

OCCC CASE NO. L18-00170

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 13359	§	OFFICE OF CONSUMER
ANGEL MOCTEZUMA D/B/A ANGEL'S	§	
AUTO SALES	§	CREDIT COMMISSIONER
115 S. MAIN ST.	§	
CONROE, TEXAS 77301	§	STATE OF TEXAS

**ORDER ASSESSING ADMINISTRATIVE PENALTY
FOR VIOLATION OF INJUNCTIVE ORDER**

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order Assessing Administrative Penalty for Violation of Injunctive Order against Angel Moctezuma d/b/a Angel’s Auto Sales (“Angel’s Auto”).¹

Statement of Facts and Law

Angel’s Auto is a regulated lender licensed by the OCCC under Chapter 342 of the Texas Finance Code. Angel’s Auto operates under master file number 13359 at one licensed location, under license number 53599. Angel’s Auto’s compliance officer is Angel Moctezuma, and its designated contact address is 115 S. Main St., Conroe, Texas 77301.

A regulated lender must file annual reports with the Consumer Credit Commissioner (“Commissioner”).² A regulated lender must file the required annual report by May 1 for the prior year’s calendar loan activity on forms prescribed by the Commissioner and must comply with all instructions relating to submitting the report.³

On May 26, 2016, the OCCC issued an Order to File Timely and Accurate Reports against Angel’s Auto for failing to timely file its 2015 annual report. Angel’s Auto did not request a hearing on the Order and a Final Order was issued July 14, 2016. The Order required Angel’s Auto to timely file complete and accurate future annual reports. On May 19, 2017, the OCCC issued an Order Assessing Administrative Penalty for Violation of Injunctive Order against

¹ Tex. Fin. Code § 14.208.

² Tex. Fin. Code § 342.559.

³ 7 Tex. Admin. Code § 83.835.

Angel's Auto for failing to file its 2016 annual report by the filing deadline of May 1, 2017. Angel's Auto paid the penalty and the Order became final.

Angel's Auto did not file its 2017 annual report with the Commissioner by the filing deadline of May 1, 2018. In correspondence dated May 8, 2018, the OCCC notified Angel's Auto that its 2017 annual report had not been received and extended the deadline for filing to May 18, 2018. As of the date of this Order, the OCCC has not received Angel's Auto's 2017 annual report.

Order

IT IS ORDERED that Angel Moctezuma d/b/a Angel's Auto Sales:

1. pay an administrative penalty in the amount of **\$1,000.00**. This penalty is calculated as \$1,000.00 each for Angel's Auto's one licensed location, within 30 days of service of this Order;⁴ and
2. file its 2017 annual report within 30 days of service of this Order, if it has not already done so.

Regulated lender annual reports must be submitted through the OCCC's Application Licensing Examination and Compliance System (ALECS): alecs.occ.texas.gov. Instructions are available by clicking the "File Annual Report" button on the OCCC's home page, occ.texas.gov.

Response and Right to Request Hearing

You have the right to request a hearing regarding this Order.⁵ Your request must be made in writing and sent to the OCCC not later than 30 days after you receive this Order. You must send your request to:

⁴ The administrative penalty may be paid by: (1) check made payable to 'Office of Consumer Credit Commissioner' mailed to 2601 N. Lamar Blvd., Austin, Texas 78705, or (2) Visa or MasterCard over the telephone during regular business hours by calling the OCCC legal department at (512) 936-7611.

⁵ Tex. Fin. Code § 14.208(b).

Laurie Hobbs
Office of Consumer Credit Commissioner
2601 N. Lamar Blvd.
Austin, Texas 78705

If you request a hearing, a hearing on this matter will be set and conducted in accordance with Chapter 2001 of the Texas Government Code.⁶ If you fail to request a hearing by this deadline, this Order is considered final and enforceable.⁷

All communications with the OCCC concerning this matter must be through Laurie Hobbs, Assistant General Counsel. You may contact her by mail at 2601 N. Lamar Blvd., Austin, Texas 78705, by telephone at (512) 936-7621, or by email to Laurie.Hobbs@occc.texas.gov.

Signed this 9th day of July, 2018.

/s/ Leslie L. Pettijohn
Leslie L. Pettijohn
Consumer Credit Commissioner
State of Texas

⁶ Tex. Fin. Code § 14.208(b).

⁷ Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on the 11th day of July, 2018, a true and correct copy of this Order Assessing Administrative Penalty has been sent to Angel Moctezuma d/b/a Angel's Auto Sales by regular mail and certified mail, return receipt requested, at:

CMRRR #: 91 7199 9991 7038 3609 4464

Angel Moctezuma

Attn: Angel Moctezuma, Compliance Officer

115 S. Main St.

Conroe, TX 77301

CMRRR #: 91 7199 9991 7038 3609 4457

Angel Moctezuma

Attn: Gloria Moctezuma, Registered Agent

606 Garrett

Conroe, TX 77301

/s/Laurie B. Hobbs

Laurie B. Hobbs

Assistant General Counsel

Office of Consumer Credit Commissioner

State Bar No. 24002296

2601 North Lamar Blvd.

Austin, Texas 78705

(512) 936-7621

(512) 936-7610 (fax)

Laurie.Hobbs@occc.texas.gov