

**COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2018-AH-00058**

ENTERED
JAN 09 2019
9:50AM AER
COMMISSIONERS OFFICE

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

AGREED ORDER

CHECK INTO CASH OF KENTUCKY, LLC

RESPONDENT

* * * * *

1. The Department of Financial Institutions ("DFI") is responsible for regulating and licensing entities engaged in the business of cashing checks and accepting deferred deposit transactions in accordance with the provisions set forth in KRS Chapter 286.9.

2. Check into Cash of Kentucky, LLC ("Respondent") is authorized to do business in Kentucky as a check casher and deferred deposit licensee pursuant to KRS Chapter 286.9, under license number 124-06 at 8520 Preston Highway, Louisville, Kentucky 40219. (ICIE #391406)

3. Respondent is authorized to do business in Kentucky as a check casher and deferred deposit licensee pursuant to KRS Chapter 286.9, under license number 124-07 at 3314 Preston Highway, Suite 102, Louisville, Kentucky 40213. (ICIE #391407)

4. DFI conducted a routine examination of Respondent's license number 124-06 location on January 17, 2018. During the examination, DFI discovered that Respondent violated KRS 286.9-100(13) by entering into eight (8) agreements with borrowers without the required signatures.

5. DFI conducted a routine examination of Respondent's license number 124-07 location on February 15, 2018. During the examination, DFI discovered that

Respondent violated KRS 286.9-100(13) by entering into three (3) agreements with borrowers without the required signatures.

6. DFI possesses a range of administrative authority in addressing violations of KRS Chapter 286.9, including license revocation or denial, as well as the imposition of civil penalties in an amount up to \$5,000 per violation. See KRS 286.9-110; 286.9-991.

7. In this case, the DFI assessed a civil penalty against Respondent in the amount of eleven thousand dollars (\$11,000) for the above-described violations of KRS 286.9-100(13).

8. In the interest of economically and efficiently resolving the violation(s) described herein, and without Respondent admitting or denying the statements of fact and legal conclusions herein, DFI and Respondent agree as follows:

a. Respondent agrees to a civil penalty assessment in the amount of eleven thousand dollars (\$11,000.00) for the violation(s) described herein;

b. Respondent agrees to and shall pay the total civil penalty assessed herein of eleven thousand dollars (\$11,000), which shall be due upon entry of the Agreed Order. The payment shall be in the form of a certified check or money order made payable to "Kentucky State Treasurer" and mailed to the Department of Financial Institutions, Attn: Non-Depository Division - Order, 1025 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601; and

c. Respondent shall devote the time and resources necessary to ensure continual and full compliance with all statutory requirements set forth in KRS Chapter 286.9.

9. Respondent waives its right to demand a hearing at which it would be entitled to legal representation, to confront and cross-examine witnesses, and to present evidence on its own behalf, or to otherwise appeal or set aside this Order.

10. Respondent consents to and acknowledges the jurisdiction of DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

11. In consideration of execution of this Agreed Order, Respondent for itself, and for its successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, DFI, Office of Legal Services, and each of their members, agents, and employees in their individual capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, that Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this settlement or its administration.

12. By signing below, the parties acknowledge they have read the foregoing Agreed Order, know and fully understand its contents, and that they are authorized to enter into and execute this Agreed Order and legally bind their respective parties.

13. This Agreed Order shall constitute the Final Order in this matter.

IT IS SO ORDERED on this the 9th day of January, 2019.



CHARLES A. VICE
COMMISSIONER

Consented to:

This 7th day of January, 2019.

[Signature]
Dorsey Hall, Director
Division of Non-Depository Institutions
Department of Financial Institutions

This 3rd day of January, 2019.

By: [Signature]
Authorized Representative Gregory T. J. Madson, VP & Sec
Check into Cash of Kentucky, LLC
Deferred Deposit License #124-06,
124-07

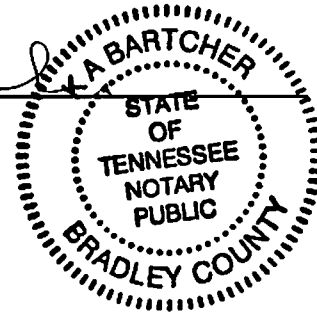
ACKNOWLEDGEMENT

STATE OF Tennessee)
)
COUNTY OF Bradley)

On this the 3rd day of January, 2019, before me K A Barcher, the undersigned, Gregory T. J. Madson, did personally appear and acknowledge himself/herself to be the authorized representative of Check into Cash of Kentucky, LLC and that he/she, being authorized to do so, entered into and executed the foregoing instrument for the purposes therein contained.

My Commission Expires: 9/23/19

[Signature]
Notary Public



CERTIFICATE OF SERVICE

9 I hereby certify that a copy of the foregoing **Agreed Order** was sent on this the
day of January, 2019, by certified mail, return receipt requested, to:

Mr. Glenn Bartcher
Check into Cash of Kentucky, LLC.
P.O. Box 550
Cleveland, TN 37364-0550

And by Hand-Delivery to:

Gary A. Stephens
1025 Capital Center Drive, Suite 200
Frankfort, KY 40601
Counsel for Department of Financial Institutions



Allison Reed
Kentucky Department of Financial Institutions