

In re the Matter of:)	Case No.: 13-031
)	
State of New Hampshire Banking)	
)	
Department,)	
)	
Petitioner,)	Order to Cease and Desist;
)	Restitution to Consumer A;
and)	Disgorgement of Profits;
)	Administrative Fines
United Holdings Group, LLC,)	
)	
Respondent)	

NOTICE OF ORDER TO CEASE AND DESIST ("ORDER")

1. This Order commences an adjudicative proceeding under the provisions of RSA Chapter 399-A (including RSA 399-A:7,I and II, RSA 399-A:8,I and RSA 399-A:16,IV) and RSA Chapter 541-A.
2. The Commissioner may impose administrative penalties of up to \$2,500.00 for each violation. *RSA 399-A:18,V and VI.*

RESPONDENT

3. United Holdings Group, LLC ("Respondent United Holdings") is an online company with office locations in Charleston, Nevis West Indies and Las Vegas, Nevada. Respondent United Holdings is not registered with the New Hampshire Secretary of State or the Nevada Secretary of State. Respondent United Holdings is a "Person" as defined under RSA 399-A:1,XII, a "Lender" as defined under RSA 399-A:1,VIII, a "Payday

Loan Lender" as defined under RSA 399-A:1,XI and a "Small Loan Lender" as defined under RSA 399-A:1,XV.

4. The New Hampshire Banking Department ("Department") records indicate Respondent United Holdings has never held a Payday or Small Loan Lender license with the Department.

RIGHT TO REQUEST A HEARING

5. Respondent United Holdings has a right to request a hearing on this Order. A hearing shall be held not later than ten (10) days after the Commissioner receives Respondent United Holdings' written request for a hearing. Respondent United Holdings may request a hearing and waive the ten (10) day hearing requirement. The hearing shall comply with RSA Chapter 541-A, RSA 399-A:7, RSA 399-A:8, and Administrative Rule JUS Chapter 800.
6. If any person fails to request a hearing within thirty (30) days of receiving this Order, then such person shall be deemed in default, and the Order shall, on the thirty-first (31st) day, become permanent, all allegations may be deemed true, and shall remain in full force and effect until modified or vacated by the Commissioner for good cause shown. RSA 399-A:7 and RSA 399-A:8.

7. A default may result in administrative fines as described in Paragraph 2 above.

STATEMENT OF ALLEGATIONS

Consumer A:

8. On January 18, 2013, the Department received a complaint from a New Hampshire consumer ("Consumer A") against Respondent United Holdings concerning a payday or small loan.
9. In October of 2012, Respondent United Holdings issued Consumer A a payday or small loan in the amount of \$300.00, in violation of RSA 399-A:2,I.
10. Consumer A indicates well over \$360.00 was paid back to Respondent. At least \$60.00 should be refunded back to Consumer A, pursuant RSA 399-A:2,IV.

Correspondence:

11. On March 6, 2013, the Department attempted to contact Respondent United Holdings by telephone but the number was disconnected. The Department then contacted a different telephone number and spoke with a manager who gave the Department a post office box mailing address.
12. On April 1, 2013, the Department issued an administrative subpoena via Certified Mail to Respondent United Holdings at the Las Vegas, Nevada

ORDER

17. **I hereby find as follows:**

- a. Pursuant to RSA 399-A:2 and RSA 399-A:2,I, the facts as alleged above, if true, show Respondent United Holdings is operating or has operated in violation of RSA Chapter 399-A and form the legal basis for this Order;
- b. Pursuant to 399-A:16,VI, this Order is necessary and appropriate to the public interest and for the protection of consumers and consistent with the purpose and intent of New Hampshire banking laws;
- c. The Department finds pursuant to RSA 399-A:8,I, reasonable cause to issue an order to cease and desist; and
- d. Pursuant to RSA 399-A:8,I, if Respondent United Holdings fails to respond to this Order and/or defaults then all facts as alleged herein may be deemed as true.

18. **Accordingly, it is hereby ORDERED that:**

- a. Respondent United Holdings shall cease and desist from violating SA Chapter 399-A and rules or orders thereunder;

- b. Respondent United Holdings shall immediately provide the Department a list of all New Hampshire consumers for whom Respondent United Holdings has given payday or small loans and a status of those accounts. This list must include the names and contact information of the New Hampshire consumers, along with monies charged, collected and/or waived (if applicable). The list shall also be accompanied by all contracts, checks to and from the consumer and any other documents in the New Hampshire consumers' files;
- c. Respondent United Holdings shall be hereby ordered to rescind, provide restitution or disgorge profits, including but not limited to \$60.00 for Consumer A;
- d. Respondent United Holdings shall hereby be administratively fined a maximum of \$2,500.00 per violation (as stated in Counts below) pursuant to RSA 399-A:18,V and VI as follows:
- (1). Respondent United Holdings:
- #1: Unlicensed payday or small loan activity (RSA 399-A:2,I) - 1 Count;
- #2: Failure to respond to subpoena duces tecum (399-A:16,I via RSA 399-

A:7,I(i)) - 1 Count;

#3: Failure to make documents freely available to the Department (RSA 399-A:10,II via RSA 399-A:7,I(i)) - 1 Count; and

e. Nothing in this Order:

(1). shall prevent the Department from taking any further administrative and legal action as necessary under New Hampshire law; and

(2). shall prevent the New Hampshire Office of the Attorney General from bringing an action against the above named Respondent in any New Hampshire superior court, with or without prior administrative action by the Commissioner.

SO ORDERED.

_____/s/_____
GLENN A. PERLOW
BANK COMMISSIONER

Dated: 7/8/13