffered harm, for they have not been able to attend the event and have not received refunds from Defendants.
- 30. The Pennsylvania Office of Attorney General, Bureau of Consumer Protection (hereinafter "Bureau") has received complaints against Defendants.
- 31. The Commonwealth believes and therefore avers that there may be additional consumers who have not filed complaints with the Bureau and who have also been harmed due to the methods, acts and practices of Defendants, which include, but are not limited to, those as alleged herein.
- 32. The Commonwealth believes that the public interest is served by seeking before this Honorable Court a permanent injunction to restrain the methods, acts and practices of the Defendants, as complained of herein and as hereinafter set forth. Further, the Commonwealth requests restitution, civil penalties, costs and other appropriate equitable relief as redress for Defendants' violations of the Consumer Protection Law.

#### COUNT I – VIOLATIONS OF THE CONSUMER PROTECTION LAW

### DEFENDANTS FAILED TO DELIVER GOODS OR SERVICES PROMISED TO CONSUMERS FOR WHICH CONSUMERS CONTRACTED AND PAID

- 33. The preceding paragraphs are incorporated herein as though the same were fully set forth herein.
- 34. Defendants Great Conventions and Wertz are persons who engage in trade or commerce as defined by 73 P.S. § 201-2(2), (3).
- 35. Defendants sold tickets to consumers to attend the Comic Con at the Greater Philadelphia Expo Center in Oaks, Pennsylvania.

- 36. Consumers paid the full price for tickets to the Comic Con event, ranging from \$30.00 to \$225.00 each, at the time of purchase.
- 37. Defendants received substantial payments from consumers for tickets to the Comic Con.
- 38. Defendants have rescheduled the Comic Con event multiple times since March 2020.
- 39. At the time of this Complaint, Defendants have failed to either hold the event or to publicly announce a future date upon which the Comic Con will be held.
- 40. Defendants failed to properly and timely respond to refund requests made by consumers who purchased Comic Con tickets.
- 41. Defendants are wrongfully holding funds from consumers' ticket purchases without providing the Comic Con event that consumers paid to attend.
- 42. The aforesaid methods, acts and practices of Defendants constitute unfair methods of competition and unfair or deceptive acts or practices as prohibited by Section 201-3 of the Consumer Protection Law, as defined by Section 201-2(4) of said Law, including, but not limited to, the following:
  - (a) Section 201-2(4)(v), which prohibits representing that goods or services have sponsorship, approval, characteristics, ingredients, uses benefits or quantities that they do not have or that a person has a sponsorship, approval, status, affiliation or connection that he does not have;
  - (b) Section 201-2(4)(ix), which prohibits advertising goods or services with intent not to sell them as advertised; and
  - (c) Section 201-2(4)(xxi), which prohibits engaging in any other fraudulent or deceptive conduct which creates a likelihood of confusion or of misunderstanding.

73 P.S.  $\S$  201-2(4)(v), (ix), and (xxi).

- 43. At all times relevant hereto, the unlawful methods, acts and practices complained of have been willfully used by Defendants.
- 44. The Commonwealth believes that the public interest is served by seeking before this Court a permanent injunction to restrain the methods, acts and practices described herein, as well as seeking restitution for consumers and civil penalties for violation of the law. The Commonwealth believes that citizens of the Commonwealth are suffering and will continue to suffer harm unless the acts and practices complained of herein are permanently enjoined.

WHEREFORE, the Commonwealth of Pennsylvania respectfully requests that this Honorable Court issue an Order:

- A. Declaring Defendants' conduct as described in the Complaint to be in violation of the Consumer Protection Law;
- B. Permanently enjoining Defendants and all other persons acting on their behalf, directly or indirectly, from violating the Consumer Protection Law and any amendments thereto, including, but not limited to, the following:
  - Representing that goods or services have sponsorship, approval, characteristics, ingredients, uses, benefits or quantities that they do not have or that a person has a sponsorship, approval, status, affiliation, or connection that he does not have, in violation of Section 201-2(4)(v) of the Consumer Protection Law;
  - ii. Advertising goods or services with the intent not to sell them as advertised, in violation of Section 201-2(4)(ix) of the Consumer Protection Law; and
  - iii. Engaging in any other fraudulent or deceptive conduct which creates a

likelihood of confusion or of misunderstanding, in violation of Section 201-2(4)(xxi) of the Consumer Protection Law.

