

OCCC CASE NO. L21-00087

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.: 1798	§	OFFICE OF CONSUMER
INCREDIRAWN, LLC	§	
d/b/a TRADER JIM'S II	§	CREDIT COMMISSIONER
PAWN SHOP	§	
929 W. DIVISION ST.	§	STATE OF TEXAS
ARLINGTON, TEXAS 76012		

ORDER IMPOSING ADMINISTRATIVE PENALTY

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order Imposing Administrative Penalty against Incredipawn, LLC. d/b/a Trader Jim's II Pawn Shop (“Trader Jim's II Pawn Shop”).¹

Statement of Facts and Law

Trader Jim's II Pawn Shop is a pawnshop licensed by the OCCC under Chapter 371 of the Texas Finance Code. Trader Jim's II Pawn Shop operates under master file number 1798 at one licensed location, under license number 5099. Trader Jim's II Pawn Shop’s compliance officer is Allen Smith, and its designated contact address is 929 W. Division St., Arlington, Texas 76012.

A pawnshop must file annual reports with the Consumer Credit Commissioner (“Commissioner”).² For each pawnshop licensed location, a pawnshop must file an annual report by July 31 for the prior calendar year’s activity, and must comply with all instructions relating to submitting the report.³

Trader Jim's II Pawn Shop did not file its 2019 annual report with the Commissioner for one licensed location, under license number 5099 by July 31, 2020.

¹ Tex. Fin. Code § 14.208(a), (c).

² Tex. Fin. Code § 371.201; 7 Tex. Admin. Code § 85.502.

³ Tex. Fin. Code § 371.201; 7 Tex. Admin. Code § 85.502; <https://occc.texas.gov/industry/pawnshops-and-pawn-employees/annual-reports>

On December 6, 2018, the OCCC issued an Injunctive Order to File Timely and Accurate Reports (the "Order") against Trader Jim's II Pawn Shop for violating Chapter 371 of the Texas Finance Code by failing to timely file its 2017 annual report. The Order required Trader Jim's II Pawn Shop to timely file all future annual reports.

Trader Jim's II Pawn Shop did not file its 2019 annual report with the Commissioner for one licensed location, under license number 5099, by July 31, 2020. Trader Jim's II Pawn Shop violated the Order by failing to timely file its 2019 annual report and is therefore subject to an administrative penalty for violation of the Order.⁴

Order

IT IS ORDERED that Incredipawn, LLC d/b/a Trader Jim's II Pawn Shop:

1. pay an administrative penalty in the amount of **\$500.00**, calculated as \$500.00 each for Trader Jim's II Pawn Shop's one licensed location, within 30 days of service of this Order; and
1. file its 2019 annual report within 30 days of service of this Order, if it has not already done so.

Pawnshop annual reports must be submitted either by mail to 2601 N. Lamar Blvd., Austin, Texas 78705, or 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.

⁴ Tex. Fin. Code § 14.208(c).

Response and Right to Request Hearing

You have the right to request a hearing regarding this Order.⁵ 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.⁶ If you fail to request a hearing by this deadline, this Order is considered final and enforceable.⁷

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.

Signed this 6 day of November, 2020.

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

⁵ Tex. Fin. Code § 14.208(b).

⁶ Tex. Fin. Code § 14.208(b).

⁷ Tex. Fin. Code § 14.208(c).

CERTIFICATE OF SERVICE

I certify that on November 6, 2020, a true and correct copy of this Order Imposing Administrative Penalty has been sent to Incredipawn, LLC d/b/a Trader Jim's II Pawn Shop by regular mail and certified mail, return receipt requested, at:

CMRRR# 9214 8901 9403 8300 0022 5578 33

Incredipawn, LLC

Attn: Allen Smith, Compliance Officer

929 W. Division St.

Arlington, TX 76012

CMRRR# 9214 8901 9403 8300 0022 5578 40

Incredipawn, LLC

Attn: Scott Bergstrom, Registered Agent

2812 Roosevelt Dr.

Arlington, TX 76016

/s/Audrey Spalding

Audrey Spalding

Assistant General Counsel

Office of Consumer Credit Commissioner

State Bar No. 24111055

North Lamar Blvd.

Austin, Texas 78705

(512) 936-7659

(512) 936-7610 (fax)

audrey.spalding@occc.texas.gov