

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA



STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,)
)
Petitioner)
)
v.)
)
BILLINGSLEY HYUNDAI OF)
LAWTON, L.L.C.,)
)
Respondent)

Case No. 16-0302-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Billingsley Hyundai of Lawton, L.L.C., ("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 limited liability company under the State of Oklahoma, Oklahoma Secretary of State filing number 3512073226, active filing status.
- b. Respondent transacts business at 2502 N.W. 82nd St., Lawton, OK 73505.
- c. On December 8, 2016, Deshia Parks, a consumer credit examiner, entered Respondent's business premises and spoke to Karen Traut, Business Manager.
- d. The examiner asked if Respondent had financing options available, and Ms. Traut stated they did. Ms. Traut stated that Respondent worked with several lenders including Hyundai, Capital one and Tinker Federal Credit Union. The examiner asked if Respondent conducted any in-house financing or buy here pay here

options, and Ms. Traut stated that they did not. The examiner asked if Respondent was listed as the seller on the contracts and Ms. Traut stated that they were. The examiner requested copies of ten of the contracts to take with her to review. The examiner was introduced to Sharon Currey who provided copies of the contracts.

- e. On July 27, 2017, Petitioner issued a subpoena duces tecum to Karen Traut of Billingsley Hyundai of Lawton, LLC at the address of 2502 NW 82nd St., Lawton, OK 73505. Respondent was requested to submit documents no later than August 28, 2017. Ten (10) Retail Installment Sale Contracts were received on August 15, 2017.
- f. The copy of the Retail Installment Sale Contract for L. Carr lists the purchase of a 2015 Hyundai Sonata. The Seller is listed as Billingsley Hyundai with the business address listed. The terms of the contract are 72 monthly payments in the amount of \$415.09 with the first payment scheduled on February 2, 2016. Total sales price of the vehicle is \$32,636.48. An annual percentage rate of 8.24% is listed on the sale contract.
- 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 January 24, 2017, Respondent is licensed in the State of Oklahoma pursuant to the provisions of 14A O.S. §§ 6-201 through 6-203 of the UCCC. The notification filing license application was received on January 23, 2017.
- i. Respondent did not file notification pursuant to the provisions of Section 6-201 of the UCCC, on or before January 31, 2016.

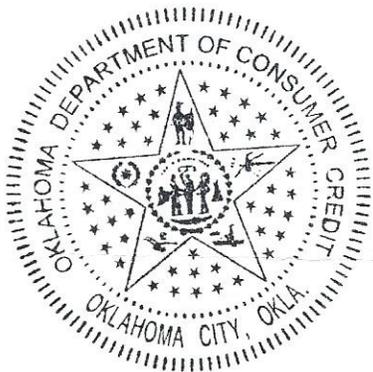
(2) Respondent does not admit to the allegations made by the Petitioner in the Notice of Hearing filed in this matter, and incorporated by reference in this Consent Order.

(3) Respondent agrees to pay a \$500.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before September 15, 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 16-0302-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 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 area]

Scott Lesner
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 0/31/17

[Redacted signature area]

~~Billing~~ Hyundai of Lawton,
L.L.C.

Dated: 08-29-17

VERIFICATION OF CONSENT ORDER, CASE NUMBER 16-0302-DIS

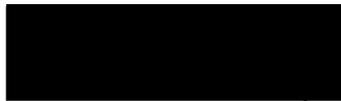
STATE OF OKLAHOMA)
)
COUNTY OF Comanche)

Signed and sworn to (or affirmed) before me on 29th August,
2017, by Jeffrey L Shaw of Billingsley Hyundai of
Lawton, L.L.C.


Billingsley Hyundai of Lawton,
L.L.C.

(Seal, if any)



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Notary Public

My commission expires:

05/09/21