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2 Chapter 361-A. RSA 361-A:3, RSA 361-A:3-a and RSA 361-A:11.

3 **Facts**

- 4 5. Since 2009, Littleton Imports has been conducting unlicensed retail
5 seller activity for New Hampshire consumers. Since 2009, Littleton
6 Imports has sold at least three hundred ninety-five (395) motor
7 vehicles subject to a retail installment contract.
- 8 6. On July 7, 2010, Littleton Imports filed an application with the
9 Department for a New Hampshire Retail Seller license.
- 10 7. On July 27, 2010, Littleton Imports provided the balance sheet to the
11 New Hampshire Banking Department.
- 12 8. Littleton Imports has provided copies of its purchase and sales and
13 retail installment contracts it executed with New Hampshire consumers.
- 14 9. The Department's Licensing Division now has a completed and approved
15 application for licensure pending resolution of the unlicensed
16 activity.

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

- 18 10. Littleton Imports is a "Person" as defined by RSA 361-A:1,VIII.
- 19 11. Each motor vehicles sales transaction, as detailed above in Paragraph
20 5, may be assessed an administrative fine not to exceed \$2,500.00 as
21 to each transaction for a total maximum administrative penalty of
22 \$987,500.00. RSA 361-A:11.
- 23 12. The back retail seller license fee owed from 2009 totals \$50.00. RSA
24 361-A:2,IV.
- 25

1 13. Mitigating factors include but are not limited to:

2 a. Littleton Imports has cooperated with the Department to obtain
3 licensure as a retail seller;

4 b. To date, no evidence has been presented to the Department that
5 Littleton Imports has conducted unfair or deceptive activity;

6 c. Littleton Imports has complied with other applicable laws under
7 RSA Chapter 361-A; and

8 d. Littleton Imports has ceased arranging financing for its
9 consumers until such time as it becomes licensed by the
10 Department as a Retail Seller.

11 **Respondent's Consent**

12 14. Littleton Imports does not deny the facts, statements, or violations
13 contained herein and Littleton Imports hereby agrees to the entry of
14 this Consent Order.

15 15. Littleton Imports hereby acknowledges, understands, and agrees that
16 there is the right to notice, hearing, and/or a civil action and
17 hereby waives said rights.

18 **Order**

19 16. **Whereas pursuant to RSA 361-A:5,VI** this Consent Order is necessary,
20 appropriate and in the public's best interest and consistent with the
21 purposes of New Hampshire banking laws and Orders as follows:

22 a. Littleton Imports shall pay to the Department \$50.00 in back
23 license fees as described in Paragraph 12 above payable
24 contemporaneously with Littleton Imports' signing of this
25 Consent Order;

1 Executed this 14th day of January, 2011 by

2 _____
 /s/

3 John Loschiavo, on behalf of Respondent Littleton Imports LLC

4 **SO ORDERED.**

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6 _____
 /s/
7 Robert A. Fleury,
8 Deputy Bank Commissioner

Dated: January 19, 2011

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