73 P.S. § 201-2(4)(v), (ix) and (xxi).

- C. Directing Defendants to make full restitution pursuant to Section 201-4.1 of the Consumer Protection Law to all consumers who have suffered losses as a result of the acts and practices alleged in this Complaint and any other acts or practices which violate the Consumer Protection Law;
- D. Requiring Defendants to pay the Commonwealth a civil penalty in the amount of One Thousand and 00/100 Dollars (\$1,000.00) for each and every violation of the Consumer Protection Law, and a civil penalty of Three Thousand and 00/100 Dollars (\$3,000.00) for each and every violation of the Consumer Protection Law where the victim is sixty years of age or older;
- E. Permanently enjoining Defendants in any capacity, from operating and/or selling tickets to conventions or other public events in the Commonwealth of Pennsylvania;
- F. Directing Defendants to disgorge and forfeit all monies they have received as a result of their unfair and deceptive acts and practices as set forth in this Complaint;
- G. Requiring Defendants to pay the Commonwealth's investigative and litigation costs in this matter; and
- H. Granting such other general, equitable and/or further relief as the Court deems just and proper.

#### COUNT II- VIOLATIONS OF THE CONSUMER PROTECTION LAW

# DEFENDANTS FAILED TO REGISTER THEIR FICTITIOUS NAME WITH THE PENNSYLVANIA DEPARTMENT OF STATE

- 44. The Commonwealth incorporates the preceding paragraphs as though the same were fully set forth herein.
- 45. Defendants are persons who engage in trade or commerce as defined by 73 P.S. § 201-2(2), (3).
- 46. As detailed in the preceding paragraphs of this Complaint, Defendants operated an event business called "The Great Philadelphia Comic Con!".
- 47. Defendants held "The Great Philadelphia Comic Con!" out as a business entity to consumers by:
  - a. using documents containing "The Great Philadelphia Comic Con!" logo;
  - b. operating the website www.philadelphiacomiccon.com; and
  - c. using contact e-mail addresses ending with "@philadelphiacomiccon.com".
- 48. Defendants misled consumers as to the status of "The Great Philadelphia Comic Con!" as a business entity.
- 49. Under Pennsylvania's *Fictitious Names Act*, 54 Pa. C.S. §§ 301-332 (hereinafter "Fictitious Names Act"), a person or business must register a fictitious name, defined as "[a]ny assumed or fictitious name, style or designation other than the proper name of the entity using such name" with the Pennsylvania Department of State before it conducts any business in the Commonwealth under or through that fictitious name.
- 50. Defendants failed to register the name "The Great Philadelphia Comic Con" with the Pennsylvania Department of State, in violation of the Fictitious Names Act, 54 Pa. C.S. § 303(b).

- 51. The aforementioned methods, acts and practices constitute unfair methods of competition and unfair or deceptive acts or practices in the conduct of trade or commerce prohibited by Section 201-3 of the Consumer Protection Law, as defined by Section 201-2(4) of said Law, including, but not limited to, the following:
  - a. Section 201-2(4)(ii), causing likelihood of confusion or misunderstanding as to the source, sponsorship, approval or certification of goods or services;
  - b. Section 201-2(4)(iii) causing likelihood of confusion or of misunderstanding as to affiliation, connection or association with, or certification by, another; and
  - c. Section 201-2(4)(xxi), engaging in any other fraudulent or deceptive conduct which creates a likelihood of confusion or of misunderstanding.
- 73 P.S. §§ 201-3, and 201-2(4)(ii), (v) and (xxi).
- 52. The Commonwealth alleges that all of the practices described above were performed willfully by the Defendants.
- 53. The Commonwealth believes the public interest is served by seeking before this Honorable Court a permanent injunction to restrain the operations, methods, acts, and practices of Defendants as described herein, as well as seeking restitution for consumers and civil penalties for violations of the law.

