

OCCC CASE NO. L21-00164

IN THE MATTER OF:	§	BEFORE THE
	§	
MASTER FILE NO.:1433	§	OFFICE OF CONSUMER
MR. MONEY WHARTON, LLC	§	
d/b/a MR. MONEY PAWN GUN &	§	CREDIT COMMISSIONER
JEWELRY	§	
P.O. BOX 591	§	STATE OF TEXAS
EL CAMPO, TEXAS 77437		

**ORDER IMPOSING ADMINISTRATIVE PENALTY**

The Office of Consumer Credit Commissioner (“OCCC”) issues this Order Imposing Administrative Penalty against Mr. Money Wharton, LLC d/b/a Mr. Money Pawn Gun & Jewelry (“Mr. Money”).<sup>1</sup>

**Statement of Facts and Law**

Mr. Money is a regulated lender licensed by the OCCC under Chapter 342 of the Texas Finance Code. Mr. Money operates under master file number 1433 at one licensed location, under license number 10939. Mr. Money’s compliance officer is Chad Morton, and its designated contact address is P.O. Box 591, El Campo, Texas, 77437.

A regulated lender must file annual reports with the Consumer Credit Commissioner (“Commissioner”).<sup>2</sup> A regulated lender must comply with all instructions from the OCCC relating to submitting the report.<sup>3</sup> The report is due by May 1 of each year for the prior calendar year’s loan activity.<sup>4</sup>

On October 12, 2020, the OCCC issued an Order to File Timely and Accurate Annual Reports against Mr. Money for failing to timely file its 2019 annual report. The Order became final and enforceable. The Order required Mr. Money to timely file complete and accurate future reports.

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<sup>1</sup> Tex. Fin. Code § 14.208(a), (c).

<sup>2</sup> Tex. Fin. Code § 342.559.

<sup>3</sup> 7 Tex. Admin. Code § 83.835.

<sup>4</sup> Tex. Fin. Code § 342.559; 7 Tex. Admin. Code § 83.835.

Mr. Money did not file its 2020 annual report with the Commissioner on or before May 1, 2021.

The Commissioner may issue an injunction ordering a regulated lender to file one or more complete, accurate, and timely annual reports if the Commissioner has reasonable cause to believe that the regulated lender is violating Chapter 342 of the Texas Finance Code.<sup>5</sup> The Commissioner may impose an administrative penalty on a regulated lender that violates an injunction.<sup>6</sup>

By failing to timely file its 2020 annual report, Mr. Money has violated Chapter 342 of the Texas Finance Code and the OCCC's Order to File Timely and Accurate Annual Reports.

### **Order**

IT IS ORDERED that Mr. Money Wharton, LLC d/b/a Mr. Money Pawn Gun & Jewelry:

1. pay an administrative penalty in the amount of **\$500.00**, calculated as \$500.00 each for Mr. Money's one licensed location, within 30 days of service of this Order; and
2. file its 2020 annual report within 30 days of service of this Order, if it has not already done so.

Regulated lender 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).

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<sup>5</sup> Tex. Fin. Code § 14.208.

<sup>6</sup> Tex. Fin. Code § 14.208(c).

## Right to Request Hearing

You have the right to request a hearing regarding this Order.<sup>7</sup> To request a hearing, you must send a written hearing request to the OCCC no later than 30 days after service of this Order.<sup>8</sup> 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](mailto: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.<sup>9</sup> If you fail to request a hearing by the deadline, this Order will be 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 13th day of September, 2021.

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

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<sup>7</sup> Tex. Fin. Code § 14.208(b).

<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 September 13, 2021, a true and correct copy of this Order Imposing Administrative Penalty has been sent to Mr. Money Wharton, LLC d/b/a Mr. Money Pawn Gun & Jewelry by regular mail and certified mail, return receipt requested, at:

CMRRR # 9214 8901 9403 8346 8622 10  
Mr. Money Wharton, LLC  
Attn: Chad Morton, Compliance Officer  
P.O. Box 591  
El Campo, TX 77437

CMRRR # 9214 8901 9403 8346 8622 27  
Mr. Money Wharton, LLC  
Attn: Chad K. Morton, Registered Agent  
P.O. Box 591  
El Campo, TX 77437

/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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audrey.spalding@occc.texas.gov