

OCCC CASE NO. L20-00156

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO. 1800062578	§	OFFICE OF CONSUMER
DOMDS INVESTMENTS, LLC.	§	
D/B/A DOMINGUEZ MOTORS	§	CREDIT COMMISSIONER
542 LATHROP ST.	§	
HOUSTON, TEXAS 77020	§	STATE OF TEXAS

AGREED ORDER

The Office of Consumer Credit Commissioner (“OCCC”) issues this Agreed Order against DOMDS Investments, LLC. d/b/a/ Dominguez Motors (“Dominguez 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 January 4, 2019, the OCCC granted Dominguez Motors a motor vehicle sales finance license under master file number 1800062578, license number 164276. That license was cancelled on August 1, 2019. On March 25, 2020, Dominguez Motors submitted a new application for a motor vehicle sales finance license under application ID number 59806. Dominguez Motors’ compliance officer and owner is Daisy Dominguez.

Beginning October 3, 2019, Dominguez Motors engaged in activity requiring a license by entering 4 motor vehicle retail installment contracts. Dominguez 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, Dominguez 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 DOMDS Investments, LLC. d/b/a/ Dominguez Motors:

1. No later than **September 25, 2020**, pay an administrative penalty of **Five Hundred Dollars (\$500.00)** to the Office of Consumer Credit Commissioner.
2. No later than **September 25, 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 **September 25, 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 14 day of August, 2020.

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

AGREED:

DOMDS Investments, LLC. d/b/a/ Dominguez Motors

/s/ Daisy Dominguez
Daisy Dominguez, Owner
(signed electronically with permission)

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

CERTIFICATE OF SERVICE

I certify that on August 14, 2020, a true and correct copy of this Agreed Order has been sent to DOMDS Investments, LLC. d/b/a/ Dominguez Motors by the following methods:

DOMDS Investments, LLC. d/b/a/
Dominguez Motors
Attn: Daisy Dominguez, Owner
542 Lathrop St.
Houston, Texas 77020
dominguezautosales@aol.com

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

Attn: Herlinda Andrade DBA Andrade
Enterprises, Registered Agent
542 Lathrop St.
Houston, Texas 77020
andenterprises@aol.com

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

/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