



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 3, 2020

Resurgence Medical Spa, LLC
2701 Matlock Rd. #105
Arlington, Texas 76015

Via Email to info@resrugencewellness.com & US Mail

Christopher Chappell
Manager
Resurgence Medical Spa, LLC
1425 Genesis Dr.
Mansfield, TX 76063

Via US Mail

Re: Warning Related to Unsubstantiated claims for Coronavirus Disease 2019 (COVID-19) treatment and prevention

Dear Mr. Chappell and Resurgence, Medical Spa, LLC:

The Consumer Protection Division of the Texas Attorney General's Office has reason to believe that certain business practices of Resurgence Medical Spa, LLC likely violate the Texas Deceptive Trade Practices—Consumer Protection Act, Tex. Bus. & Com. Code §§ 17.41–17.63 (“DTPA”).

Specifically, this Office has determined that you (resrugencewellness) posted claims on social media including Instagram¹ and Facebook² representing that your Vitamin C Immune Booster IV nutrition infusions at a cost of \$99 can prevent, reduce symptoms, and treat COVID-19. According to the CDC, no specific treatment for COVID-19 is currently FDA approved.³ Moreover according to the CDC, “There is currently no vaccine to prevent coronavirus disease 2019 (COVID-19). The best way to prevent illness is to avoid being exposed to this virus.”⁴

This practice, if proven true, violates DTPA § 17.46 (b)(5).

Our expectation is that, having now been notified of the illegality of these practices, you will immediately discontinue these practices. This Office reserves the right to pursue all remedies available under law to protect Texas citizens and consumers. In this respect, the DTPA provides civil penalties of up to \$10,000 for each violation of the DTPA, recovery of attorneys' fees and restitution, as well as entry of a court-ordered injunction against businesses that violate

¹ <https://www.instagram.com/resrugencewellness/?hl=en> – March 13 and 27, 2020

² <https://www.facebook.com/resrugencewellness/> - March 13 and 27, 2020

³ <https://www.cdc.gov/coronavirus/2019-ncov/hcp/clinical-guidance-management-patients.html>

⁴ https://www.cdc.gov/coronavirus/2019-ncov/prevent-gettingsick/prevention.html?CDC_AA_refVal=https%3A%2F%2Fwww.cdc.gov%2Fcoronavirus%2F2019-ncov%2Fprepare%2Fprevention.html – last visited April 2, 2020.

the DTPA. Consistent with Texas' zero tolerance of scams targeting the elderly, the DTPA also includes an additional civil penalty of up to \$250,000 for deceptive acts and practices calculated to acquire or deprive money or property from consumers 65 or older.

If you have any questions regarding this matter, please contact me at the number below. Thank you for your prompt cooperation.

Sincerely,



Patricia Stein
Assistant Attorney General
Consumer Protection Division
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Dallas, TX 75251
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