**WHEREFORE**, the Commonwealth respectfully requests that this Honorable Court order the following relief:

- A. Declaring the conduct of Defendants as described in the Complaint to be in violation of the Consumer Protection Law;
- B. Permanently enjoining Defendants and all other persons acting on their behalf, directly or indirectly, from violating the Consumer Protection Law and any amendments thereto,

including, but not limited to, the following:

- i. Representing that goods or services have sponsorship, approval, characteristics, ingredients, uses, benefits or quantities that they do not have or that a person has a sponsorship, approval, status, affiliation, or connection that he does not have, in violation of Section 201-2(4)(v) of the Consumer Protection Law;
- ii. Advertising goods or services with the intent not to sell them as
   advertised, in violation of Section 201-2(4)(ix) of the Consumer Protection
   Law; and
- iii. Engaging in any other fraudulent or deceptive conduct which creates a likelihood of confusion or of misunderstanding, in violation of Section 201-2(4)(xxi) of the Consumer Protection Law.

73 P.S. § 201-2(4)(v), (ix) and (xxi).

- C. Directing Defendants to make full restitution pursuant to Section 201-4.1 of the Consumer Protection Law to all consumers who have suffered losses as a result of the acts and practices alleged in this Complaint and any other acts or practices which violate the Consumer Protection Law;
- D. Preliminarily and permanently enjoining Defendants, and their agents, employees and all other persons acting on their behalves, directly or indirectly, from violating the Consumer Protection Law and any amendments thereto;
- E. Directing Defendants to pay the Commonwealth a civil penalty in the amount of One Thousand Dollars (\$1,000.00) for each and every violation of the Consumer Protection Law,

and a civil penalty of Three Thousand Dollars (\$3,000.00) for each and every violation of the Consumer Protection Law where the victim is sixty years of age or older;

- F. Directing Defendants to disgorge and forfeit all monies they have received as a result of their unfair and deceptive acts and practices as set forth in this Complaint;
- G. Requiring Defendants to pay the Commonwealth's investigative and litigation costs in this matter; and
- Granting such other general, equitable and/or further relief as this Court deems H. just and proper.

Respectfully Submitted,

COMMONWEALTH OF PENNSYLVANIA OFFICE OF ATTORNEY GENERAL

JOSH SHAPIRO Attorney General

Date: October 6, 2021

By:

LILLA LYLLAN WARRING DEBRA DJUPMAN WARRING

Deputy Attorney General Attorney I.D. Number 206437

Pennsylvania Office of Attorney General

1600 Arch Street, Third Floor Philadelphia, Pennsylvania 19103

Telephone: (215) 560-2930

Fax: (215) 560- 2494

Email: dwarring@attorneygeneral.gov

Attorney for Plaintiff

# IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA	:
BY Attorney General JOSH SHAPIRO,	<b>:</b>
Plaintiff,	:
<b>v.</b>	: No
GREAT CONVENTIONS, LLC D/B/A THE	<b>:</b> :
GREAT PHILADELPHIA COMIC CON!;	<b>.</b>
CHRISTOPHER WERTZ, individually and	<b>:</b>
as managing member of Great Conventions LLC,	. <b>:</b>
	:
Defendants.	:
	:

#### **VERIFICATION**

I, Margaret McMahon, hereby state, hereby state that I am a Consumer Protection Agent with the Pennsylvania Office of Attorney General, Bureau of Consumer Protection and am authorized to make this verification on behalf of the Commonwealth in the within action. I hereby verify that the facts set forth in the foregoing Complaint are true and correct to the best of my knowledge, or information and belief. I understand that the statements contained herein are subject to the penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.

DATE: 10/5/21

By: Margart M. Mal

# EXHIBIT A

**UPCOMING SHOW: APRIL 2021** 



## **SCHEDULE & EVENTS**

The Great Philadelphia Comic Con! is dedicated to producing celebrations of comics and popular culture by providing unique access to talented artists and a family-friendly experience for fans. Whether you're into Doctor Who, Star Wars, Superman, building your own custom cosplay costume or learning how to draw anime, we have something for everyone! Our show motto "Get UR Geek On!" represents the diverse and unique nature of our fans – be they fans of Comics, Movies, TV, Anime, Gaming, Cosplay or more.

