

1 State of New Hampshire Banking Department

2 In re the Matter of:)Case No.: 10-142
)
 3 State of New Hampshire Banking)
)
 4 Department,)
)
 5 Petitioner,)Consent Order
)
 6 and)
)
 7 Superior Debt Services (d/b/a Superior)
)
 8 Debt Services, Inc.),)
)
 9 Respondent)
)

10 CONSENT ORDER

11 The State of New Hampshire Banking Department (the "Department") finds and
12 Orders as follows:

13 Respondent

- 14 1. Superior Debt Services (d/b/a Superior Debt Services, Inc.) ("Superior
 15 Debt") is a corporation duly formed in the State of Nevada on January
 16 12, 1998 and in Colorado on March 31, 2005, with its principal office
 17 location in Fort Collins, Colorado. Superior Debt registered with the
 18 New Hampshire Secretary of State on October 8, 2010.
- 19 2. In New Hampshire, Superior Debt had not been previously licensed as a
 20 Debt Adjuster by the Department. Superior Debt's Debt Adjuster license
 21 with the Department is pending execution of this Consent Order
 22 regarding unlicensed debt adjuster activity.

23 Jurisdiction

- 24 3. The Department is authorized to regulate debt adjusters pursuant to
 25 RSA Chapter 399-D. RSA 399-D:1 and RSA 399-D:3.

1 4. The Commissioner has jurisdiction to issue orders to show cause and to
2 cease and desist from violations under RSA Chapter 399-D and to
3 revoke, deny, or suspend a license of a licensee and/or assess
4 penalties pursuant to RSA Chapter 399-D. RSA 399-D:13 and RSA 399-
5 D:23.

6 **Facts**

7 5. Since July 1, 2007, Superior Debt has been conducting debt adjuster
8 activity for New Hampshire consumers without a valid Debt Adjuster
9 license issued by the Department.

10 6. Since at least September 13, 2009 until April 15, 2011, Superior Debt
11 conducted unlicensed debt adjuster activity for thirty (30) New
12 Hampshire consumers (Consumers 1 through 30), which activity is
13 subject to RSA 399-D:3,III. Fees charged and collected by Superior
14 Debt for Consumers 1 through 30 total \$90,430.39 as follows:

15 Consumer 1:\$5,951.34	Consumer 11:\$1,528.33	Consumer 21:\$0.00
16 Consumer 2:\$7,108.01	Consumer 12:\$3,656.73	Consumer 22:\$485.10
17 Consumer 3:\$6,152.58	Consumer 13:\$2,905.75	Consumer 23:\$883.04
18 Consumer 4:\$2,835.66	Consumer 14:\$2,665.90	Consumer 24:\$0.00
19 Consumer 5:\$2,462.40	Consumer 15:\$1,778.28	Consumer 25:\$385.92
20 Consumer 6:\$10,717.07	Consumer 16:\$3,637.15	Consumer 26:\$3,386.81
21 Consumer 7:\$2,138.45	Consumer 17:\$3,881.57	Consumer 27:\$412.76
22 Consumer 8:\$6,936.46	Consumer 18:\$5,350.60	Consumer 28:\$2,823.84
23 Consumer 9:\$2,100.42	Consumer 19:\$100.00	Consumer 29:\$538.29
24 Consumer 10:\$4,016.90	Consumer 20:\$495.10	Consumer 30:\$5,095.93

1 7. During the request for information, Superior Debt cooperated and
2 provided the information to show it did conduct business in New
3 Hampshire prior to obtaining a Debt Adjuster license from the
4 Department.

5 **Violation(s) of Law and Penalties**

6 8. Superior Debt is a "Person" as defined by RSA 399-D:2,VII.

7 9. Superior Debt may be assessed an administrative fine not to exceed
8 \$2,500.00 for each violation of RSA Chapter 399-D. RSA 399-D:24,IV
9 and V.

10 **Respondent's Consent**

11 10. Superior Debt does not deny the facts, statements, or violations
12 contained herein and Superior Debt hereby agrees to the entry of this
13 Consent Order.

14 11. Superior Debt has voluntarily entered into this Consent Order without
15 reliance upon any discussions between the Department and Superior
16 Debt, without promise of a benefit of any kind (other than concessions
17 contained in this Consent Order), and without threats, force,
18 intimidation, or coercion of any kind. Superior Debt further
19 acknowledges its understanding of the nature of the allegations set
20 forth in this action, including the potential penalties provided by
21 law.

22 13. Superior Debt hereby acknowledges, understands, and agrees that there
23 is the right to notice, hearing, and/or a civil action and hereby
24 waives said rights.

Order

1
2 14. Whereas pursuant to RSA 399-D:13,VI finding this Consent Order
3 necessary, appropriate and in the public interest and consistent with
4 the intent and purposes of New Hampshire banking laws, the Department
5 Orders as follows:

6 a. Superior Debt shall reimburse Consumers 1 through 30 the fees
7 charged as described in Paragraph 6 above, payable
8 contemporaneously with Superior Debt's signing of this Consent
9 Order. Each check should be made out to the specific consumer
10 and submitted to the Department along with current contact
11 information to forward to the consumer;

12 b. Superior Debt shall pay to the Department \$2,500.00 in
13 administrative penalties, payable contemporaneously with
14 Superior Debt's signing of this Consent Order; and

15 c. All checks shall be bank check or guaranteed funds and made
16 payable to "State of New Hampshire", except for those made out
17 to specific consumers.

18 15. This Consent Order may be revoked and the Department may pursue any
19 and all remedies available under law, if the Department later finds
20 that Superior Debt knowingly or willfully withheld information used
21 and relied upon in this Consent Order.

22 16. This Consent Order is binding on all heirs, assigns, and/or successors
23 in interest.

24 17. This Consent Order shall become effective upon the date the
25 Commissioner signs this Consent Order.

