

OCCC CASE NO. L23-00122

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 1900063751	§	OFFICE OF CONSUMER
TGI BROOKS INC.	§	
d/b/a TGI BROOKS CAPITAL	§	CREDIT COMMISSIONER
12808 WEST AIRPORT BLVD., SUITE 327	§	
SUGAR LAND, TEXAS 77478	§	STATE OF TEXAS

**AGREED ORDER**

The Office of Consumer Credit Commissioner (“OCCC”) issues this Agreed Order against TGI Brooks Inc. d/b/a TGI Brooks Capital (“TGI Brooks”).<sup>1</sup>

**Statement of Facts and Law**

TGI Brooks is a credit access business licensed by the OCCC under Chapter 393 of the Texas Finance Code. TGI Brooks operates under master file number 1900063751 at one licensed location, under license number 162411. TGI Brooks’s compliance officer is Olumide Adebowale, and its designated contact address is 12808 West Airport Blvd., Suite 327, Sugar Land, Texas 77478.

Under Chapter 393 and its implementing rules, a credit access business must file quarterly and annual reports with the OCCC.<sup>2</sup> All information provided on the quarterly and annual reports must be accurate and calculated in accordance with the OCCC’s instructions.<sup>3</sup>

Each year, a credit access business must file its quarterly and annual reports by the following deadlines:<sup>4</sup>

- First quarter report: April 30
- Second quarter report: July 31
- Third quarter report: October 31
- Fourth quarter and annual report: January 31

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<sup>1</sup> Tex. Fin. Code §§ 14.208, 393.614.

<sup>2</sup> Tex. Fin. Code §§ 393.622, 393.627.

<sup>3</sup> 7 Tex. Admin. Code § 83.5001(a).

<sup>4</sup> 7 Tex. Admin. Code § 83.5001(b).

TGI Brooks did not file its 2019 fourth quarter and annual reports by the deadline of January 31, 2020. On March 3, 2020, the OCCC issued an Order to File Timely and Accurate Annual Reports against TGI Brooks for failing to timely file its 2019 fourth quarter and annual reports. The order became final and enforceable. The order required TGI Brooks to timely file complete and accurate future quarterly and annual reports. TGI Brooks ultimately filed its 2019 fourth quarter and annual reports.

TGI Brooks did not file its 2021 second quarter report by the deadline of July 31, 2021. On September 23, 2021, the OCCC issued a second Order to File Timely and Accurate Quarterly and Annual Reports against TGI Brooks for failing to timely file its 2021 second quarter report. The order became final and enforceable. The order required TGI Brooks to timely file complete and accurate future quarterly and annual reports. TGI Brooks ultimately filed its 2021 second quarter report.

TGI Brooks did not file its 2022 first quarter report by the deadline of April 30, 2022. On July 21, 2022, the OCCC issued an Order Imposing Administrative Penalty against TGI Brooks for failing to timely file its 2022 first quarter report. The order became final and enforceable. The order required TGI Brooks to file its 2022 first quarter report and pay a \$500 administrative penalty. TGI Brooks ultimately paid the \$500 administrative penalty and filed its 2022 first quarter report.

TGI Brooks did not file its 2022 fourth quarter and annual reports by the deadline of January 31, 2023. On April 17, 2023, the OCCC issued an Order Imposing Administrative Penalty against TGI Brooks for failing to timely file its 2022 fourth quarter and annual reports. The order became final and enforceable. The order required TGI Brooks to file its 2022 fourth quarter and annual reports, and to pay a \$1,000 administrative penalty. TGI Brooks ultimately filed its 2022 fourth quarter and annual reports, and paid the \$1,000 administrative penalty.

TGI Brooks did not file its 2023 first quarter report by the deadline of April 30, 2023. On June 29, 2023, the OCCC issued an Order Imposing Administrative Penalty against TGI Brooks for failing to timely file its 2023 first quarter report. The order required TGI Brooks to file its 2023 first quarter report and pay a \$1,000 administrative penalty. TGI Brooks ultimately filed its 2023 first quarter report. As of the date of this Order, TGI Brooks has not paid the \$1,000 administrative penalty described in the OCCC's June 2023 order.

On September 22, 2023, the OCCC issued an Order of Revocation against TGI Brooks due to its failure to pay the \$1,000 administrative penalty and repeated failure to file timely reports.

By failing to timely file its 2019 fourth quarter and annual reports, 2021 second quarter report, 2022 first quarter report, 2022 fourth quarter and annual reports, and 2023 first quarter report, TGI Brooks violated Chapter 393 of the Texas Finance Code and its implementing rules. By failing to timely file its 2021 second quarter report, 2022 first quarter report, 2022 fourth quarter and annual reports, and 2023 first quarter report, TGI Brooks violated the OCCC's Order to File Timely and Accurate Annual Reports issued on March 3, 2020. By failing to pay the \$1,000 administrative penalty, TGI Brooks violated the OCCC's Order Imposing Administrative Penalty issued on June 29, 2023. TGI Brooks committed these violations knowingly or without exercise of due care. These violations would have justified denial of TGI Brooks's original license application if these violations had existed or been known to exist at the time of the license.

### **Order & Agreement**

By signing below, TGI Brooks acknowledges these violations, waives all rights to any hearing or appeal, agrees to pay the administrative penalty identified below, and otherwise agrees to comply with this Order and Texas law.

### **IT IS ORDERED that:**

1. **No later than November 24, 2023**, TGI Brooks must pay an administrative penalty in the amount of \$1,000.00 to the OCCC (calculated as \$1,000.00 for TGI Brooks's one licensed location).
2. TGI Brooks must comply with, and cease and desist from violating, the reporting requirements set forth in 393.627 of the Texas Finance Code and Title 7, Section 83.5001 of the Texas Administrative Code.
3. TGI Brooks must ensure that all future quarterly and annual reports are complete, accurate, and filed in a timely manner.
4. The Order of Revocation issued by the OCCC against TGI Brooks on September 22, 2023, is withdrawn and replaced by this Agreed Order.

## Violation of Order

If TGI Brooks violates this order, this may result in one or more of the following actions by the OCCC: (1) an administrative penalty of up to \$1,000 for each day of violation, or (2) suspension or revocation of TGI Brooks's credit access business license.

Signed this 14th day of November, 2023.

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

## AGREED:

/s/ Olumide Adebowale  
Olumide Adebowale  
Compliance Officer  
TGI Brooks Inc.  
*(signed electronically with permission)*

**CERTIFICATE OF SERVICE**

I certify that on November 14, 2023, a true and correct copy of this Agreed Order has been sent to TGI Brooks Inc. d/b/a TGI Brooks Capital by the following:

TGI Brooks Inc.  
Attn: Olumide Adebowale,  
Compliance Officer  
12808 West Airport Blvd., Suite 327  
Sugar Land, TX 77478  
olumide@tgibrookscapital.com

- email
- eFileTexas.gov electronic service
- 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 (phone)  
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