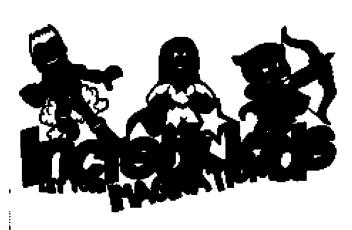
### PANELS, DISCUSSIONS & WORKSHOPS

Three Panel rooms and 3 days dedicated to panels, discussions, and workshops. From Q&As with celebrity guests to cosplay workshops to demonstrations, we have lots of opportunities to check out.

Check again soon for the panel schedule. Panel schedule is released at least a week before the show.

Have a great idea for a panel, workshop or discussion? Send us a Panel Submission!

SUBMIT A PANEL





## KIDS ZONE BY INCREDIKIDZ

INCREDIKIDS allows young people the opportunity to be inspired and let their imaginations soar!

Created and organized by <u>Mike Lopez</u> and <u>Michael Grassia</u>, our main goal and purpose is to bring **INCREDIKIDS** EVERYWHERE together for a fun, educational, interactive and enlightening view of the creative arts led by professionals in the educational and entertainment fields!

**INCREDIKIDS** aim is to make sure kids (and kids at heart!) have fun. We also want to teach about how the chosen field works & ways to support their academic goals and efforts. Over the weekend **INCREDIKIDS** will provide participants with ways explore their creativity and imagination.

We are the ONLY Kids Literacy Through Comics & the Arts program in the NorthEast that follow a Common Core & Arts based curriculum – designed by State Licensed Educators & professional artists.

#### ALL materials presented are family-oriented and FREE.



Follow INCREDIKIDS on Facebook at @comicclubhouse and @incredicon and INCREDITAINMENT on Facebook and Twitter at @incrditainment

### 2021 ADULT COSPLAY CONTEST & KIDS COSPLAY CONTEST

The Great Philadelphia Comic Con! is proud to announce the official 2021 Adult & Kids Cosplay Contests. We are excited offer the opportunity to strut your stuff in our **Adult Cosplay Contest**.

Both the Adult & Kids Cosplay Contests are open to costuming pro and novices alike. No registration needed.

HOSTS: Eric "The Smoke" Moran



sponsored by.

and a second control of

#### **SHOW LOCATION**

The Greater Philadelphia Expo Center 100 Station Avenue, Oaks, PA 19456 www.philadelphiaexpocenter.com







#### **SHOW DATES**

April 2021

(Exact Dates to be Announced Soon)

