



**COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
ADMINISTRATIVE AGENCY CASE NO. 2022-AH-0023**

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v.

OneMain Financial Group, LLC

RESPONDENT

AGREED ORDER

STATEMENT OF FACTS

1. The Department of Financial Institutions ("DFI") is responsible for regulating and licensing entities and certain individuals engaged in the business of making loans to consumers for personal, family, or household use in the amount of fifteen thousand dollars (\$15,000) or less at an interest rate greater than usury in accordance with the provisions set forth in Kentucky Revised Statutes (KRS) Chapter 286.4 ("The Act").

2. OneMain Financial Group, LLC ("Respondent") is authorized to do business in Kentucky as a consumer loan company, license # CL322575, pursuant to KRS Chapter 286.4 with a mailing address of 1253 Goss Avenue, Louisville, Kentucky 40217. The Respondent's NMLS registration number is #1339418.

3. On October 29, and November 1-3, 2021, DFI conducted an examination of OneMain Financial Group, LLC ("OneMain"). The examination

revealed that OneMain had several unauthorized charges to customers, specifically three filing fees with no recordation confirmation evident.

4. OneMain was previously found to have charged a filing fee with no recordation confirmation evident in an examination conducted on October 15-16, 2019.

STATUTORY AUTHORITY

5. KRS 286.4-530(10) states, in part, "in addition to the charges provided for in this chapter no further charge or amount whatsoever for any examination, service, brokerage, commission, expense, fee, or bonus or other thing shall be directly or indirectly charged, contracted for, or received, except the lawful fees actually and necessarily paid out by licensee to any public official for filing, recording, or releasing..."

VIOLATIONS

6. Respondent charged three borrowers filing fees with no recordation confirmation evident.

AGREEMENT AND ORDER

7. DFI processes a wide range of administrative authority in addressing statutory and regulatory violations, including license or registration revocation or denial, suspension, or the imposition of civil penalties. Pursuant to KRS 286.4-990(1), the Commissioner may assess a fine of between two hundred fifty dollars

(\$250) and two thousand five hundred dollars (\$2,500) per violation for any repetitive violation of KRS 286.4 or an administrative regulation promulgated under KRS 286.4, or any willful violation of an order of the Commissioner entered under KRS 286.4

8. In this case, DFI assessed a civil penalty in the amount of Three Thousand Five Hundred Dollars (\$3,500) for the above-described violations of the Act.

9. In the interest of economically and efficiently resolving the violations described herein, DFI and Respondent agree as follows:

a. Respondent agrees to a civil penalty assessment in the amount of Three Thousand Five Hundred Dollars (\$3,500) for the violations described herein.

b. Respondent agrees to and shall pay the total civil penalty assessed herein of Three Thousand Five Hundred Dollars (\$3,500). A payment of Three Thousand Five Hundred Dollars (\$3,500.00) shall be due upon entry of the Agreed Order. **Payment shall be remitted through the National Multistate Licensing System (NMLS).**

c. Respondent shall devote the time and resources necessary to ensure continual and full compliance with all statutory requirements set forth in the Act and related regulations. Respondent also agrees that they will not violate the ACT and related regulations in the future.

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


11. 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.

12. In consideration of execution of this Agreed Order, Respondent 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.

13. By signing below, Respondent acknowledges they have read the foregoing Agreed Order and knows and fully understands its contents.

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

IT IS SO ORDERED on this the 5th day of January, 2022.



COMMISSIONER
Justin M. Burse

Consented to:

This ___ day of _____, 2022.

This 9th day of November, 2022.

Jeff D. Jacob

Digitally signed by Jeff D. Jacob
Date: 2023.01.04 15:04:21 -05'00'

Jeff Jacob, Director
Division of Non-Depository Institutions
Department of Financial Institutions

Teresa M. Baer

Authorized Representative,
OneMain Financial Group, LLC
NMLS # CL322575

ACKNOWLEDGEMENT

STATE OF Maryland)
COUNTY OF Baltimore)

On this the 9th day of November, 2022,
Teresa M. Baer, in my presence, acknowledged himself to be the Respondent named herein and the authorized representative of OneMain Financial Group, LLC and, being authorized to do so, did enter into and execute the foregoing instrument, for himself and for OneMain Financial, LLC, for the purposes therein contained, acknowledging the same.

My Commission Expires: 7-14-2025

Denise D Tyler
Notary Public

DENISE D TYLER
Notary Public-Maryland
Baltimore County
My Commission Expires
July 14, 2025

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Agreed Order** was sent on this the 6 day of January, 2022, by certified mail, return receipt requested, to:

Via Certified Mail to:

Ms. Lauren Glynn
State Regulatory Compliance
100 International Drive, 16th Floor
Baltimore, MD 21202

Via hand-delivery to:

Elizabeth Borders
Staff Attorney
Department of Financial Institutions
500 Mero Street 2SW19
Frankfort, Kentucky 40601
elizabethf.borders@ky.gov

Kentucky Department of Financial Institutions

Name: Allison Reed by Victoria Ward

Title: Executive Staff Advisor