

BEFORE THE ADMINISTRATOR OF CONSUMER CREDIT
STATE OF OKLAHOMA



STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,)

Petitioner)

v.)

Case No. 17-0278-DIS

SOUTHEAST AUTOPLEX, LLC,)

Respondent)

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Southeast Autoplex, LLC, ("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 3512265487, active filing status.
- b. Respondent transacts business at 1312 SE Washington, Idabel, OK 74745.
- c. On May 9, 2017, Jimmie Ray and Michael Thompson, consumer credit examiners, entered Respondent's business premises and spoke to Billy Mussett, Business Manager.
- d. The examiners asked Mr. Mussett about consumer auto financing at their location. Mr. Mussett advised Respondent does offer financing options to consumers. Mr. Mussett stated the consumers sign the retail agreements at the dealership and the agreements are assigned to a lender. Mr. Mussett stated Respondent

does not carry the financing and consumers do not make payments directly to Respondent. Upon request the examiners viewed a retail installment contract and asked if they we could take a photo copy of the retail installment contract. A search of Respondent's website shows the consumers can apply for financing on the website.

- e. The copy of the Retail Installment Contract for S. Bray lists the purchase of a 2014 Chevrolet Impala. The Seller is listed as Southeast Autoplex with the business address listed. The terms of the contract are 72 monthly payments in the amount of \$216.41 with the first payment due on June 23, 2017. Total sales price of the vehicle is \$17,081.52. The interest rate is listed as 21.00%.
- 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 October 16, 2017 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, NOT83927, which expired February 1, 2010.
- 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 November 21, 2017. In addition, Respondent agrees to pay a \$1,000.00 civil penalty, payable to the Oklahoma Department of Consumer Credit in two (2) installments of \$500.00, with first installment of \$500.00 due on or before November 21, 2017, and second installment of \$500.00

due on or before December 21, 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 17-0278-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]
Scott Lesner
Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 11/21/17

[REDACTED]
Southeast Autoplex, LLC

Dated: 11-14-17

VERIFICATION OF CONSENT ORDER, CASE NUMBER 17-0278-DIS

STATE OF OKLAHOMA)
)
COUNTY OF McCurtain)

Signed and sworn to (or affirmed) before me on Nov 14th,
2017, by Steve Mussett of Southeast Autoplex, LLC.



Southeast Autoplex, LLC



(~~SC~~) CANDICE M WILLIAMS
NOTARY PUBLIC - STATE OF OKLAHOMA
COMMISSION # 14005905
My Commission Expires June 30, 2018
Bonded Through RLI Insurance Company

Notary Public

My commission expires:

June 30, 2018

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