MINUTES OF THE MEETING OF THE MOTOR VEHICLE SALES FINANCE DIVISION 3017 Kingman Street Metairie, Louisiana 70006 Monday, January 10, 2022 <u>Via Zoom Video</u>

The meeting was called to order at 11:15 a.m. by Chairman Allen O. Krake.

Present were:

Chairman Allen O. Krake Commissioner Stephen L. Guidry, Jr. Commissioner Eric R. Lane Commissioner Keith Hightower Commissioner Randy Scoggin Commissioner Scott A. Courville Commissioner Terryl J. Fontenot Commissioner Raney J. Redmond Commissioner Greg Lala Commissioner V. Price LeBlanc, Jr. Commissioner Kenneth "Mike" Smith Commissioner Keith M. Marcotte Commissioner Joseph W. "Bill" Westbrook Commissioner Donna S. Corley Commissioner Maurice C. Guidry

L. A. House, Executive Director Adrian F. LaPeyronnie, III, Counselor Gregory F. Reggie, Counselor Burgess E. McCranie, Jr., Counselor

Also, in attendance were the Commission staff: Ingya Cattle, Assistant Executive Director; Commission Investigator Supervisors: Mike Laviolette and Scott Landreneau; Commission Investigators: Neil Rogers, Antoine DeRouen, Kevin Broussard, Ben Guidry, Angel Blackford, and Monica Wells; Stacey Broussard, Administrative Coordinator Supervisor; and Angela Flannery, Accountant.

The Executive Director advised the Commission Members a pre-hearing had been held via Zoom on November 9, 2021, pursuant to LSA-R.S. 49:961C, regarding Hearing #2021-030, M&M Financial Service, Inc., 6124 Florida Boulevard, Baton Rouge, LA 70806, for alleged violations of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception. In attendance representing M&M Financial Services, Inc. were Mohammed Saizad, owner and Elizabeth Saizad; and representing the Commission were: Chairman Allen Krake; Counselor Gregory F. Reggie; Scott Landreneau, Commission Investigator Supervisor; Neil Rogers and Angel Blackford, Commission Investigators; Stacey Broussard, Administrative Supervisor; Ingya Cattle, Assistant Executive Director; and the Executive Director. The Executive Director advised the Commission Members the following Consent Judgment had been recommended by Chairman Krake and accepted by the representative of M&M Financial Services, Inc., if accepted and ratified by the Commission. Commission and it was unanimously approved.

Hearing #2021-030

M&M Financial Services Inc. 6124 Florida Boulevard Baton Rouge, LA 70806

Alleged violations of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception

CONSENT JUDGMENT

After considering the entire record in this matter and the interest of the parties in amicably resolving it, the parties have consented to a judgment in favor of the Louisiana Motor Vehicle Commission based upon alleged violations by M&M Financial Services Inc. of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception. Therefore, based on the parties' mutual consent:

IT IS HEREBY AGREED by and between M&M Financial Services Inc. and the Louisiana Motor Vehicle Commission that respondent waives:

- A. Any further procedural rights or remedies afforded under the law;
- B. The requirement that the Commission's judgment recites statement of a findings of fact and conclusions of law; and
- C. All rights to seek judicial review or otherwise to challenge or contest the validity of the judgment entered pursuant to this agreement.

IT IS HEREBY FURTHER AGREED the Notice of Hearing may be used in construing the terms of the order. No agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

IT IS AGREED, ADJUDGED, AND DECREED that M&M Financial Services Inc. in complete satisfaction of all above-referenced violations, pay a fine to the Louisiana Motor Vehicle Commission in the amount of ONE THOUSAND (\$1,000.00) DOLLARS. The Commission agrees, as part of this settlement, that the consent judgment is prospective so any other alleged violation by M&M Financial Services Inc. of the same provision that pre-dates this consent judgment will not be pursued as a violation.

IT IS AGREED, ADJUDGED, AND DECREED that M&M Financial Services Inc. pay the cost of the pre-hearing conference to the Louisiana Motor Vehicle Commission in the amount of FOUR HUNDRED (\$400.00) DOLLARS.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that ONE THOUSAND (\$1,000.00) DOLLARS of this fine and FOUR HUNDRED (\$400.00) DOLLARS cost of the pre-hearing conference be suspended conditioned upon M&M Financial Services Inc. renewing their 2021 sales finance license within 30 days of the pre-hearing conference date.

Chairman Allen Krake LOUISIANA MOTOR VEHICLE COMMISSION

AGREED:

M&M FINANCIAL SERVICES INC.

