

OCCC CASE NO. L20-00110

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 1900063334	§	OFFICE OF CONSUMER
FIRST MONEY IN, LLC	§	
d/b/a LIBERTY LOANS	§	CREDIT COMMISSIONER
3655 FREDERICKSBURG RD., STE.	§	
104	§	STATE OF TEXAS
SAN ANTONIO, TEXAS 78201		

**ORDER TO FILE TIMELY AND ACCURATE  
QUARTERLY AND ANNUAL REPORTS**

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order to File Timely and Accurate Quarterly and Annual Reports against First Money In, LLC d/b/a Liberty Loans (“Liberty Loans”).<sup>1</sup>

**Statement of Facts and Law**

Liberty Loans is a credit services organization licensed to act as a credit access business under Chapter 393 of the Texas Finance Code. Liberty Loans operates under master file number 1900063334 at five licensed locations, under license numbers 162838, 162871, 163351, 163352, and 163353. Liberty Loans’s compliance officer is Michael Turner, and its designated contact address is 3655 Fredericksburg Rd., Ste. 104, San Antonio, Texas 78201.

A credit access business must file quarterly and annual reports with the Consumer Credit Commissioner (“Commissioner”).<sup>2</sup> A credit access business must submit for each of its licensed locations its 2019 4th quarter and annual reports on or before January 31, 2020.<sup>3</sup> All information provided on the quarterly and annual reports must be accurate and calculated in accordance with the OCCC’s instructions.<sup>4</sup>

Liberty Loans did not file its 2019 4th quarter and annual reports with the Commissioner on or before January 31, 2020.

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<sup>1</sup> Tex. Fin. Code § 14.208.

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

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

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

The Commissioner may issue an injunction ordering a credit access business to file one or more complete, accurate, and timely quarterly or annual reports if the Commissioner has reasonable cause to believe that the credit access business is violating Chapter 393 of the Texas Finance Code.<sup>5</sup>

The Commissioner has reasonable cause to believe that Liberty Loans is violating Chapter 393 of the Texas Finance Code, and therefore issues this Order, because Liberty Loans failed to timely file its 2019 4th quarter and annual reports.

## **Order**

IT IS ORDERED that First Money In, LLC d/b/a Liberty Loans:

1. comply with, and cease and desist from violating, the reporting requirements set forth in Section 393.627 of the Texas Finance Code and Title 7, Section 83.5001 of the Texas Administrative Code;
2. file its 2019 4th quarter and annual reports within 30 days of service of this Order, if it has not already done so; and
3. timely file complete and accurate future quarterly and annual reports.

Credit access business quarterly and annual reports must be submitted through the OCCC's Application Licensing Examination and Compliance System (ALECS): [alecs.occ.texas.gov](http://alecs.occ.texas.gov). Instructions are available by clicking the "File Annual Report" button on the OCCC's home page, [occ.texas.gov](http://occ.texas.gov).

## **Violation of Order**

You may be assessed an administrative penalty of up to \$1,000 for each day of violation of this Order.<sup>6</sup> Multiple violations may also result in the suspension or revocation of your license.<sup>7</sup>

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<sup>5</sup> Tex. Fin. Code § 14.208; 7 Tex. Admin. Code § 83.5001(e)(1).

<sup>6</sup> Tex. Fin. Code § 14.208(c); 7 Tex. Admin. Code § 83.5001(e)(2).

<sup>7</sup> Tex. Fin. Code § 393.614; 7 Tex. Admin. Code § 83.5001(e)(3).

## Right to Request Hearing

You have the right to request a hearing regarding this Order.<sup>8</sup> Your request must be made in writing and sent to the OCCC not later than 30 days after you receive this Order. You must send your request to:

Audrey Spalding  
Office of Consumer Credit Commissioner  
2601 N. Lamar Blvd.  
Austin, Texas 78705  
Fax: (512) 936-7610

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.<sup>9</sup> If you fail to request a hearing by this deadline, this Order is considered final and enforceable.<sup>10</sup>

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 to [audrey.spalding@occc.texas.gov](mailto:audrey.spalding@occc.texas.gov).

Signed this 3 day of March, 2020.

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

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<sup>8</sup> Tex. Fin. Code § 14.208(b).

<sup>9</sup> Tex. Fin. Code § 14.208(b).

<sup>10</sup> Tex. Fin. Code § 14.208(c).

## CERTIFICATE OF SERVICE

I certify that on the 3 day of March, 2020, a true and correct copy of this Order to File Timely and Accurate Quarterly and Annual Reports has been sent to First Money In, LLC d/b/a Liberty Loans by regular mail and certified mail, return receipt requested, at:

CMRRR #9214 8901 9403 8300 0006 1964 09

First Money In, LLC

Attn: Michael Turner, Compliance Officer

3655 Fredericksburg Rd., Ste. 104

San Antonio, TX 78201

CMRRR #9214 8901 9403 8300 0006 1964 16

First Money In, LLC

Attn: First Money In, LLC, Registered Agent

500 Grapevine Hwy, Ste. 345

Hurst, TX 76054

/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

(512) 936-7610 (fax)

audrey.spalding@occc.texas.gov