#### **QUICK LINKS**

Show Policies Schedule & Events

Volunteer Contact Us

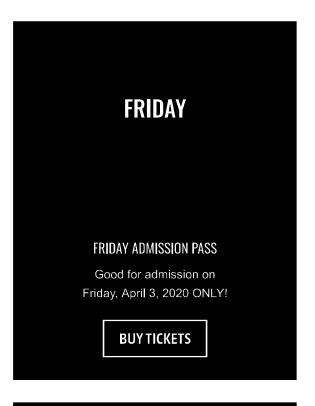
Exhibitors FAQs

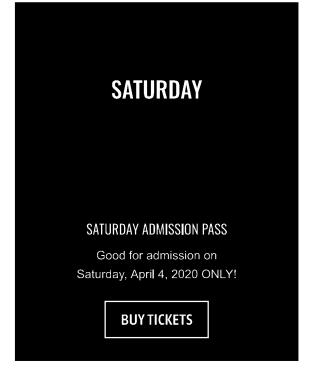
Guest List Press

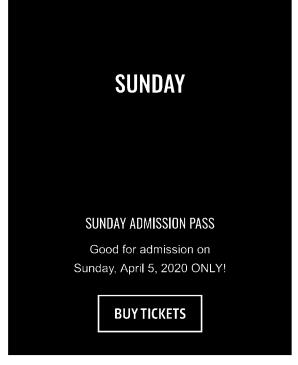
# EXHIBIT B

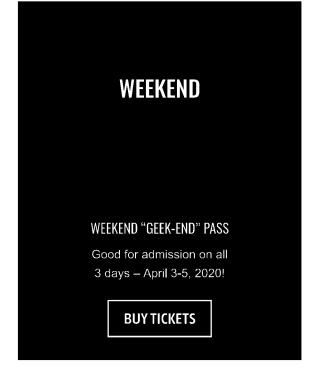


## **BUY TICKETS**











### **VIP PACKAGE TIER 1**

#### GENERAL "GEEKED" VIP PACKAGE TIER 1

VIP Tier 1 Package includes: Admission
on all 3 days – April 3-5, 2020 <u>PLUS</u>
One Limited Edition Weekend VIP Badge,
One GPCC Themed T-Shirt Redemption,
One set of 2020 GPCC Trading Cards, Professional Photo Op Speed Pass Line Access and Priority
Seating at ALL Panels!

**BUY TICKETS** 

### **VIP PACKAGE TIER 2**

#### GENERAL "GEEKED" VIP PACKAGE TIER 2

VIP Package Tier 2 includes: Admission on

all 3 days – April 3-5, 2020 PLUS One Limited Edition Weekend VIP Badge, One GPCC Themed T-Shirt Redemption, One Set of 2020 GPCC Trading Cards, One Limited Edition VIP Swag Bag, One Limited

Edition 2020 GPCC Show Print, 10% Off

Merchandise Credit, Professional

Photo Op Speed Pass Line Access, and Priority Seating at ALL Panels!

**BUY TICKETS** 

## PHOTO OPS

Get your picture taken with your favorite Celeb(s) attending The Great Philadelphia Comic Con! Please be sure to arrive early to the scheduled time for your photo op, we suggest 10-15 minutes early. All photos include 2 Adults, if you need more, or want additional prints or digital copies, you can purchase them at Photo Ops.

**BUY PHOTO OPS** 

\* PLUS TAXES AND FEES

### A COUPLE OF NOTES ABOUT TICKETS

- All passes gain entry to The Great Philadelphia Comic Con!
- Tickets will be available for redemption at the event with your online receipt, TICKETS WILL NOT BE
   MAILED.
- Upon arrival at the venue, present your ticket with the QR Code or use the App on your smartphone at admission for a wristband or badge to enter the showroom and panel rooms.
- All children ages 10 and under are FREE with a paid Adult Admission. Children MUST not be left unattended at the event.
- There are NO REFUNDS on admission tickets.
- · Credit card will be charged at time of purchase.

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All information regarding attendance, appearance times & fees, photo opportunities and signatures of
Celebrity Guests, Cosplayers, Artists & Writers to The Great Philadelphia Comic Con! are subject to
change at any time. The Great Philadelphia Comic Con! and Great Conventions, LLC do not accept any
liability and there is no refunds on admission tickets for any reason.

#### **SHOW LOCATION**

The Greater Philadelphia Expo Center 100 Station Avenue, Oaks, PA 19456 www.philadelphiaexpocenter.com







#### **SHOW DATES**

April 2021

(Exact Dates to be Announced Soon)

#### **QUICK LINKS**

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# EXHIBIT C

As you may be aware, on Thursday morning Governor Wolf issued an order directing all Montgomery County schools, public spaces, and gathering spaces to be closed for two weeks. Across the state, he also encouraged the candellation or postponement of any large gatherings, especially with more than 250 attendees: The Great Philadelphia Comic Cont is held in Montgomery County, and our doesiderably higher attendance mean that we are directly affected by this order. We have been informed that there is a high likelihood of the venue closure being extended past the initial two. weeks, to a time that will affect our planned dates.

https://babc.com/.../state-orders-coronavinis-contai.../8006509/

The safety and health of our attendees, exhibitors, guests, staff and volunteers has always been the highest priority for us. Due to this abovementioned order and the strong recommendation of our ventile, we have made the difficult decision to postpone our show to Labor Day weekend. September 4-6, 2020. We are making this call now in order to give many of our attendees a chance to modify or refund their travel plans with the support of the arrives. Below we have more information for those who are affected by this date change.

