

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT

APR 2 5 2018

STATE OF OKLAHOMA DEPARTMENT OF CONSUMER CREDIT

STATE OF OKLAHOMA ex rel.))
DEPARTMENT OF CONSUMER CRED	IT,)		_
Petitioner)		
)		
V •)	Case No. 17-0399-DIS	
)		
R & S TRUCK & AUTO SALES,)		
)		
)		
Respondent)		

CONSENT ORDER

Petitioner, State of Oklahoma ex rel. Department of Consumer Credit ("Petitioner") and Respondent, R & S Truck & Auto Sales, ("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:

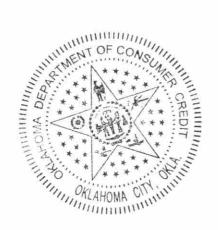
- (1) Petitioner restates and incorporates by reference the allegations made by Petitioner in the Notice of Hearing filed in this matter.
 - a. Respondent does not have a business filing with the Oklahoma Secretary of State.
 - b. Respondent transacts business at 411 E. Illinois, Vinita, OK 74301.
 - c. On September 18, 2017, Jimmie Ray and Michael Thompson, consumer credit investigators, entered Respondent's business premises and spoke to Brian Colvin, Sales Representative.
 - d. The investigators asked Mr. Colvin about consumer auto financing options offered by Respondent. Mr. Colvin advised that Respondent does offer financing and cash options to purchase automobiles. Mr. Colvin advised that Respondent utilizes Westlake Financial and Golden Plains Credit Union as the lenders for financing. Mr.

Colvin advised the financing paperwork is signed at the Respondent's location. Upon request, the investigators viewed the retail installment contracts and requested to scan a photo copy of the retail installment contracts. Mr. Colvin advised that Respondent has been in business for 17 years.

- e. Respondent has engaged or offered to engage on making consumer credit sales. The copy of the Retail Installment Sale Contract for B. Bump lists the purchase of a 2010 Ford 150. The Seller is listed as R & S Truck & Auto Sales with the business address listed. The terms of the contract are 48 monthly payments in the amount of \$366.54 with the first payment due on August 13, 2017. Total sales price of the vehicle is \$19,593.92. The interest rate is listed as 20.99%.
- 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 March 27, 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 (NOT82595); said license expired on December 31, 2009.
- 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 May 11, 2018. In addition, Respondent agrees to pay a \$1,000.00 civil penalty payable to the Oklahoma Department of Consumer Credit, on or before May 11,

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 17-0399-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 140.8. § 6-113(4).



Administrator
State of Oklahoma
Department of Consumer Credit

Dated:

4/25/18

R & S Truck and Auto Sales

Dated:

4-2-18

VERIFICATION	OF	CONSENT	ORDER,	CASE	NUMBER	17-0399-DIS
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STATE OF OKLAHOMA)	
COUNTY OF Craig)	
Signed and sworn to 2018, by Ronnie Co	(or affirmed) before me on April 2Nd vin of R & S Truck and Auto Sales.	!

R & S Truck and Auto Sales

(Seal, if any)



Notary Public

My commission expires:

5-31-2021