

FILED

JAN 17 2019

STATE OF OKLAHOMA
DEPARTMENT OF
CONSUMER CREDIT

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

STATE OF OKLAHOMA *ex rel.*)
DEPARTMENT OF CONSUMER CREDIT,))
)
Petitioner)
)
v.)
)
VANCE CHRYSLER-DODGE-JEEP-RAM,))
INC.,)
)
Respondent)

Case No. 17-0424-DIS

CONSENT ORDER

Petitioner, State of Oklahoma *ex rel.* Department of Consumer Credit ("Petitioner") and Respondent, Vance Chrysler-Dodge-Jeep-Ram, 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 of Hearing filed in this matter.

- a. Respondent is a domestic for profit business corporation under the State of Oklahoma, Oklahoma Secretary of State filing number 1912424542, active filing status.
- b. Respondent transacts business at 3606 E. Hwy. 10, Miami, OK 74354.
- c. On October 2, 2017, Jimmie Ray and Michael Thompson, consumer credit investigators, entered Respondent's business premises and spoke to Mike Connelly, Finance Director.
- d. The investigators asked if Respondent offers financing options to consumers for vehicles at their location. Mr. Connelly explained that Respondent offers cash and indirect finance options to consumers. Mr. Connelly

advised the consumers sign the financing paperwork at the dealership. The investigators scanned an executed copy of a retail finance contract that listed customer signatures and financing terms.

- e. On August 23, 2018, Petitioner issued a subpoena duces tecum to the Finance Director of Vance Chrysler Dodge Jeep Ram at the address of 3606 E. Highway 10, Miami, OK 74354. Respondent was requested to submit documents no later than September 24, 2018. Ten (10) Retail Installment Sale Contracts were received on September 20, 2018.
- f. Respondent has engaged or offered to engage in making consumer credit sales. The copy of the Retail Installment Sale Contract for S. Sandusky lists the purchase of a 2016 Ford Edge. The Seller is listed as Vance Chrysler Dodge Jeep Ram with the business address listed. The terms of the contract are 78 monthly payments in the amount of \$528.94 with the first payment due on July 14, 2017. Total sales price of the vehicle is \$41,257.32. The interest rate is listed as 3.49%.
- 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 November 28, 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).
- i. Respondent did not file notification pursuant to the provisions of Section 6-202 of the UCCC, on or before January 31, 2017.
- j. 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, except that Respondent admits the facts necessary to establish the Department's jurisdiction over Respondent and the subject matter

of this action.

(3) Respondent will submit a notification license application and pay all applicable registration/application fees to the Department on or before January 15, 2019. In addition, Respondent agrees to pay a \$1,500.00 civil penalty payable to the Oklahoma Department of Consumer Credit on or before January 15, 2019.

(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 17-0424-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]

✓ Ruben Tornini
Acting Administrator
State of Oklahoma
Department of Consumer Credit

Dated: 1-1

[REDACTED]

Vance Chrysler-Dodge-Jeep-Ram,
Inc.

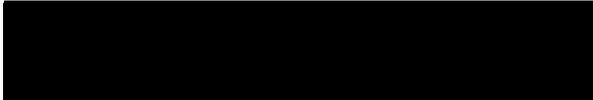
Dated: 1-15-19

VERIFICATION OF CONSENT ORDER, CASE NUMBER 17-0424-DIS

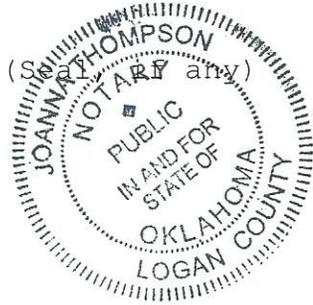
STATE OF OKLAHOMA)

COUNTY OF Logan)

Signed and sworn to (or affirmed) before me on Jan 15, 2019, by Megan Vance Ochs of Vance Chrysler-Dodge-Jeep-Ram, Inc.



Vance Chrysler-Dodge-Jeep-Ram, Inc.



Notary Public

My commission expires:

4-1-19 03004259