



Press Release

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FOR IMMEDIATE RELEASE

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Subject: City of Rocklin files lawsuit against Legacy Family Adventures for fraud and breach of contract related to Quarry Park Adventures

The City of Rocklin (City) today filed a lawsuit in Placer County Superior Court against former Quarry Park Adventures (Park) operator, Legacy Family Adventures (LFA), and David Busch. The lawsuit alleges fraud, negligent misrepresentation and breach of contract, among other claims.

The City alleges that within weeks of taking control of the Park, LFA informed the City it would never be able to meet key financial and attendance obligations in the operating agreement. The City also alleges that David Busch repeatedly misrepresented his water and adventure park experience, and the amount of capital necessary to build and operate the Park. The lawsuit further details various ways LFA breached its contracts with the City, including operational concerns such as extremely limited and unpredictable hours of operation, and financial concerns such as failing to make any payments to the City, failing to provide financial reports, or even track park attendance. A full copy of the complaint can be found on the City's [website](#).

“Quarry Park Adventures is important to Rocklin’s future and it is our responsibility to ensure that the Park delivers a great experience for residents and the region,” said Rocklin City Manager Steve Rudolph. “The City decided to move decisively to protect the investment made in the Park and took legal action to officially rescind the Master and Operating agreements with LFA as soon as we understood they were not a capable partner.”

Excerpts from the City of Rocklin’s lawsuit against LFA and Busch include:

- “... although Busch provided credentials and references, he misrepresented and concealed that his only adventure park projects, which happened to be his most recent projects that were in the midst of being terminated at the time, were abject failures that were actively being investigated for child labor law violations.” – Page 2, Paragraph 2
- “But soon after his entity took over operations, it failed to honor its contractual obligations and proceeded to “revise” its financial projections to show that it was never

going to be able to satisfy the financial obligations that it owed to the City.” Page 2-3, Paragraph 3

- “LFA breached Paragraph 9.1 of the Operating Agreement in failing to pay a first quarter interest-only payment of \$40,000 by November 15, 2018;” Page 28, Paragraph 114
- “LFA breached Paragraph 10.2 of the Operating Agreement in failing to keep true and accurate books and records showing all of its business transactions concerning its operations of the adventure park in a format and manner acceptable to the City, and refusing to provide a demonstration or access to LFA’s point-of-sale system or provide an accurate record of the adventure park’s attendees;” Page 28, Paragraph 114
- “LFA breached of Paragraphs 7.1.1 and 7.1.2 of the Operating Agreement in failing to operate the adventure park for a commercially reasonable period during its operating season because LFA has offered extremely limited and unpredictable hours of operation for the adventure park;” Page 29, Paragraph 114
- “LFA implemented an inexperienced management team. For example, in October 2018, LFA advised [the City] that LFA had appointed a new park director with no familiarity with other adventure parks and no certified operational training.” Page 30, Paragraph 121

The City terminated its relationship with LFA on Jan. 9, and temporarily closed the Park for the winter season. The City and LFA entered into mediation, which was ultimately unsuccessful. The City Council authorized legal action against LFA at Tuesday’s City Council meeting.

At the same meeting, the City Council approved a term sheet to name Adventure Operations, LLC, a subsidiary of Bonsai Design, as the Park’s new operator. Bonsai Design built the Park and is familiar with the Park and the City. A formal agreement will be presented for Council ratification at the March 12 City Council meeting.

“Bonsai Design gained our trust through the process of building Quarry Park Adventures and we are confident it will be a reliable operating partner,” said Rudolph. “We look forward to reopening the Park this spring and delivering a great entertainment experience for the region for years to come.”

All previously purchased tickets and passes sold by LFA will be honored.

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