

OCCC CASE NO. L22-00016

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 1500053979	§	OFFICE OF CONSUMER
THE CAPITOL ASSETS STRATEGY &	§	
HOLDINGS GROUP INC. d/b/a BEST	§	CREDIT COMMISSIONER
IN THE WEST PAWN, GOLD & GUNS	§	
P.O. BOX 370355	§	STATE OF TEXAS
EL PASO, TEXAS 79937	§	

ORDER TO FILE TIMELY AND ACCURATE ANNUAL REPORTS

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order to File Timely and Accurate Annual Reports against The Capitol Assets Strategy & Holdings Group Inc. d/b/a Best in the West Pawn, Gold & Guns (“Best in the West Pawn”).¹

Statement of Facts and Law

Best in the West Pawn is a pawnshop licensed by the OCCC under Chapter 371 of the Texas Finance Code. Best in the West Pawn operates under master file number 1500053979 at one licensed location, under license number 154487. Best in the West Pawn’s compliance officer is Austin Quevedo, and its designated contact address is P.O. Box 370355, El Paso, Texas 79937.

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

Best in the West Pawn did not file its 2020 annual report by July 31, 2021, for one licensed location, under license number 154487.

¹ Tex. Fin. Code § 14.208.

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

³ 7 Tex. Admin. Code § 85.502.

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

The Commissioner may issue an injunction ordering a pawnshop to file one or more complete, accurate, and timely annual reports if the Commissioner has reasonable cause to believe that the pawnshop is violating Chapter 371 of the Texas Finance Code.⁵

The Commissioner has reasonable cause to believe that Best in the West Pawn is violating Chapter 371 of the Texas Finance Code, and therefore issues this Order, because Best in the West Pawn failed to timely file its 2020 annual report.

Order

IT IS ORDERED that The Capitol Assets Strategy & Holdings Group Inc. d/b/a Best in the West Pawn, Gold & Guns:

1. comply with, and cease and desist from violating, the reporting requirements set forth in 371.201 of the Texas Finance Code and Title 7, Section 85.502 of the Texas Administrative Code;
2. file its 2020 annual report within 30 days of the date of this Order, if it has not already done so; and
3. timely file complete and accurate future annual reports.

Pawnshop 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

If you violate this Order, the OCCC may impose an administrative penalty of up to \$1,000 for each day.⁶ Multiple violations may also result in the suspension or revocation of your license.⁷

⁵ Tex. Fin. Code § 14.208, 371.302(a).

⁶ Tex. Fin. Code § 14.208(c), 371.303; 7 Tex. Admin. Code § 85.604(b).

⁷ Tex. Fin. Code § 371.251; 7 Tex. Admin. Code § 85.604(b).

Right to Request Hearing

You have the right to request a hearing regarding this Order.⁸ To request a hearing, you must send a written hearing request to the OCCC no later than 30 days after the date of this Order.⁹ You must send your request to Matthew Nance, Deputy General Counsel, by mail to 2601 N. Lamar Blvd., Austin, Texas 78705, or by email to matthew.nance@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.¹⁰ If you fail to request a hearing by the deadline, this Order will be considered final and enforceable.¹¹

All communications with the OCCC concerning this matter must be through Matthew Nance, Deputy General Counsel, who may be contacted by mail at 2601 N. Lamar Blvd., Austin, Texas 78705, by telephone at 512-936-7660, or by email at matthew.nance@occc.texas.gov.

Signed this 12th day of November, 2021.

/s/ Leslie 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(b).

¹¹ Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on November 12, 2021, a true and correct copy of this Order to File Timely and Accurate Annual Reports has been sent to The Capitol Assets Strategy & Holdings Group Inc. d/b/a Best in the West Pawn, Gold & Guns by regular mail and certified mail, return receipt requested, at:

CMRRR# 9214 8901 9403 8300 0057 0812 66

The Capitol Assets Strategy & Holdings Group Inc.

Attn: Austin Quevedo, Compliance Officer

P.O. Box 370355

El Paso, TX 79937

CMRRR# 9214 8901 9403 8300 0057 0812 73

The Capitol Assets Strategy & Holdings Group Inc.

Attn: Austin Quevedo, Registered Agent

9838 Honolulu Dr.

El Paso, TX 79925

/s/ Matthew Nance

Matthew J. Nance

Deputy General Counsel

Office of Consumer Credit Commissioner

State Bar No. 24074794

2601 North Lamar Blvd.

Austin, Texas 78705

512-936-7660 (phone)

512-936-7610 (fax)

matthew.nance@occc.texas.gov