

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT  
STATE OF OKLAHOMA



STATE OF OKLAHOMA, )  
ex rel., DEPARTMENT OF )  
CONSUMER CREDIT )  
 )  
Petitioner )  
 )  
v. )  
 )  
JEWELRY GALLERY, )  
d/b/a )  
GOLD AND DIAMOND BUYERS, )  
Formerly known as )  
Buffalo Fine Jewelry )  
 )  
Respondent )

Case No. 12-0076-DIS

**CEASE AND DESIST INSTANTER**

The State of Oklahoma, ex rel., Department of Consumer Credit, alleges and states as follows:

**JURISDICTION AND AUTHORITY**

1. The Administrator of Consumer Credit is charged with the administration and enforcement of the Precious Metal and Gem Dealer Licensing Act. 59 O.S. § 1521 et seq.
2. No person, unless exempt by the Precious Metal and Gem Dealer Licensing Act, 59 O.S. § 1521 et seq., shall operate as a precious metal dealer or employee without first obtaining a license from the Administrator specifically authorizing the person to act in such capacity. 59 O.S. § 1523.
3. Any entity or individual offering to engage or engaged as a precious metal and gem dealer in this state without a license shall be subject to a civil penalty not to exceed Five Thousand Dollars (\$5,000.00). 59 O.S. § 1528 (F).
4. If the public health, safety, and welfare imperatively requires emergency action, such action, including the suspension of a license instanter or a cease and desist instanter, may be ordered pending the final outcome of proceedings instituted by the Administrator. 75 O.S. §§ 314 (C)(2) and 314.1, OKLA. ADMIN. CODE § 160:60-9-3.

**ALLEGATIONS OF FACT**

1. The Respondent has an Internet website at <http://www.goldanddiamondbuyerstulsa.com/>.

2. As of July 17, 2012, the Respondent's Internet website at <http://www.goldanddiamondbuyerstulsa.com/> includes the following information:

"Gold & Diamond Buyers, professional jewelers welcome, we pay the most for your diamonds & gold. For over 30 years, the Buffalo Logo has stood for trust. We cut out the middleman-cutting diamonds and making our own jewelry. Who better to trust when you want the most money for your diamonds, gold, platinum and silver. No diamond is too large, valuable, or too small.

Formerly Buffalo Fine Jewelry. Now selling wholesale to the public! Gold earrings & gold chains sold by weight. Lots of silver jewelry sold by weight.

Diamond cutters & importers! We can get you any size, shape or quality diamond! Gold & Diamond Buyers has the largest selection of precious colored gemstones. Large assortment of wedding rings in every price range!

Gold & Diamond Buyers, 7139 S. Mingo Road, Tulsa, Oklahoma 74133.

3. Exterior photographs of the Respondent's business location at 7139 S. Mingo Road, Tulsa, Oklahoma 74133 includes the following information:

- (a) "Gold & Diamond Buyers"
- (b) "We buy gold"
- (c) "No lines, best prices"
- (d) "Tulsa Gold & Diamond Buyer"

4. As of July 17, 2012, the Petitioner's licensing records indicate that the Respondent is not licensed as a precious metal and gem dealer at 7139 S. Mingo Road, Tulsa, Oklahoma 74133.

5. Since the Respondent is not licensed to take, receive, pay for or transfer used precious metals or gems in the State of Oklahoma, the public health, safety, and welfare imperatively requires emergency action ordering the Respondent to cease and

desist from operating as a precious metal dealer or employee thereof in the State of Oklahoma and or from offering to engage the public as a precious metal and gem dealer in the State of Oklahoma.

**ALLEGED VIOLATIONS OF LAW**

1. The Respondent has violated 59 O.S. § 1523 by operating as a precious metal and gem dealer or employee thereof without first obtaining a license from the Administrator specifically authorizing the Respondent to act in that capacity.

2. The Respondent has violated 59 O.S. § 1528 (F) by engaging and/or offering to engage as a precious metal and gem dealer in the State of Oklahoma without a precious metal and gem dealer license.

**ORDER**

1. The Respondent shall cease and desist from engaging and/or offering to engage as a precious metal and gem dealer and or employee at 7139 S. Mingo Road, Tulsa, Oklahoma 74133 and any other location in the State of Oklahoma, pending the final outcome of proceedings instituted by the Petitioner.

2. Unless postponed by written agreement between the Respondent and the Petitioner, a hearing shall be held July 23, 2012 at 9:00 a.m. before an independent hearing examiner at the office of the Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112. The purpose of the hearing is to address the allegations contained in this order and to determine if any penalties authorized by law shall be imposed against the Respondent.

3. Correspondence regarding this matter shall be directed to Roy John Martin, General Counsel, Department of Consumer Credit, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112, telephone number: 405-522-0292, email address: rmartin@okdocc.ok.gov.

So ordered on this 17th day of July 2012.



  
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Scott Lesher  
Administrator of Consumer Credit  
State of Oklahoma