By:

LOUISIANA MOTOR VEHICLE COMMISSION

By:

Gregory Reggie, Commission Counsel

The Executive Director advised the Commission Members a pre-hearing had been held via Zoom on November 9, 2021, pursuant to LSA-R.S. 49:961C, regarding Hearing #2021-041, Gretna Auto Depot, Inc., 1730 Lafayette Street, Gretna, LA 70053, for alleged violations of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception. In attendance representing Gretna Auto Depot, Inc. was Jessica Taylor Soriano; and representing the Commission were: Chairman Allen Krake; Counselor Gregory F. Reggie; Scott Landreneau, Commission Investigator Supervisor; Neil Rogers and Angel Blackford, Commission Investigators; Stacey Broussard, Administrative Supervisor; Ingya Cattle, Assistant Executive Director; and the Executive Director. The Executive Director advised the Commission Members the following Consent Judgment had been recommended by Chairman Krake and accepted by the representative of Gretna Auto Depot, Inc., if accepted and ratified by the Commission. Commissioner Marcotte made a motion to accept and ratify the Consent Judgment in this matter. Commissioner Lane seconded this motion and it was unanimously approved.

IN RE:

Hearing #2021-041

Gretna Auto Depot Inc. 1730 Lafayette Street Gretna, LA 70053

Alleged violations of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception

CONSENT JUDGMENT

After considering the entire record in this matter and the interest of the parties in amicably resolving it, the parties have consented to a judgment in favor of the Louisiana Motor Vehicle Commission based upon alleged violations by Gretna Auto Depot Inc. of LSA-R.S. 6:969.35.A.(1) Authority to make consumer loans; assignees; authority to issue debt waiver or debt forgiveness agreements and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301.A.(1)a. & b. License Requirement and Exception. Therefore, based on the parties' mutual consent:

IT IS HEREBY AGREED by and between Gretna Auto Depot Inc. and the Louisiana Motor Vehicle Commission that respondent waives:

waives

- A. Any further procedural rights or remedies afforded under the law;
- B. The requirement that the Commission's judgment recites statement of a findings of fact and conclusions of law; and
- C. All rights to seek judicial review or otherwise to challenge or contest the validity of the judgment entered pursuant to this agreement.

IT IS HEREBY FURTHER AGREED the Notice of Hearing may be used in construing the terms of the order. No agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

IT IS AGREED, ADJUDGED, AND DECREED that Gretna Auto Depot Inc. in complete satisfaction of all above-referenced violations, pay a fine to the Louisiana Motor Vehicle Commission in the amount of ONE THOUSAND (\$1,000.00) DOLLARS. The Commission agrees, as part of this settlement, that the consent judgment is prospective so any other alleged violation by Gretna Auto Depot Inc. of the same provision that pre-dates this consent judgment will not be pursued as a violation.

IT IS AGREED, ADJUDGED, AND DECREED that Gretna Auto Depot Inc. pay the cost of the pre-hearing conference to the Louisiana Motor Vehicle Commission in the amount of FOUR HUNDRED (\$400.00) DOLLARS.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that ONE THOUSAND (\$1,000.00) DOLLARS of this fine and FOUR HUNDRED (\$400.00) DOLLARS cost of the pre-hearing conference be suspended conditioned upon Gretna Auto Depot Inc. renewing their 2021 sales finance license within 2 weeks of the pre-hearing conference date.

JUDGMENT RENDERED AND SIGNED this 10th day of January, 2022.

Chairman Allen Krake LOUISIANA MOTOR VEHICLE COMMISSION

AGREED:

By:

LOUISIANA MOTOR VEHICLE COMMISSION

By:

Gregory Reggie, Commission Counsel

Chairman Krake called for a reading of the minutes of the November 8, 2021 meeting. Commissioner Fontenot made a motion to accept the minutes as read. Commissioner Marcotte seconded this motion and it was unanimously approved.

The Executive Director was directed to include in these minutes the following excerpt from the Louisiana Motor Vehicle Commission meeting immediately preceding this meeting.

"Chairman Krake asked for a review of the November and December financial statements of the Louisiana Motor Vehicle Commission, Motor Vehicle Sales Finance Division, copies of which were before each Commission Member. Commissioner Redmond made a motion to accept the November and December financial statements as presented and incorporate into these minutes. This motion was seconded by Commissioner Marcotte and it was unanimously approved."

Chairman Krake called for a review of the motor vehicle sales finance licenses issued.

The Executive Director reported the applications and supporting documentation were in order for the following initial motor vehicle sales finance applicants.

