

FILED

JAN 27 2020

STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT

**BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA**

STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
)
Petitioner)
)
v.)
)
HODGE, INC., D/B/A)
TOYOTA OF ARDMORE,)
)
Respondent)

Case No. 19-0260-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Hodge, Inc. d/b/a Toyota of Ardmore, ("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 1900603233, active filing status.

b. Respondent transacts business at 402 Holiday Dr., Ardmore, OK 73401.

c. On March 28, 2019, Jimmie Ray and Michael Thompson, Consumer Credit Investigators, entered Respondent's business premises and spoke to Shane Aaron, Finance Director.

d. The investigators asked Shane if Respondent offered financing options for consumers. Shane advised Respondent utilizes US Bank, TFCU and Capital One as a few of the finance options to purchase vehicles, and Respondent averages 60 to 70 finance deals per month. Shane advised

Respondent has been at the location for roughly 14 years. Upon request, the investigators viewed and scanned an executed retail installment sale contract.

e. Respondent has engaged or offered to engage in making consumer credit sales. The copy of the Retail Installment Sale Contract for T. Joy lists the purchase of a 2013 Toyota Tundra. The Seller is listed as Hodge, Inc. with the business address listed. The terms of the contract are 72 monthly payments in the amount of \$537.69 with the first payment due on May 6, 2019. Total sales price of the vehicle is \$38,713.68. The interest rate is listed as 4.79%.

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 the 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).

h. Respondent previously held a Notification license (NOT87610); said license expired on January 31, 2019.

i. Respondent did not file notification pursuant to the provisions of Section 6-202 of the UCCC, on or before January 31, 2019.

j. Respondent has failed to pay the notification license filing fee 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, except that Respondent admits the facts necessary to establish the Department's jurisdiction over Respondent and the subject matter of this action.

(3) Respondent will submit a notification license application and pay all applicable registration/application fees to the Department on or before February 13, 2020. In addition, Respondent agrees to pay a \$1,750.00 civil penalty payable in 4 payments of \$437.50, with first payment due on or before

February 13, 2020, second payment due on or before March 13, 2020, third payment due on or before April 13, 2020 and fourth payment due on or before May 13, 2020.

(4) The payments shall be made payable by check or money order to the Oklahoma Department of Consumer Credit, shall indicate the payment is for Case Number 19-0260-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 Tlesher
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 1/23/2020

[Redacted signature]

Hodge, Inc. d/b/a
Toyota of Ardmore

Dated: 1/20/2020

VERIFICATION OF CONSENT ORDER, CASE NUMBER 19-0260-DIS

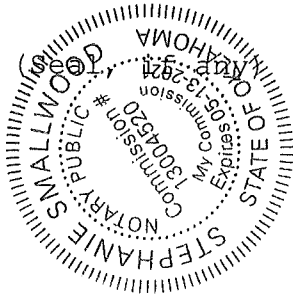
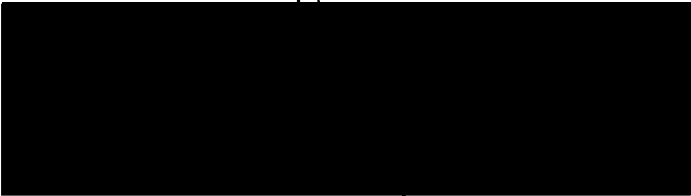
STATE OF OKLAHOMA)

COUNTY OF Carter)

Signed and sworn to (or affirmed) before me on 1/20/2020,
2020, by Jeremy Hodge of Hodge, Inc. d/b/a Toyota of



Hodge, Inc. d/b/a
Toyota of Ardmore



Notary Public

My commission expires:

5/13/2021