

OCCC CASE NO. L20-00113

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 1900064399	§	OFFICE OF CONSUMER
MAX MONEY MART INC.	§	
152 N. SAN TOMAS AQUINO,	§	CREDIT COMMISSIONER
SUITE A	§	
CAMPBELL, CALIFORNIA 95008	§	STATE OF TEXAS

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

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order to File Timely and Accurate Quarterly and Annual Reports against Max Money Mart Inc. (“Max Money Mart”).¹

Statement of Facts and Law

Max Money Mart is a credit services organization licensed to act as a credit access business under Chapter 393 of the Texas Finance Code. Max Money Mart operates under master file number 1900064399 at one licensed location, under license number 162695. Max Money Mart’s compliance officer is Sumant Jeswani, and its designated contact address is 152 N. San Tomas Aquino, Suite A, Campbell, California 95008.

A credit access business must file quarterly and annual reports with the Consumer Credit Commissioner (“Commissioner”).² A credit access business must submit for each of its licensed locations its 2019 4th quarter and annual reports on or before January 31, 2020.³ All information provided on the quarterly and annual reports must be accurate and calculated in accordance with the OCCC’s instructions.⁴

Max Money Mart did not file its 2019 4th quarter report with the Commissioner on or before January 31, 2020.

¹ Tex. Fin. Code § 14.208.

² Tex. Fin. Code §§ 393.622, 393.627.

³ 7 Tex. Admin. Code § 83.5001.

⁴ 7 Tex. Admin. Code § 83.5001(a).

The Commissioner may issue an injunction ordering a credit access business to file one or more complete, accurate, and timely quarterly or annual reports if the Commissioner has reasonable cause to believe that the credit access business is violating Chapter 393 of the Texas Finance Code.⁵

The Commissioner has reasonable cause to believe that Max Money Mart is violating Chapter 393 of the Texas Finance Code, and therefore issues this Order, because Max Money Mart failed to timely file its 2019 4th quarter report.

Order

IT IS ORDERED that Max Money Mart Inc.:

1. comply with, and cease and desist from violating, the reporting requirements set forth in Section 393.627 of the Texas Finance Code and Title 7, Section 83.5001 of the Texas Administrative Code;
2. file its 2019 4th quarter and annual reports within 30 days of service of this Order, if it has not already done so; and
3. timely file complete and accurate future quarterly and annual reports.

Credit access business quarterly and 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 day of violation of this Order.⁶ Multiple violations may also result in the suspension or revocation of your license.⁷

⁵ Tex. Fin. Code § 14.208; 7 Tex. Admin. Code § 83.5001(e)(1).

⁶ Tex. Fin. Code § 14.208(c); 7 Tex. Admin. Code § 83.5001(e)(2).

⁷ Tex. Fin. Code § 393.614; 7 Tex. Admin. Code § 83.5001(e)(3).

Right to Request Hearing

You have the right to request a hearing regarding this Order.⁸ 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:

Audrey Spalding
Office of Consumer Credit Commissioner
2601 N. Lamar Blvd.
Austin, Texas 78705
Fax: (512) 936-7610

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.⁹ If you fail to request a hearing by this deadline, this Order is considered final and enforceable.¹⁰

All communications with the OCCC concerning this matter must be through Audrey Spalding, Assistant General Counsel, who may be contacted by mail at 2601 N. Lamar Blvd., Austin, Texas 78705, by telephone at (512) 936-7659, or by email to audrey.spalding@occc.texas.gov.

Signed this 3 day of March, 2020.

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

⁸ Tex. Fin. Code § 14.208(b).

⁹ Tex. Fin. Code § 14.208(b).

¹⁰ Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on the 3 day of March, 2020, a true and correct copy of this Order to File Timely and Accurate Quarterly and Annual Reports has been sent to Max Money Mart Inc. by regular mail and certified mail, return receipt requested, at:

CMRRR #9214 8901 9403 8300 0006 1964 61

Max Money Mart Inc.

Attn: Sumant Jeswani, Compliance Officer

152 N. San Tomas Aquino, Suite A

Campbell, CA 95008

CMRRR #9214 8901 9403 8300 0006 1964 78

Max Money Mart Inc.

Attn: Registered Agents Inc., Registered Agent

700 Lavaca Street, Ste. 1401

Austin, TX 78701

/s/ Audrey Spalding

Audrey Spalding

Assistant General Counsel

Office of Consumer Credit Commissioner

State Bar No. 24111055

2601 North Lamar Blvd.

Austin, Texas 78705

(512) 936-7659

(512) 936-7610 (fax)

audrey.spalding@occc.texas.gov