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**STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCE AND CORPORATE SECURITIES**

**BEFORE THE DIRECTOR OF THE DEPARTMENT
OF CONSUMER AND BUSINESS SERVICES**

In the Matter of:

CA-09-0015

TYMPANA (USA), INC.,

**FINAL ORDER REVOKING
REGISTRATION ENTERED
BY DEFAULT**

Respondent.

On or about March 24, 2009, the Director of the Department of Consumer and Business Services for the State of Oregon (hereinafter "the Director") acting by the authority of the Oregon Collection Agency Laws, Oregon Revised Statutes 697.005 to 697.095 and other applicable authority, issued Administrative Order No. CA-09-0015, ORDER REVOKING REGISTRATION AND NOTICE OF RIGHT TO A PUBLIC HEARING (hereinafter "the Proposed Order") against Respondent, Tympana (USA), Inc.

On March 27, 2009, Tympana (USA), Inc. (hereinafter "Respondent") was duly served with true a copy of the Proposed Order by regular, first-class mail and by certified mail, postage prepaid, addressed to: 820 North River Street Loft 206 Portland, Oregon 97227. On March 31, 2009, Respondent was duly served with true a copy of the Proposed Order by regular, first-class mail and by certified mail, postage prepaid, addressed to: 5324 Twin Hickory, Suite 101, Glen Allen, Virginia 23059. Green cards from the order sent by certified mail to both addresses were signed and returned. Respondent has not made a written request for a contested case hearing in this matter and time to do so has expired.

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



FINDINGS OF FACT

The Director **FINDS** that:

1. Tympana (USA), Inc. (hereinafter "Respondent") is a corporation with principal offices located at 1 Mangrove Way, Montego Bay, Jamaica. Respondent is registered as a foreign business corporation with the Oregon Secretary of State. Respondent has no Oregon office. The Oregon registered agent for Respondent listed with the Secretary of State is Incorp Services, Inc., 820 North River Street Loft 206 Portland, Oregon 97227.

2. Respondent is registered to do business as a collection agency in Oregon having been issued registration number CA 49268. Respondent was first registered with the Division of Finance and Corporate Securities (hereinafter the "Division") as a collection agency on or about May 10, 2006.

3. As part of that application, Respondent provided evidence of a \$15,000 surety bond with International Fidelity Insurance Company (hereinafter "International Fidelity") as the insurer. Coverage was continuous.

4. Respondent's Oregon collection agency registration was last renewed on May 1, 2008 and will expire May 31, 2009.

5. The Division received a notice from International Fidelity on January 13, 2009, that the bond would be cancelled effective 30 days from the receipt of notice. The reason for the cancellation was listed as request by broker.

6. On or about January 15, 2009, a Division Collection Agency Program Specialist left a message with Respondent regarding the bond cancellation notice. No response was received.

7. By letter dated February 11, 2009, the Division notified Respondent that it had received notice of impending bond cancellation and inquired whether the current bond would be renewed or a new bond obtained. The letter requested Respondent to contact the Division upon receipt of the mailing, and to date, no response has been received.



1 8. To date, Respondent has not provided information or evidence to indicate that the
2 bond was continued or replaced by another bond.

3 **CONCLUSIONS OF LAW**

4 The Director **CONCLUDES** that:

5 9. Respondent has violated ORS 697.031(2)(a) by failing to continuously maintain in
6 effect, since its initial registration in 2006, a bond or irrevocable letter of credit in the amount of
7 Ten Thousand Dollars (\$10,000).

8 10. Pursuant to ORS 697.039(1)(d), the Director may refuse to issue or renew or may
9 revoke or suspend any registration issued under ORS 697.031 if the Director determines that a
10 person has failed to maintain in effect the bond or irrevocable letter of credit required under ORS
11 697.031.

12 **ORDER**

13 The Director, pursuant to the authority of the Oregon Collection Agency Laws,
14 including but not limited to ORS 697.039, hereby **ORDERS** that the collection agency
15 registration for Respondent Tympana (USA), Inc. is hereby **REVOKED**.

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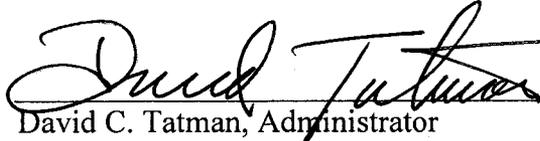
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2 The entry of this Order in no way limits further remedies which may be available to the
3 Director under Oregon law.

4 Dated this 23rd day of April, 2009 at Salem, Oregon.

5 CORY STREISINGER, Director
6 Department of Consumer and Business Services

7 
8 David C. Tatman, Administrator
9 Division of Finance and Corporate Securities

10 NUNC PRO TUNC March 24, 2009.

11 NOTICE OF APPEAL RIGHTS

12 You are entitled to seek judicial review of this final order. Judicial review may be
13 obtained by filing a petition for review with the Oregon Court of Appeals in Salem,
14 Oregon within sixty (60) days from the date of service of this final order. Judicial
15 review is pursuant to the provisions of **ORS 183.482**.

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