

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

**FILED OCTOBER 17, 2023
STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT**

STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
)
 Petitioner)
)
v.)
)
USA MOTORCARS, INC.,)
)
 Respondent)

Case No. 23-0040-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, USA Motorcars Inc., ("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 and Order of Hearing filed in this matter.

i. Respondent is a domestic for profit business corporation under the jurisdiction of the State of Oklahoma, Oklahoma Secretary of State filing number 1900605317, active filing status.

ii. Respondent transacts business at 5205 E. 11th St., Tulsa, OK 74112.

iii. On July 17, 2023, Jimmie Ray and Michael Thompson, Consumer Credit Investigators, went to Respondent's business location and spoke with Brandi, employee. Brandi stated Respondent has been in business for roughly 20 years and offers indirect financing for consumers. Brandi advised the financial paperwork can be signed digitally by consumers at Respondent's location. Respondent's website allows consumers to complete a financing application online. Upon request, the Investigators reviewed and scanned an executed retail installment contract. The

contract listed Respondent as the seller and was assigned to Credit Acceptance Corporation.

iv. Respondent had a Notification license with Petitioner, license number 84083, issued May 21, 2010 and expired on January 31, 2011.

v. 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.*

vi. As of the date of the Notice, Respondent was 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).

vii. Respondent failed to pay the notification license filing fee for each business location pursuant to OKLA. ADMIN. CODE § 160:5-1-2(2)(A).

viii. Respondent submitted a Notification License application and filing fee on October 5, 2023, and license number 89287 was issued October 6, 2023.

(2) Respondent does not admit to the allegations made by the Petitioner in the Notice and Order 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 agrees to pay a \$500.00 civil penalty, payable to the Oklahoma Department of Consumer Credit, on or before October 27, 2023.

(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 23-0040-DIS and shall be addressed to the attention of John T. Coyne, Chief Enforcement Attorney, Department of Consumer Credit, 629 NE 28th Street, Oklahoma City, Oklahoma 73105.

(5) A file stamped copy of this Consent Order will be returned by United States mail 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 59 O.S. § 2095.17(c).



Scott Leshner
Administrator
State of Oklahoma
Department of Consumer
Credit

Dated: 10/17/23 _____



USA Motorcars Inc.

Dated: 10/12/23 _____

