

OCCC CASE NO. L18-00179

IN THE MATTER OF:	§	BEFORE THE
	§	
	§	OFFICE OF CONSUMER
MASTER FILE NO.: 16660	§	
RIO PAYMENT SERVICES LLC	§	CREDIT COMMISSIONER
2300 W. EXPY. 83	§	
LA FERIA, TEXAS 78559	§	STATE OF TEXAS

**INJUNCTIVE ORDER TO FILE TIMELY AND
ACCURATE ANNUAL REPORTS**

The Office of Consumer Credit Commissioner (“OCCC”) issues this Injunctive Order to File Timely and Accurate Annual Reports against Rio Payment Services LLC (“Rio Payment”).¹

Statement of Facts and Law

Rio Payment is a regulated lender licensed by the OCCC under Chapter 342 of the Texas Finance Code. Rio Payment operates under master file number 16660 at one licensed location, under license number 62855. Rio Payment’s compliance officer is Anel La Cross, and its designated contact address is 2300 W. Expy. 83, La Feria, Texas 78559.

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

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

¹ Tex. Fin. Code § 14.208.

² Tex. Fin. Code § 342.559.

³ 7 Tex. Admin. Code § 83.835.

The Commissioner may issue an injunction ordering a regulated lender to file one or more complete, accurate, and timely annual reports if the Commissioner has reasonable cause to believe that the regulated lender is violating Chapter 342 of the Texas Finance Code.⁴

The Commissioner has reasonable cause to believe that Rio Payment is violating Chapter 342 of the Texas Finance Code, and therefore issues this Order, because Rio Payment failed to timely file its 2017 annual report.

Order

IT IS ORDERED that Rio Payment Services LLC:

1. comply with, and cease and desist from violating, the reporting requirements set forth in Section 342.559 of the Texas Finance Code and Title 7, Section 83.835 of the Texas Administrative Code;
2. file its 2017 annual report within 30 days of service of this Order, if it has not already done so; and
3. timely file complete and accurate future annual reports.

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.

Violation of Order

You may be assessed an administrative penalty of up to \$1,000 for each violation of this Order.⁵ Multiple violations may also result in the suspension or revocation of your license.⁶

⁴ Tex. Fin. Code § 14.208.

⁵ Tex. Fin. Code § 14.208(c).

⁶ Tex. Fin. Code § 342.156.

Right to Request Hearing

You have the right to request a hearing regarding this Order.⁷ 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:

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.⁸ If you fail to request a hearing by this deadline, this Order is considered final and enforceable.⁹

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

⁷ Tex. Fin. Code § 14.208(b).

⁸ Tex. Fin. Code § 14.208(b).

⁹ 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 Injunctive Order to File Timely and Accurate Annual Reports has been sent to Rio Payment Services LLC by regular mail and certified mail, return receipt requested, at:

CMRRR #: 91 7199 9991 7038 3481 9755
Rio Payment Services LLC
Attn: Anel La Cross, Compliance Officer
2300 W. Expy. 83
La Feria, TX 78559

CMRRR #: 91 7199 9991 7038 3481 9748
Rio Payment Services LLC
Attn: Anel La Cross, Registered Agent
37696 FM 510
Los Fresnos, TX 78566

/s/Laurie B. Hobbs
Laurie B. Hobbs
Assistant General Counsel
Office of Consumer Credit Commissioner
State Bar No. 24002296
2601 North Lamar Blvd.
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