1	State of New Hampshire Banking Department
2	In re the Matter of:) Case No.: 10-534
3	State of New Hampshire Banking Department,)
4	Petitioner,)
5	and) Consent Order
6	American Debt Counseling, Inc.,
7	Respondent)
8	CONSENT ORDER
9	The State of New Hampshire Banking Department (the "Department") finds and
10	Orders as follows:
11	Respondent
12	1. American Debt Counseling, Inc. ("ADC") is a corporation duly formed in
13	the State of Florida on November 13, 2001 with its principal office
14	location in Sunrise, Florida. ADC registered with the New Hampshire
15	Secretary of State on November 9, 2011. In New Hampshire, ADC had not
16	been previously licensed as a Debt Adjuster by the Department. ADC's
17	New Hampshire Debt Adjuster license is pending execution of this
18	Consent Order.
19	Jurisdiction
20	2. The Department is authorized to regulate debt adjusters pursuant to
21	RSA Chapter 399-D. RSA 399-D:1 and RSA 399-D:3.
22	3. The Commissioner has jurisdiction to issue orders to show cause and to
23	cease and desist from violations under RSA Chapter 399-D and to
24	revoke, deny, or suspend a license of a licensee and/or assess
25	penalties pursuant to RSA Chapter 399-D. RSA 399-D:13 and RSA 399-

Facts

- 4. ADC conducted debt adjuster activity for New Hampshire consumers without a valid Debt Adjuster license issued by the Department.
- 5. During the request for information, ADC cooperated and provided the information to show it did conduct business in New Hampshire without proper licensure.

Violation(s) of Law and Penalties

- 6. ADC is a "Person" as defined by RSA 399-D:2,VII.
- 7. ADC may be assessed an administrative fine not to exceed \$2,500.00 for each violation of RSA Chapter 399-D. RSA 399-D:24,IV and V.

Respondent's Consent

- 8. ADC hereby acknowledges that were an administrative hearing to be held in this matter, the Department would introduce evidence demonstrating that ADC conducted unlicensed Debt Adjuster activity in New Hampshire.
 - ADC has voluntarily entered into this Consent Order without reliance upon any discussions between the Department and ADC, without promise of a benefit of any kind (other than concessions contained in this Consent Order), and without threats, force, intimidation, or coercion of any kind. ADC further acknowledges its understanding of the nature of the allegations set forth in this action, including the potential penalties provided by law.
- 10. ADC hereby acknowledges, understands, and agrees that there is the right to notice, hearing, and/or a civil action and hereby waives said rights.

Order

11. Whereas pursuant to RSA 399-D:13,VI, this Consent Order is necessary, appropriate and in the public interest and consistent with the intent and purposes of New Hampshire banking laws, the Department Orders as follows:

- a. ADC shall pay to the Department \$1,500.00 in administrative penalties, payable contemporaneously with ADC's signing of this Consent Order. The check shall be bank check or guaranteed funds and made payable to "State of New Hampshire."
- 12. This Consent Order may be revoked and the Department may pursue any and all remedies available under law, if the Department later finds that ADC knowingly or willfully withheld information used and relied upon in this Consent Order.
- 13. This Consent Order is binding on all heirs, assigns, and/or successors in interest.
- 14. This Consent Order shall become effective upon the date the Commissioner signs this Consent Order, providing the Department has confirmed the payment referenced in Paragraph 11.a. herein.
- 15. Once this Consent Order is effective, the Department agrees not to seek further reimbursement, refunds, penalties, fines, costs, or fees regarding the facts, allegations, or findings of violations contained herein.

1	WHEREFORE, based on the foregoing, we have set our hands to this Consent
2	Order, upon its execution by Ronald A. Wilbur, Bank Commissioner.
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4	Recommended this 17th day of May, 2012 by
5	/s/
6	Maryam Torben Desfosses, Hearings Examiner, Banking Department
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8	Executed this 30th day of May, 2012 by
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10	
11	Alan Silverberg as Owner and on behalf of American Debt Counseling, inc.
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14	SO ORDERED.
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16	/s/ Dated: 6/7/12
17	Ronald A. Wilbur, Bank Commissioner
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