

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA

FILED

FEB 13 2018

STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT

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

Case No. 17-0343-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Wheeler Chevrolet of Hinton, 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 1912147822, active filing status.
- b. Respondent transacts business at 5415 N. Broadway, Hinton, OK 73047.
- c. On August 21, 2017, Jimmie Ray and Michael Thompson, consumer credit investigators, entered Respondent's business premises and spoke to Wayne Mashaney, General Manager.
- d. The investigators asked Mr. Mashaney about consumer auto financing options offered by Respondent. Mr. Mashaney advised Respondent does offer financing and cash options to purchase automobiles. He advised

Respondent utilizes Ally, GM Financial and Tinker Federal Credit Union as lending sources. Mr. Mashaney advised the consumers sign all the finance paperwork at the dealership. Upon request, the investigators viewed a retail installment contract and made a photo copy of it.

- e. The copy of the Retail Installment Contract for V. Brumbaugh lists the purchase of a 2017 Chevrolet Malibu. The Seller is listed as Wheeler Chevrolet Inc. with the business address listed as 4401 N. Broadway, Hinton, OK 73047. The terms of the contract are 72 monthly payments in the amount of \$366.33 with the first payment due on September 10, 2017. Total sales price of the vehicle is \$42,375.76. The interest rate is listed as 3.14%.
- 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 January 23, 2018, 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 (NOT62383); said license expired on January 31, 2011.
- h. Respondent did not file notification pursuant to the provisions of Section 6-202 of the UCCC, on or before January 31, 2017.
- 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).

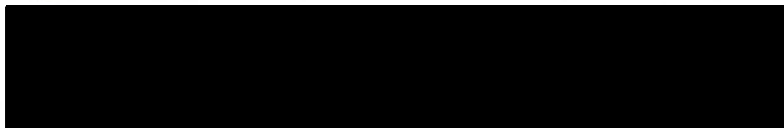
(2) Respondent does not admit to the allegations made by Petitioner in the Notice of Hearing filed in this matter, and incorporated by reference in this Consent Order.

(3) Respondent will submit a notification filing application and pay all applicable registration/application fees to the Department on or before February 23, 2018. In addition, Respondent agrees to pay a \$900.00 civil penalty payable to the Oklahoma Department of Consumer Credit, on or before February 23, 2018.

(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 17-0343-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).



RUBEN TORWANI
DEPUTY ADMINISTRATOR For

Scott Leshner
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 2-13-18



Wheeler Chevrolet of Hinton, Inc.

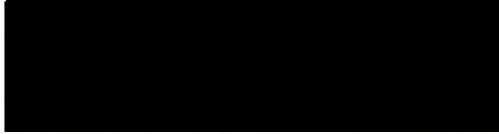
Dated: 2-18-18



VERIFICATION OF CONSENT ORDER, CASE NUMBER 17-0343-DIS

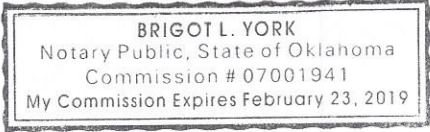
STATE OF OKLAHOMA)
)
COUNTY OF Caddo)

Signed and sworn to (or affirmed) before me on Feb 8,
2018, by Dustin Wheeler of Wheeler Chevrolet of Hinton,
Inc.



Wheeler Chevrolet of Hinton, Inc.

(Seal, if any)



Notary Public 07001941

My commission expires:

Feb 23, 2019