STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCIAL REGULATION

In the Matter of:	Case No. DM-17-0105
National Credit Care, Respondent.	FINAL ORDER TO CEASE AND DESIST, FINALORDER ASSESSING CIVIL PENALTIES AND CONSENT TO ENTRY OF ORDER

The Director of the Department of Consumer and Business Services for the State of Oregon (Director) conducted an investigation of National Credit Care (NCC). The Division of Financial Regulation (Division) determined that violations of Oregon Revised Statutes ("ORS") ORS 697.602 to 697.842 and OAR 441-910-0000 through 441-910-0120 (collectively "Oregon Debt Management Service Provider Laws and Rules") had been committed.

NOW THEREFORE, as evidenced by the authorized signature subscribed on this Consent Order, Respondent hereby consents to entry of this order upon the Director's Findings of Fact and Conclusions of Law as stated hereinafter.

FINDINGS OF FACTS

The Director finds that:

1. At all times material to this order, NCC conducted business at 1499 W 121st Avenue, Westminster, CO 80234.

2. NCC has been registered with the Oregon Secretary of State to do business in Oregon since January 31, 2011, and has been registered with the Division to conduct debt management services in Oregon since 2012.

3. On or about February 2017, NCC sent the Division a registration renewal application.

4. As part of the renewal application, NCC submitted client agreement and disclosure documentation.

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5. A review of the documentation revealed that the fees NCC was charging their clients exceeded fees allowed under Oregon law.

6. The documents stated that the services being provided to clients included credit report/analysis services, error correction services, and file review services.

7. On February 28, 2017, the Division emailed NCC's listed contact person and requested a list of all Oregon client files since the last renewal. The Division requested that the information be provided by March 17, 2017. No response was received from NCC.

8. On March 27, 2017, the Division again attempted to obtain the same information and gave a due date of April 7, 2017. No response was received from NCC.

9. On or about May 4, 2017, the Division contacted the president of NCC.

10. The president promptly responded and provided the requested documentation.

11. The documentation revealed that that 11 Oregon consumers were due refunds totaling $7,905.

12. The refunds were promptly made.

13. None of the 11 identified Oregon consumers filed a complaint with the Division in regard to the services provided by NCC.

14. NCC has decided to no longer conduct business in the State of Oregon and has withdrawn their registration.

15. On July 6, 2017, NCC stated that all consumer files will be securely kept at their office location in Westminster, Colorado.

CONCLUSIONS OF LAW

The Director concludes that:

1. Respondent provided debt management services as set out in ORS 697.602(2) by offering to improve or preserve a consumer's credit record, credit history or credit rating for a fee or for other valuable consideration or in the expectation of a fee or other valuable consideration.

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2. Respondent violated ORS 697.692 by accepting or receiving an initial fee of more than $50 from 11 Oregon consumers and by charging a monthly fee in excess of $65 to Oregon consumers.

ORDERS

NOW, THEREFORE, THE DIRECTOR ISSUES THE FOLLOWING ORDER:

1. Pursuant to 697.825(1)(a), the Director hereby orders Respondent and all entities owned or controlled by Respondents to cease and desist from violating the Oregon statutes and rules regulating debt management service providers, ORS 697.602 to 697.842.

2. Respondent shall pay a total civil penalty of $11,000 for 11 violations of ORS 697.692 .

3. However, the entire amount of the civil penalty shall be suspended for a period of three (3) years provided that Respondent does not violate any terms or conditions of this Consent Order. If at the end of the three (3) year period Respondent has fully complied with the provisions of the Consent Order, the civil penalty will automatically expire.

4. If Respondent breaches any provision of this Order, the full amount of the $11,000 civil penalty shall become due and owing immediately.

Dated this 22nd day of August, 2017.

PATRICK M. ALLEN, Director
Department of Consumer and Business Services

/s/ David Tatman
David C. Tatman, Administrator
Division of Finance and Corporate Securities

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CONSENT TO ENTRY OF ORDER

I, Kyle Kolb, state that I have read the foregoing Consent Order. I am the President of National Credit Care Corporation and I am authorized to act on behalf of the Respondent. I have been advised of the right to a hearing and the right to be represented by counsel in this matter. I voluntarily and without any force or duress, consent to the entry of this Consent Order, expressly waiving any right to a hearing in this matter.

Further, I understand that the Director reserves the right to take further actions to enforce this Consent Order or to take appropriate action upon discovery of other violations of the Oregon Debt Management Laws and Rules and that Respondent will fully comply with the terms and conditions stated herein.

I understand that this will become a public document.

Dated this 16th day of August 2017.

/s/ Kyle Kolb

Kyle Kolb, President
National Credit Care Corporation

NOTARY ACKNOWLEDGMENT

State of Colorado)
)ss.
County of Adams)

This instrument was acknowledged before me on August 16th, 2017 by Shirley J. Andrade.

/s/ Shirley J. Andrade
Notary Public

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