

OCCC CASE NO. L20-00157

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO. 16734	§	OFFICE OF CONSUMER
MIKE JACK ENTERPRISES, LLC.	§	
D/B/A HOUSTON MOTORS	§	CREDIT COMMISSIONER
4235 S. MAIN	§	
STAFFORD, TX 77477	§	STATE OF TEXAS

AGREED ORDER

The Office of Consumer Credit Commissioner (“OCCC”) issues this Agreed Order against Mike Jack Enterprises, LLC. d/b/a/ Houston Motors (“Houston Motors”) 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 May 9, 2012, the OCCC granted Houston Motors a motor vehicle sales finance license under master file number 16734, license number 63008. That license was cancelled on July 31, 2019. On March 27, 2020, Houston Motors submitted a new application for a motor vehicle sales finance license under application ID number 59542. Houston Motors’ compliance officer and owner is Michael Jackson.

Beginning September 3, 2019, Houston Motors engaged in activity requiring a license by entering 19 motor vehicle retail installment contracts. Houston Motors accepted the cash price of a vehicle 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, Houston Motors 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 Mike Jack Enterprises, LLC. d/b/a/ Houston Motors:

1. No later than **November 9, 2020**, pay an administrative penalty of **One Thousand and Nine Hundred Dollars (\$1900.00)** to the Office of Consumer Credit Commissioner.
2. No later than **November 9, 2020**, 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 **November 9, 2020**, 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 20 day of October, 2020.

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

AGREED:

Mike Jack Enterprises, LLC. d/b/a/ Houston Motors

/s/ Michael Jackson
Michael Jackson, Owner
(signed electronically with permission)

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

CERTIFICATE OF SERVICE

I certify that on October 20, 2020, a true and correct copy of this Agreed Order has been sent to Mike Jack Enterprises, LLC. d/b/a/ Houston Motors by the following methods:

Mike Jack Enterprises, LLC.
d/b/a/ Houston Motors
Attn: Michael Jackson, Compliance Officer
4235 S. Main
Stafford, Texas 77477
mike@houstonmotors.net

- hand-delivery
- facsimile
- electronic mail
- regular mail
- certified mail, return receipt requested

Mike Jack Enterprises, LLC.
d/b/a/ Houston Motors
Attn: Michael Jackson,
Registered Agent
11569 HWY 6 S. Ste. 65
Sugar Land, Texas 77498

- hand-delivery
- facsimile
- electronic mail
- regular mail
- certified mail, return receipt requeste

/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
audrey.spalding@occc.texas.gov