

OCCC CASE NO. L24-00004

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 2100069173	§	OFFICE OF CONSUMER
LONGHORN RESERVE LLC	§	
d/b/a VONDAN MOTORSPORTS	§	CREDIT COMMISSIONER
1940 FOUNTAINVIEW DR., STE. 3270	§	
HOUSTON, TEXAS 77057	§	STATE OF TEXAS

ORDER TO FURNISH INFORMATION AND ALLOW INVESTIGATION

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order to Furnish Information and Allow Investigation against Longhorn Reserve LLC d/b/a Vondan Motorsports (“Vondan Motorsports”), based on the violations of law described below.¹

Statement of Facts and Law

Under Chapter 348 of the Texas Finance Code, a person must hold a motor vehicle sales finance license issued by the OCCC in order 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

Vondan Motorsports is a motor vehicle dealer that previously held a motor vehicle sales finance license issued by the OCCC. Vondan Motorsports operated under master file number 210069173 at one licensed location, under license number 166114. Vondan Motorsports’ license expired on October 31, 2021, due to nonrenewal.⁴ Vondan Motorsports’ compliance officer is Steven Ha, and its designated contact address is 1940 Fountainview Dr., Ste. 3270, Houston, Texas 77057.

¹ Tex. Fin. Code § 14.208.

² Tex. Fin. Code § 348.501.

³ Tex. Fin. Code § 348.001(3), (7), (8).

⁴ Tex. Fin. Code § 348.5055; 7 Tex. Admin. Code § 84.617.

Under Chapters 14 and 348 of the Texas Finance Code, if the OCCC receives a complaint or other reasonable cause to believe that a person is violating Chapter 348, then the OCCC may require the person to furnish information and may conduct an investigation to discover a violation or obtain required information.⁵

On August 15, 2022, OCCC received a complaint against Vondan Motorsports regarding a continuing payment obligation to Car Financial Services, a motor vehicle floor planning company, despite the vehicle been returned and down payment being refunded.⁶ Based on this complaint, the OCCC conducted an investigation of Vondan Motorsports.

From February 2, 2023, to March 9, 2023, OCCC staff attempted on three occasions to conduct an onsite investigation of Vondan Motorsports' previously licensed location at 5618 Star Lane, Houston, Texas 77057. The OCCC was not able to investigate the location because no one was present at the location and the building was not open to the public.

On March 22, 2023, OCCC sent Vondan Motorsports a request for information. The request for information instructed Vondan Motorsports to provide information and records from the complainant's transaction to the OCCC no later than April 7, 2023, including the following: a detailed timeline of events for the retail installment transaction involving the complainant, a detailed explanation of the business relationship between Vondan Motorsports and a third-party finance company, an explanation of whether the retail installment contract was assigned to a third party, a detailed response to the complainant's allegations, and copies of transaction records. Vondan Motorsports did not respond to this request for information.

Authority

If the Consumer Credit Commissioner ("Commissioner") has reasonable cause to believe that a person is violating Chapter 348 of the Texas Finance Code, the Commissioner may issue an order to cease and desist from the violation, to take affirmative action, or both to ensure compliance.⁷

⁵ Tex. Fin. Code §§ 14.202, 348.515.

⁶ OCCC complaint ID no. 120052.

⁷ Tex. Fin. Code § 14.208(a).

The Commissioner has reasonable cause to believe that Vondan Motorsports has violated Chapters 14 and 348 of the Texas Finance Code by failing to respond to the OCCC's request for information, and by failing to allow the OCCC to conduct an investigation of Vondan Motorsports' records and transactions.

Order

IT IS ORDERED that:

1. Vondan Motorsports must cease and desist failing to respond to the OCCC's requests for information.
2. Vondan Motorsports must cease and desist failing to allow the OCCC to investigate its records and transactions.
3. **No later than 30 days after the date of this Order**, Vondan Motorsports must provide the OCCC with all information listed in the OCCC's request for information sent on March 22, 2023. The information must be sent by email to Vivek Vedanarayanan at vivek.vedanarayanan@occc.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.⁸

Right to Request Hearing

You have the right to request a hearing regarding this Order.⁹ 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.¹⁰ You must send your request to Vivek Vedanarayanan, Assistant General Counsel, by mail to 2601 N. Lamar Blvd., Austin, TX 78705, or by email to vivek.vedanarayanan@occc.texas.gov.

If you request a hearing, a hearing will be set and conducted in accordance with Chapter 2001 of the Texas Government Code.¹¹ If you fail to request a hearing by this deadline, the Order will be considered final and enforceable.¹²

⁸ Tex. Fin. Code § 14.208(c).

⁹ Tex. Fin. Code § 14.208(b).

¹⁰ Tex. Fin. Code § 14.208(b).

¹¹ Tex. Fin. Code § 14.208(b).

All communications with the OCCC concerning this matter must be through Vivek Vedanarayanan, Assistant General Counsel, who may be contacted by mail at 2601 N. Lamar Blvd., Austin, TX 78705, by telephone at 512-936-7623, or by email to vivek.vedanarayanan@occc.texas.gov.

Signed this 7th day of February 2024.

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

¹² Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on February 7, 2024, a true and correct copy of this Order to Furnish Information and Allow Investigation has been sent to Longhorn Reserve LLC d/b/a Vondan Motorsports by the following:

Longhorn Reserve LLC
Attn: Stephen Ha, Compliance Officer
1940 Fountainview Dr., Ste. 3270
Houston, TX 77057
longhornreserve@gmail.com
steve@vondan.com

- email
- eFileTexas.gov electronic service
- regular mail
- certified mail, return receipt requested
9214 8901 9403 8300 0047 7067 35

Longhorn Reserve LLC
Attn: Hung Ha, Registered Agent
3139 W. Holcombe Blvd., A150
Houston, TX 77025
longhornreserve@gmail.com

- email
- eFileTexas.gov electronic service
- regular mail
- certified mail, return receipt requested
9214 8901 9403 8300 0047 7067 80

Longhorn Reserve LLC
Attn: Stephen Ha, Compliance Officer
5618 Star Lane
Houston, TX 77057
longhornreserve@gmail.com

- email
- eFileTexas.gov electronic service
- regular mail
- certified mail, return receipt requested
9214 8901 9403 8300 0047 7068 34

/s/ Vivek V. Vedanarayanan
Vivek V. Vedanarayanan
Assistant General Counsel
Office of Consumer Credit Commissioner
State Bar No. 24127068
2601 N. Lamar Blvd.
Austin, TX 78705
512-936-7623 (phone)
Vivek.vedanarayanan@occc.texas.gov