Attendees - We will be simply changing the dates in our system, so your tickets are valid and will remain so for the new dates of September 4-8th. If you cannot attend on that date; then simply do not come to the show. After the event, we will check for tickets that were not checked in, and all of those tickets will be transferred to our April 2021 event when those tickets go on sale. This is an automated process, and you don't need to email us or do anything further.

Photo Ops — As we are working hard to secure the same guest list, photo ops will remain valid for the September show. If the guest you wish to see transferred to a new guest op as a credit on your continuation page.

Exhibitors — Each exhibitor will still have their paid and guaranteed spots at the rescheduled show in September. If for any reason you are unable to exhibit in September, our wendor coordinator will work with you to more your spot forward to the April 2021 show.

We understand the financial impact that this postponement may have on our exhibitors; artists, guests, and other small businesses that rely on shows such as ours. While we deeply regiet that this move was necessary, we feel that it is in the best interest of the continued health and safety of all involved parties to do so. Please be patient with us as we work through all the details. We will keep you all updated as we have information to share, and please stay safe and make responsible choices in regards to your health during this difficult time.

# EXHIBIT D

We have some statingway. The September 4-5, 2020 show a postponed to April 2021

Due to the effects on the government to religate the spread of COVID-19, owners restrictions and earth protocols have been put into place regarding. I've events including the recent order that indoor patherage of more than 26 scopie and now embidied.

With an average daily eligendency that for surpposes that, not reducing various, guests, and staff, our invest is well outside the titel of what is now acceptable. Unfortunately there is no expectation that these restrictions will be little prior to our planner. Supports every date

https://www.governecpe.gov/...rettF-administration-anneuros..../

With those orders in place in our state, as evil as other makes that are statisting smiled or no travel, we have a situation that effects our renders, believing public, shareless, and even staff and voluntaers. While the staff has been working collegably bying to find a workship and for solution, we realize that it is now time for us to accept that there is amply no blacking way to hold The Great Philodelphia Corric Conf. 2020 on our reschools in September axion.

With the health and safety of everyone in mind, we will be peoporing the entry, whose to 2003. It is our intention to help the show to our normal threating of mig-April, but we will be course be ignoring a close dye on things as truly devictor. Once we are confident truly we also hold a talk whole, we will accorde the exact dates.

The good name is we have been in contact with our calabrity quest and the imploity of them have agreed (harring any huther unforeseasable challenges) to exchedule their appearance to the 2021 stree.

Additionally, we are note estimate working on a writtel option with name of our parently quests, so keep watching like space for consumationaries on how to take port in these centile and other for everall should we be able to work out at the details.

We sencertly opologies to all of you wild were looking forward to discreting 19FCC 2020. We hope that 2021 will be distributer yield for affect us, and we can encorage a gather to collect us gather our gather on family. Until there we hope that you all stay heating and Wash Your Hands if you must go out and about!

For more - Mice. Here's philosophysican coar, com/coard-19-rel call



# EXHIBIT E



**UPCOMING SHOW: APRIL 2021** 

We have some sad news. The September 4-6, 2020 show is postponed to April 2021.

Due to the efforts by the government to mitigate the spread of COVID-19, certain restrictions and safety protocols have been put into place regarding live events including the recent order that indoor gatherings of more than 25 people are now prohibited. With an average daily attendance that far surpasses that, not including vendors, guests, and staff, our event is well outside the limit of what is now acceptable. Unfortunately, there is no expectation that these restrictions will be lifted prior to our planned September event date.

## https://www.governor.pa.gov/newsroom/wolf-administration-announces-targeted-mitigation-efforts-in-response-to-recent-covid-case-increases/

With these orders in place in our state, as well as other states that are advising limited or no travel, we have a situation that affects our vendors, celebrity guests, attendees, and even staff and volunteers. While the staff has been working constantly trying to find a workable and fair solution, we realize that it is now time for us to accept that there is simply no feasible way to hold The Great Philadelphia Comic Con! 2020 on our rescheduled September dates.

With the health and safety of everyone in mind, we will be postponing the entire show to 2021. It is our intention to hold the show in our normal timeline of mid-April, but we will of course be keeping a close eye on things as they develop. Once we are confident that we can hold a safe event, we will announce the exact dates.

