

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA



STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
Petitioner))
v.))
MIKE HELLACK CHEVROLET, INC.,))
Respondent))

Case No. 17-0318-DIS

CONSENT ORDER

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

(1) Petitioner restates and incorporates by reference the allegations made by 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 1900236183, active filing status.
- b. Respondent transacts business at 1630 East Main Street, Davis, OK 73030.
- c. On July 10, 2017, Jimmie Ray and Michael Thompson, consumer credit examiners, entered Respondent's business premises and spoke to Kel Owens, Finance Manager.
- d. The examiners asked Mr. Owens if Respondent offers financing to consumers for vehicles at their location. Mr. Owens explained the finance department handles all the financing paperwork for the consumers at the dealership. Mr. Owens advised that at the dealership

the consumers sign a retail dealer contract and the contract is assigned to a lender. Mr. Owens, upon request showed the examiners a copy of a completed retail contract that listed customer signatures and financing terms. The contract listed Mike Hellack Chevrolet as the seller. The examiners scanned a copy of the contract. Respondent's website shows customers can complete credit applications online.

- e. On October 19, 2017, Petitioner issued a subpoena duces tecum to Kel Owens of Mike Hellack Chevrolet at the address of 1630 East Main Street, Davis, OK 73030. Respondent was requested to submit documents no later than November 20, 2017. Ten (10) Retail Installment Sale Contracts were received on October 25, 2017.
- f. The copy of the Retail Installment Sale Contract for A. Lampkin lists the purchase of a 2016 Chevrolet Traverse. The Seller is listed as Mike Hellack Chevrolet with the business address listed. The terms of the contract are 72 monthly payments in the amount of \$490.98 with the first payment due on February 20, 2017. Total sales price of the vehicle is \$35,350.56. The interest rate is listed as 2.99%.
- g. 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.*
- h. As of November 8, 2017, 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).
- i. Respondent did not file notification pursuant to the provisions of Section 6-202 of the UCCC, on or before January 31, 2017.
- j. 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).

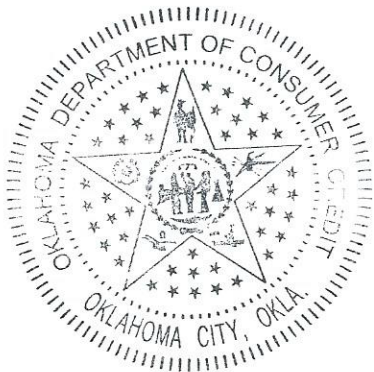
(2) Respondent does not admit to the allegations made by Petitioner in the Notice of Hearing filed in this matter, and incorporated by reference in this Consent Order.

(3) Respondent will submit a notification filing application and pay all applicable registration/application fees to the Department on or before December 14, 2017. In addition, Respondent agrees to pay a \$1,000.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before December 14, 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 17-0318-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) 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.

(6) If 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]
Scott Lesner
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 12/22/17

[Redacted Signature]
Mike Hellack Chevrolet, Inc.

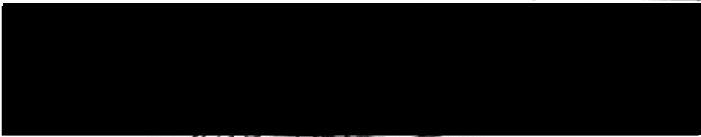
Dated: Dec - 15, 2017

VERIFICATION OF CONSENT ORDER, CASE NUMBER 17-0318-DIS

STATE OF OKLAHOMA)

COUNTY OF Murray)

Signed and sworn to (or affirmed) before me on Dec. 15,
2017, by MIKE HELLACK of Mike Hellack Chevrolet, Inc.



Mike Hellack Chevrolet, Inc.

(Seal, if any)



Notary Public

My commission expires:

May 22, 2018

