



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WESTERN REGION SAN FRANCISCO

J. H. U. D. G. H. & R. P. P. L. V. V. L. R. Q.
Regional Director

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90 Seventh Street
Suite 14300
San Francisco, California 94103

June 10, 2024

Via Federal Express

Lisa Pasch
President
Medify Air LLC
150 E Palmetto Park Road, Suite 200
Boca Raton, FL 33432

Compliance Warning Re: Magnuson-Moss Warranty Act

Dear Ms. Pasch

The Federal Trade Commission (FTC) enforces the Magnuson-Moss Warranty Act, which prohibits unfair or deceptive acts or practices in or affecting commerce. The FTC Act requires that any representations be truthful and not misleading. The FTC also enforces the Magnuson-Moss Warranty Act, which is a law that governs consumer product warranties and, among other things, establishes disclosure standards for written warranties. The Warranty Act prohibits warrantors of consumer products costing more than five dollars from conditioning their written warranties on a purchase or repair service that is identified by brand, trade, or corporate name, unless the warranty states the article or service will be provided to the consumer for free or (2) the warrantor has been granted a waiver by the Commission. Similarly, warranty language that purports to a consumer acting reasonably under the circumstances that warranty coverage requires a consumer to purchase an article or service identified by brand, trade or corporate name is similarly deceptive and prohibited.

¹ 15 U.S.C. § 2302(c). A warrant may apply for a waiver by demonstrating to the Commission that the warranted product will function properly only if the article or service so identified is used in connection with the warranted product and that the waiver is in the public interest.

² 16 C.F.R. 700.10; 15 U.S.C. § 2310(c).

the Warranty Act is a violation of Section 5 of the FTC Act, and the FTC has previously brought actions against companies for this type of Section 5 violation.³

In addition, claims by a warr99.48 4510 7ma 0 Tr 10.0.1A (Sectti)-3lse Seeviousiwalaantty ET Q q 0 0 6

Thank you for your attention to this matter. Please direct any inquiries concerning this letter to Abdiel Lewis at alewis4@ftc.gov and Alyssa Wu at awu1@ftc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "K. O'Shea". The signature is written in a cursive style with a long horizontal stroke at the end.

Regional Director
Western Region San Francisco