The good news is we have been in contact with our celebrity guest and the majority of them have agreed (barring any further unforeseeable challenges) to reschedule their appearance to the 2021 show.

Additionally, we are now actively working on a virtual option with some of our celebrity guests, so keep watching this space for announcements on how to take part in those panels and other fun events should we be able to work out the all details.

We understand that this is a disappointment to you, but we assure you that we have been actively working hard to try and find a way to hold the 2020 event in a manner that was both safe and of the standard you expect. As an independently owned convention, we do not have the resources that the larger corporate events have to cushion this blow. The 24-month gap from GPCC 2019 to GPCC 2021 is going to be a particularly challenging time for ownership and the staff. We are truly very appreciative of you all. Your existing reservations, along with pre-COVID-19 ticket sales are all that exists to ensure that The Great Philadelphia Comic Con 2021 takes place. Without your support, we would cease to exist, and that would be heartbreaking for all of us. So, once again, thank you.

We sincerely apologize to all of you who were looking forward to attending GPCC 2020. We hope that 2021 will be a better year for all of us, and we can once again gather to celebrate getting our geek on with our con family!

Until then, we hope that you all stay healthy and wash your hands!!

#### I BOUGHT A TICKET TO THE APRIL 2020 SHOW - WHAT HAPPENS NOW?

Any ticket you purchased online is still valid and will remain so for the April 2021 show (exact dates to be announced soon).

This is an automated process, and you do not need to email us or do anything further.

#### I BOUGHT A PHOTO OP - WHAT HAPPENS NOW?

We have been working hard to secure the same guest list, and thankfully the majority of them have agreed to reschedule their appearance to the 2021 show.

Any Photo Ops purchased for the 2020 show will remain valid for the April 2021 show.

If the guest you wish to have a photo op with cannot attend the 2021 show, the photo op can be transferred to a new guest photo op (of equal monetary value) of your choice. If for any reason a celebrity is unable to attend, please contact Wolf Studios Photography and they will be able to assist you in getting those your photo op sorted out or refunded.

For more information, please visit www.wolfstudiosphotography.com.

#### **EXHIBITOR INFORMATION**



Each exhibitor will still have their paid and guaranteed spots at the rescheduled show in April 2021.

#### SHOW LOCATION

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#### **SHOW DATES**

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# EXHIBIT F





As April draws near, many of you have reached out with questions about The Great Philadelphia Comic Contrant our plans moving forward. The truth is this – we are in an impossible situation due to the oppoing pandemic and the pace at which cases continue to rise and fall. Our staff has been diligently tracking both the pends and government restrictions and regulations, hoping that it would be possible to hold a show in April. It has become apparent to us that this hope is not going to be a reality. As before, our expectation is that we will be putting on a show; the question that remains is when exactly said show can take place.

We continue to look to the responsible governing bodies of our state and county for their guidance, and at this time the recommendations from these organizations can change drastically within a month's time. To cite a specific example, an order from the Governor states that events can operate at 15% of normal size capacity, which sounds promising; however, "capacity" includes vendors, staff, celebrities, volunteers, and security in addition to attendees. Sadly, 15% capacity isn't enough to even cover the number of vendors, staff, and support staff needed to run the event. Another issue that we're facing is the ability of our guests to attend an event without being then forced into quarantine, either bere or at their homes.

It would not be safe or responsible of us to raise peoples' expectations by continually pushing the show to a future date, and then being forced to postpone once again. Therefore, the best and most honest answer that we can give is that we intend to schedule the show as soon as it is reasonably safe to do so, without continually changing restrictions on size or attendance capacity.

All of you who have paid for a ticket or a table—we are still working towards honoring those, as previously stated. The shutdown of the 2020 above just one month prior to its start came at the worst possible time, as wenue and hotel deposits had been made, as well as flight, marketing and advertising dollars already spent. We have been making attempts to recover some of the deposits that were made, but at this time we are not in a position to be able to offer refunds for tickets or tables. We appreciate the support you have shown us in this difficult time.

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145 Continents 17 Shares





