

1 the provisions of ORS 725, including an office at 2830-J NE
2 Hogan Drive, Gresham, Oregon.

3 3. Steve Scoggins is the President of Respondent. Service
4 may be made at 201 Keith St SW, Suite 80, Cleveland, TN 37311.

5 4. On April 19, 2004 an examination of the office in
6 Gresham was conducted by Examiner Larry Sisson. In the course
7 of the examination, Examiner Sisson observed procedures and
8 omissions by Respondent described as follows:

9 a. In January 2004 Respondent installed new computer
10 software, and the Examiner was unable to determine if
11 Respondent had maintained records to reflect payment
12 histories of all consumers, thus some records
13 demonstrating refunds on loans repaid prior to the due
14 date appear incomplete;

15 b. Some consumer files contained original loan documents
16 that were not stamped "paid," or "renewed," or
17 alternatively not returned to the consumer when paid,
18 a violation previously called to the attention of
19 Respondent following the May 20, 2003 examination at
20 this licensed location;

21 c. At least one consumer's payday loan was renewed more
22 than three times;

23 d. At least one consumer received a new payday loan on
24 the same day the previous payday loan expired when the
25 former loan was renewed three times.

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CONCLUSIONS OF LAW

2 The Director **CONCLUDES** that the Respondent violated:

3 1. ORS 725.360(4) by failing to indelibly mark each
4 original loan document "paid" or "renewed," or in the
5 alternative, to acknowledge in writing to the consumer that
6 the loan had been repaid;

7 2. ORS 725.622 by renewing a payday loan more than three
8 times;

9 3. ORS 725.622 by making a new payday loan to a consumer
10 on the same day the previous payday loan expired when the
11 former loan was renewed three times.

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ORDER

13 The Director **ORDERS** that:

14 1. Respondent shall **CEASE AND DESIST** from violations of
15 ORS chapter 725 and OAR chapter 441, division 730.

16 2. Respondent is assessed a **CIVIL PENALTY** in the amount
17 of Seven Thousand Five Hundred Dollars (\$7,500), of which
18 Three Thousand Seven Hundred Fifty Dollars (\$3,750) is

19 **SUSPENDED** upon the following **CONDITIONS**:

20 a. Respondent shall review all consumer payments and
21 Respondent's refund of excess interest for loans
22 repaid early between May 20, 2003 and the date of this
23 Order, and shall repay to consumers any refunds which
24 Respondent is unable to demonstrate have already been
25 paid;

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Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387

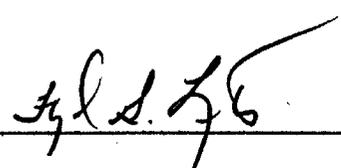


- 1 b. Respondent shall review all loan records for loans
2 made since the May 20, 2003 examination, and shall
3 refund any interest collected on any loan from and
4 after the fourth renewal of the loan, counting as a
5 renewal any loan made the same day as a renewal of any
6 previous loan;
- 7 c. Within 90 days of the date of this Order, Respondent
8 shall submit a report to the Director verifying that
9 it has conducted the tasks described above, and
10 itemizing the names and refunds paid to consumers; and
- 11 d. The findings of the next examination conducted at this
12 Gresham office, which will occur no later than six (6)
13 months from the date of this Order, document no repeat
14 violations occurring after June 1, 2004, identify only
15 minimal exceptions, and result in a satisfactory or
16 better rating.

17 The entire suspended portion of the Civil Penalty shall
18 become immediately due and payable upon a violation of any
19 Condition described above.

20 Dated this 18th day of October, 2004 at Salem, Oregon.

21 **CORY STREISINGER, DIRECTOR**
22 **DEPARTMENT OF CONSUMER AND BUSINESS SERVICES**

23 By 

24 **FLOYD G. LANTER, ADMINISTRATOR**
25 **DIVISION OF FINANCE AND CORPORATE SECURITIES**

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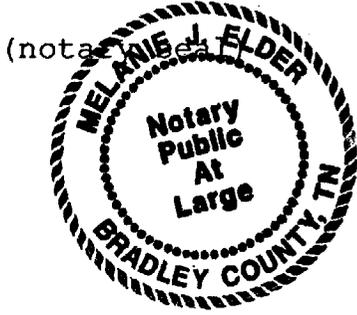
CORPORATE ACKNOWLEDGMENT

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State of TN
County of Bradley

This instrument was acknowledged before me on this 15th
day of October, 2004 by Steve Scoggins as President of Check
Into Cash of Oregon, Inc.

Melanie Elder
My Commission expires:



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