

OCCC CASE NO. L19-00277

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO. 8546	§	OFFICE OF CONSUMER
ERNESTO ESCOBEDO	§	
D/B/A DOUBLE E AUTOS	§	CREDIT COMMISSIONER
802 S. COMMERCE ST.	§	
HARLINGEN, TEXAS 78550	§	STATE OF TEXAS

AGREED ORDER

The Office of Consumer Credit Commissioner (“OCCC”) issues this Agreed Order against Ernesto Escobedo d/b/a Double E Autos (“Double E Autos”) based on the violations of law described below.¹

Statement of Facts and Law

A motor vehicle sales finance license is required to act as a holder of a motor vehicle retail installment contract.² A holder is a person who operates as a retail seller or holds and collects on a contract in which the person agrees to accept the cash price of a motor vehicle in one or more deferred installments.³

On August 8, 2003, the OCCC granted Double E Autos a motor vehicle sales finance license under master file number 8546, at one licensed location under license number 41764. Double E Auto’s Compliance Officer is Ernesto Escobedo. Double E Auto’s license canceled for failure to renew on August 1, 2017. On October 24, 2018, Double E Autos submitted an application for a motor vehicle sales finance license.

From August 1, 2017 to the date of this Order, Double E Autos engaged in activity requiring a license by entering 15 motor vehicle retail installment contracts. Double E Autos accepted the cash price of motor vehicles in one or more deferred installments without a motor vehicle sales finance license, in violation of Section 348.501 of the Texas Finance Code.

¹ Tex. Fin. Code §§ 14.208, 14.251.

² Tex. Fin. Code § 348.501.

³ Tex. Fin. Code § 348.001(3), (7), (8).

Order & Agreement

By signing below, Double E Autos waives all rights to any hearing or appeal, agrees to pay the administrative penalty and make the restitution as identified below, and otherwise agrees to comply with this Order and Texas law.

IT IS ORDERED that Ernesto Escobedo d/b/a Double E Autos:

1. No later than August 16, 2019, pay an administrative penalty of **One Thousand Five Hundred Dollars (\$1,500.00)** to the Office of Consumer Credit Commissioner.
2. No later than August 16, 2019, identify all motor vehicle retail installment transactions that you entered without a license and refund the retail buyer any finance charges that you collected or that remain collectible.
3. No later than August 16, 2019, provide the OCCC with a spreadsheet of all transactions you identified and all buyers that you gave a refund. This list must include the buyer's name, account number, transaction date, amount financed, amount of finance charges, and refund amount.
4. Keep a copy of each customer's refund check or payment history showing an account credit until the later of your first examination or the required retention period.⁴ During your first examination the OCCC will confirm that all refunds listed in the spreadsheet have been made.

Signed this 30th day of July, 2019.

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

AGREED:

Ernesto Escobedo d/b/a Double E Autos

/s/ Ernesto Escobedo
Ernesto Escobedo, Owner
(signed electronically by permission)

⁴ See 7 Tex. Admin. Code § 84.704(b), (g).

CERTIFICATE OF SERVICE

I certify that on July 30, 2019, a true and correct copy of this Agreed Order has been sent to Ernesto Escobedo d/b/a Double E Autos by the following methods:

Ernesto Escobedo
d/b/a Double E Autos
Attn: Ernesto Escobedo
802 S. Commerce St.
Harlingen, Texas 78550
Rgtrevino1945@gmail.com
Ernesto1phd@aol.com

- hand-delivery
- facsimile
- electronic mail
- regular mail

- certified mail, return receipt requested
91 7199 9991 7038 3510 6595

Ernesto Escobedo
d/b/a Double E Autos
Attn: Ernesto Escobedo,
Registered Agent
150 Highland Dr.
Harlingen, Texas 78550
Ernesto1phd@aol.com

- hand-delivery
- facsimile
- electronic mail
- regular mail

- certified mail, return receipt requested
91 7199 9991 7038 3510 6601

/s/ Laurie B. Hobbs
Laurie B. Hobbs
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