

OCCC CASE NO. L20-00015

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 10471	§	OFFICE OF CONSUMER
LOTSA CASH PAWN II, INC.	§	
928 S. BUCKNER BLVD.	§	CREDIT COMMISSIONER
DALLAS, TEXAS 75217	§	
	§	STATE OF TEXAS

ORDER IMPOSING ADMINISTRATIVE PENALTY

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order Imposing Administrative Penalty against Lotsa Cash Pawn II, Inc. (“Lotsa Cash Pawn”).¹

Statement of Facts and Law

Lotsa Cash Pawn is a pawnshop licensed by the OCCC under Chapter 371 of the Texas Finance Code. Lotsa Cash Pawn operates under master file number 10471 at two licensed locations, under license numbers 5665 and 7972. Lotsa Cash Pawn’s compliance officer is Charles Hutchings, and its designated contact address is 928 S. Buckner Blvd., Dallas, Texas 75217.

A pawnshop must file annual reports with the Consumer Credit Commissioner (“Commissioner”).² A pawnshop must file annual reports with the Consumer Credit Commissioner (“Commissioner”).³ For each pawnshop licensed location, a pawnshop must file an annual report by July 31 for the prior calendar year’s activity, and must comply with all instructions relating to submitting the report.⁴

Lotsa Cash Pawn did not file its 2018 annual report with the Commissioner for licensed location numbers 5665 and 7972 by July 31, 2019.

¹ Tex. Fin. Code § 14.208(a).

² Tex. Fin. Code § 371.201; 7 Tex. Admin. Code § 85.502.

³ Tex. Fin. Code § 371.201; 7 Tex. Admin. Code § 85.502.

⁴ Tex. Fin. Code § 371.201; 7 Tex. Admin. Code § 85.502; <https://occc.texas.gov/industry/pawnshops-and-pawn-employees/annual-reports>

On October 2, 2016, the OCCC issued an Injunctive Order to File Timely and Accurate Annual Reports (the "Order") against Lotsa Cash Pawn for violating Chapter 371 of the Texas Finance Code by failing to timely file its 2015 annual report. The Order required Lotsa Cash Pawn to timely file all future annual reports.

Lotsa Cash Pawn did not file its 2018 annual report with the Commissioner for licensed location numbers 5665 and 7972 by July 31, 2019. Lotsa Cash Pawn violated the Order by failing to timely file its 2018 annual report and is therefore subject to an administrative penalty for violation of the Order.⁵

Order

IT IS ORDERED that LOTSA CASH PAWN II, INC.:

1. pay an administrative penalty in the amount of **\$2000**, calculated as \$1000.00 each for Lotsa Cash Pawn's two licensed locations, within 30 days of service of this Order; and
2. file its 2018 annual report within 30 days of service of this Order, if it has not already done so.

Pawnshop annual reports must be submitted either by mail to 2601 N. Lamar Blvd., Austin, Texas 78705, or 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.

⁵ Tex. Fin. Code § 14.208(c).

Response and Right to Request Hearing

You have the right to request a hearing regarding this Order.⁶ 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
audrey.spalding@occc.texas.gov

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.⁷ If you fail to request a hearing by this deadline, this Order is considered final and enforceable.⁸

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 21 day of October, 2019.

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

⁶ Tex. Fin. Code § 14.208(b).

⁷ Tex. Fin. Code § 14.208(b).

⁸ Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on the 21 day of October, 2019, a true and correct copy of this Injunctive Order to File Timely and Accurate Annual Reports has been sent to Lotsa Cash Pawn II, Inc. by regular mail and certified mail, return receipt requested, at:

CMRR# 91 7199 9991 7037 5229 1022

Lotsa Cash Pawn II, Inc.

Attn: Charles Hutchings, Compliance Officer & Registered Agent

928 S. Buckner Blvd.

Dallas, TX 75217

/s/Audrey Spalding _____
Audrey Spalding
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Office of Consumer Credit Commissioner
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(512) 936-7659
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