SALES FINANCE COMPANY	CITY	LIC. #
Advantage Motors, LLC DBA Advantage Motors	Baton Rouge, Louisiana	#SF-2021-01287
Lucas Auto Group LLC	Lafayette, Louisiana	#SF-2021-01288
Great Southern Acceptance Company, LLC	Covington, Louisiana	#SF-2021-01289
First Investors Financial Services, Inc.	Houston, Texas	#SF-2021-01290
1803 Capital, LLC DBA Edge Financial Services	Gretna, Louisiana	#SF-2021-01291
Twin City Motors, Inc.	Monroe, Louisiana	#SF-2021-01292
Utopia Auto Sales LLC.	Baton Rouge, Louisiana	#SF-2021-01295
Progressive Tractor & Implement Co., LLC DBA Progressive Power Sports and Equipment	Ville Platte, Louisiana	#SF-2021-01297
Kent-Mitchell RV Sales, LLC	Hammond, Louisiana	#SF-2021-01298
Kent-Mitchell RV Sales, LLC	Ponchatoula, Louisiana	#SF-2021-01299
Bayou Motorcycles, LLC DBA Hammond Harley-Davidson	Hammond, Louisiana	#SF-2021-01300
Bayou Motorcycles, LLC DBA Baton Rouge Harley-Davidson	Baton Rouge, Louisiana	#SF-2021-01301
DW Don's Automotive Group, LLC DBA Don's Automotive Group	Lafayette, Louisiana	#SF-2021-01303
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Arlington, Texas	#SF-2021-01034
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Arlington, Texas	#SF-2021-01305
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Chandler, Arizona	#SF-2021-01306

AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Arlington, Texas	#SF-2021-01307
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Sugar Land, Texas	#SF-2021-01308
AmeriCredit Financial Services, Inc. DBA GM Financial DBA GMC Financial DBA Buick Financial DBA Buick - GMC Financial DBA Cadillac Financial DBA Chevrolet Financial DBA Mode by GM Financial	San Antonio, Texas	#SF-2021-01309
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Arlington, Texas	#SF-2021-01310
AmeriCredit Financial Services, Inc. DBA GM Financial DBA Chevrolet Financial DBA Cadillac Financial DBA Buick-GMC Financial DBA Buick Financial DBA GMC Financial DBA Mode by GM Financial	Arlington, Texas	#SF-2021-01311
Ride Now, Inc.	Baton Rouge, Louisiana	#SF-2021-01312
Benoit Motors Leesville LLC DBA Go WheelMart, Wheel Mart	Leesville, Louisiana	#SF-2021-01313
Kent-Mitchell Bus Sales & Service, L.L.C.	Hammond, Louisiana	#SF-2021-01315
Carfi, LLC	Fort Worth, Texas	#SF-2021-01316
I-49 Trailer and R.V.'s, Inc.	Boyce, Louisiana	#SF-2021-01317
Orr Motors of Louisiana, Inc. DBA Orr Preowned	Shreveport, Louisiana	#SF-2021-01318
Gulfco of Louisiana, LLC DBA Tower Loan of Sulphur	Sulphur, Louisiana	#SF-2021-01324
Able Taxi & Transportation, LLC	Lake Charles, Louisiana	#SF-2021-01325
Westlake Services, LLC, of California DBA Westlake Financial Services	Los Angeles, California	#SF-2021-01327
Car Capital Servicing, LLC	Grapeville, Texas	#SF-2022-00204
Federick's Delhi, LLC	Delhi, Louisiana	#SF-2022-00613
Unlimited Auto Group, LLC	Ponchatoula, Louisiana	#SF-2022-00624
Mid-Atlantic Finance Co., Inc.	Houston, Texas	#SF-2022-00764

Commissioner Marcotte made a motion to ratify the motor vehicle sales finance licenses issued to these initial motor vehicle sales finance applicants. Commissioner Fontenot seconded this motion and it was unanimously approved.

Chairman Krake called for a review of the GAP Administrator license issued.

The Executive Director reported the applications and supporting documentation were in order for the following initial GAP Administrator applicants.

GAP ADMINISTRATOR	CITY	LIC. #
Magellan Service Corporation	Albuquerque, New Mexico	#GA-2021-00158
Westlake Services, LLC DBA Westlake Financial Services	Los Angeles, California	#GA-2021-00159

Commissioner Marcotte made a motion to ratify the GAP Administrator licenses issued to this initial GAP Administrator applicants. Commissioner Fontenot seconded the motion and it was unanimously approved.

Chairman Krake called for a review of the licenses issued. Commissioner Stephen Guidry made a motion to ratify the licenses issued: motor vehicle sales finance, #SF-2021-01286 through #SF-2021-01327, #SF-2022-00100 through #SF-2022-00130; GAP Administrator:#GA-2021-00158 through #GA-2021-00159; #GA-2022-00100 through #GA-2022-00130; and GAP Administrator Agents, #GAA-2021-00163 and#GAA-2022-00001 through #GAA-2002-000037. Commissioner Marcotte seconded the motion and it was unanimously approved.

The Executive Director reported on routine matters being handled by the staff and not requiring action by the Commission at this time.

There being no further business, Commissioner Hightower made a motion to adjourn the meeting at 11:45 a.m. Commissioner Marcotte seconded this motion and it was unanimously approved.

Chairman Krake

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Executive Director