

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA



STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
Petitioner))
v.))
CARS ETC, INC.,))
Respondent))

Case No. 17-0011-DIS

CONSENT ORDER

The Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and the Respondent, Cars Etc, Inc., ("Respondent") voluntarily enter into this Consent Order as an informal disposition of this individual proceeding to avoid litigation. The Respondent agrees to waive its right to a hearing under the Oklahoma Administrative Procedures Act and both parties agree as follows:

(1) The Petitioner restates and incorporates by reference the allegations made by the Petitioner in the Notice of Hearing filed in this matter.

- a. Respondent is a domestic for profit business corporation under the State of Oklahoma, Oklahoma Secretary of State filing number 1912208908, active filing status.
- b. Respondent transacts business at 514 W. Central, Anadarko, OK 73005.
- c. On December 14, 2016, Alicia Gregg, a consumer credit examiner, entered Respondent's business premises and spoke to a sales associate.
- d. The examiner asked the associate if Respondent had any finance companies or banks they worked with, and the associate stated they use Dealertrak. The examiner asked to see a contract, and the associate showed her a blank contract which listed Cars, Etc. as the Seller. The associate then brought in Jim Blalock,

Respondent's Owner. Mr. Blalock instructed the associate to give the examiner 2 copies of contracts. The examiner then left the premises and took photos of the exterior.

- e. The copy of the Retail Installment Contract for D. Mantooth lists the purchase of a 2013 Mazda CX-5. The Seller is listed as Cars Etc. with the business address listed. The terms of the contract are 60 monthly payments in the amount of \$339.98 with the first payment due on March 17, 2016. Total sales price of the vehicle is \$20,398.80. The interest rate is listed as 14.99%.
- f. Respondent is not a supervised financial organization or a person holding a license to make supervised loans issued under 14A O.S. § 3-501 *et seq.*
- g. As of the date of this Notice Respondent is not licensed in the State of Oklahoma pursuant to the provisions of 14A O.S. §§ 6-201 through 6-203 of the UCCC. 14A O.S. § 6-203(2). Respondent previously held a notification license (NOT83704) which expired February 1, 2008.
- h. Respondent did not file notification pursuant to the provisions of Section 6-202 of the UCCC, on or before January 31, 2016.
- i. Respondent has failed to pay the notification filing fee of \$120.00 for each business location pursuant to OKLA. ADMIN. CODE § 160:5-1-2(2)(A).

(2) Respondent does not admit to the allegations made by the Petitioner in the Notice of Hearing filed in this matter, and incorporated by reference in this Consent Order.

(3) Respondent will submit a notification filing application and pay all applicable registration/application fees to the Department on or before September 1, 2017. In addition, the Respondent agrees to pay a \$1,000.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before September 1, 2017.

(4) The payment shall be made payable by check or money order to the Oklahoma Department of Consumer Credit, shall indicate the payment is for Case Number 17-0011-DIS and shall be addressed to the attention of John T. Coyne, Chief Enforcement Attorney, Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112.

(5) On August 29, 2017, Petitioner received \$1,000.00 civil penalty from Respondent. On August 31, 2017, Petitioner received a letter from Respondent stating that Respondent had closed dealership located at 514 W. Central Blvd., Anadarko, OK 73005 and would not need a notification license. Petitioner sent an investigation team to location and confirmed it had closed.

(6) A file stamped copy of this Consent Order will be returned to the Respondent upon signature of the Administrator of the Department of Consumer Credit or the Deputy Administrator of the Department Consumer Credit.

(7) If the Respondent fails to comply with the terms of this Consent Order, the Administrator of the Department of Consumer Credit is authorized to file an application to enforce this Consent Order in the District Court of Oklahoma County, Oklahoma in accordance with the provisions of 14 O.S. § 6-113(4).



[Redacted signature area]

Scott Lesher
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 9/20/17

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Cars Etc, Inc.

Dated: 9/18/17

