

OCCC CASE NO. L23-00020

IN THE MATTER OF: MASTER FILE NO.: 1600055752 RODNEY MALLAMS d/b/a HEMPSTEAD PAWN 1024 COLIBRI LAKE LANE WALLER, TEXAS 77484	§ § § § § § §	BEFORE THE OFFICE OF CONSUMER CREDIT COMMISSIONER STATE OF TEXAS
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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 Rodney Mallams d/b/a Hempstead Pawn (“Hempstead Pawn”).¹

Statement of Facts and Law

Hempstead Pawn is a pawnshop licensed by the OCCC under Chapter 371 of the Texas Finance Code. Hempstead Pawn operates under master file number 1600055752 at one licensed location, under license number 156208. Hempstead Pawn’s compliance officer is Rodney Mallams, and its designated contact address is 1024 Colibri Lake Lane, Waller, Texas 77484.

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 of each year for the prior calendar year’s activity.⁴

Hempstead Pawn did not file its 2021 annual report by July 31, 2022, for one licensed location, under license number 156208.

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 Hempstead Pawn is violating Chapter 371 of the Texas Finance Code, and therefore issues this Order, because Hempstead Pawn failed to timely file its 2021 annual report.

Order

IT IS ORDERED that Rodney Mallams d/b/a Hempstead Pawn:

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 2021 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 Audrey Spalding, Assistant General Counsel, by mail to 2601 N. Lamar Blvd., Austin, Texas 78705, or by email to 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.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 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 at audrey.spalding@occc.texas.gov.

Signed this 7th day of October, 2022.

/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 October 7, 2022, a true and correct copy of this Order to File Timely and Accurate Annual Reports has been sent to Rodney Mallams d/b/a Hempstead Pawn by regular mail and certified mail, return receipt requested, at:

CMRRR# 9214 8901 9403 8300 0090 3922 82
Rodney Mallams d/b/a Hempstead Pawn
Attn: Rodney Mallams, Compliance Officer
1024 Colibri Lake Lane
Waller, TX 77484

CMRRR# 9214 8901 9403 8300 0090 3922 99
Rodney Mallams d/b/a Hempstead Pawn
Attn: Rodney Mallams, Registered Agent
1024 Colibri Lake Lane
Waller, TX 77484

/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 (phone)
audrey.spalding@occc.texas.gov