



**DEPARTMENT OF BANKING AND CONSUMER FINANCE  
STATE OF MISSISSIPPI**

**In the matter of:**

**All American Check Cashing, Inc.  
505 Cobblestone Court, Suite B  
Madison, MS 39110**

**ALL LICENSED LOCATIONS**

**ORDER TO CEASE AND DESIST  
ILLEGAL ACTIVITIES**

**ORDER OF THE COMMISSIONER  
OF  
THE DEPARTMENT OF BANKING AND CONSUMER FINANCE  
OF THE STATE OF MISSISSIPPI**

**THIS DAY** this cause came on for consideration by the Commissioner of Banking and Consumer Finance, and the Commissioner having considered the evidence presented, and being fully informed and advised in the premises, finds as follows:

1. The Commissioner has jurisdiction over the Respondent and the subject matter pursuant to Sections 75-67-501 et seq., of the Mississippi Code of 1972, same being the "Mississippi Check Cashers Act" and Sections 75-67-401 et seq., the "Title Pledge Act" (collectively the "Acts").

2. Section 75-67-527(3) and Section 75-67-431(4) of the Mississippi Code of 1972, authorize the Commissioner of the Department of Banking and Consumer Finance to enter an Order requiring persons in violation of the provisions of the Acts to stop or refrain from the violations of the aforesaid Acts.

3. This Order is based upon facts and information received by the Commissioner from Director, Taft Webb of the Department of Banking and Consumer Finance and the Department's Examiners. The Department has reasonable cause to believe that All American Check Cashing, Inc. has violated certain provisions of the Mississippi Check Cashers Act and the Mississippi Title Pledge Act.

4. On June 16, 17, 18 and 19, 2014, occurring at various times, All American Check Cashing, Inc., did refuse to provide or allow the Department's Examiners access to business records during the course of normal business hours, all in direct violation of Mississippi Code §§75-67-515, 75-67-523, 75-67-447 and 75-67-435.

**THEREFORE, IT IS HEREBY ORDERED**, that the above named entity immediately cease and desist from denying or refusing the Department and its examiners from immediate access to any business records during the course of normal business hours. MISS. CODE §§75-67-515, 75-67-523, 75-67-447 and 75-67-435. Any violation of these statutory provisions is subject to a fine of up to \$500 per record refused.

**IT IS FURTHER ORDERED**, that the above named entity immediately cease and desist from destroying, altering, deleting or in any way otherwise concealing all business records of All American Check Cashing, Inc., (including but not limited to all licensed locations and the main corporate office) including, but not limited to, all business related communications in any form (including text message), records, accounts, customer loan files, checks, "counter-checks," delayed deposit agreements, disclosures and any other documents pertaining to the business, whether stored electronically or otherwise, until this order is released by the Commissioner.

**IT IS FURTHER ORDERED**, that the above named entity immediately cease and desist from offering, or otherwise allowing a customer to participate in the "Monthly Lending Program" as detailed in the document entitled "Loaning on the 1st and 3rd." This "program" is *illegal*. MISS. CODE §§ 75-67-519 (4) & (5). It specifically instructs employees to accept only the fee (interest) on a delayed deposit check and further instructs them on how to illegally "roll" a check during the middle of each month. The Program was apparently created for customers of All American Check Cashing, Inc., that only receive one income payment per month. This includes those customers receiving one payment (on the 1<sup>st</sup> or 3<sup>rd</sup> of each month) from a government benefit program such as Social Security, Medicaid, etc. The Program document was discovered on the All American Check Cashing, Inc., intranet by a Department examiner on Monday, June 16, 2014. Multiple examined locations have also confirmed participation/use of the Program. A true and correct copy of said document is attached hereto as Exhibit "A."

**IT IS FURTHER ORDERED**, that the above named entity immediately cease and desist from "rolling" checks, renewing checks, and in any form or fashion whatsoever using the proceeds of one delayed deposit check to pay the principal or fee owed on any other delayed deposit check. MISS. CODE § 75-67-519(5).

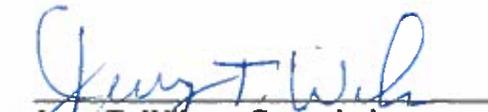
**IT IS FURTHER ORDERED**, that the above named entity immediately cease and desist from conducting delayed deposit transactions for customers that do not maintain a legitimate, open and active account, including any transaction based not on an account but instead on a pre-paid debit card. MISS. CODE § 75-67-517.

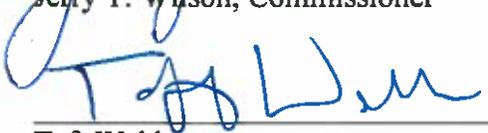
**IT IS FURTHER ORDERED**, that the above named entity immediately cease and desist from advancing funds to a title pledgor to pay off an existing title pledge agreement from All American Check Cashing, Inc., or from any other title pledge lender. MISS. CODE § 75-65-413 (4).

**IT IS FURTHER ORDERED** that nothing contained in this Order shall prohibit the Commissioner of Banking and Consumer Finance or any other appropriate person or law enforcement authorities from initiating and pursuing any other civil or criminal violations, penalties and remedies against the above name entity, as provided by law.

**SO ORDERED**, this the 19th day of June, 2014

Department of Banking and Consumer Finance

  
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Jerry T. Wilson, Commissioner

  
\_\_\_\_\_  
Taft Webb  
Director, Consumer Finance Division

**PROOF OF SERVICE**

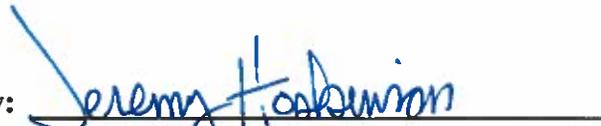
**I personally delivered a true copy of the Order of the Commissioner of Banking and Consumer Finance on the 19<sup>th</sup> day of June, 2014,**

**To: All American Check Cashing, Inc.  
505 Cobblestone Court, Suite B  
Madison, MS 39110**

**BY:** 

**Title:** 

**I hereby acknowledge receipt of the attached Order on this the 19<sup>th</sup> day of June, 2014.**

**Received by:**   
**Title** Director of Finance