

STATE OF NEW JERSEY



DEPARTMENT OF BANKING AND INSURANCE DIVISION OF BANKING

CONSENT ORDER NO. E16-017680

IN THE MATTER OF:)
KASS MOTORS, LLC) **CONSENT ORDER**
Ref. No. 1300628-C01)
)

KENNETH GILMAN)
KASS MOTORS, LLC)
67 BRITTON LANE)
ROBBINSVILLE, NJ 08691)

This matter having been opened to the Office of Consumer Finance within the Division of Banking of the New Jersey Department of Banking and Insurance ("Department") upon information that Kass Motors, LLC ("Kass Motors"), at all times relevant to this Order a previously licensed motor vehicle installment seller under the authority of the Retail Installment Sales Act of 1960 N.J.S.A. 17:16C-1 et. Seq. (the "Act") and its implementing rules; and

WHEREAS IT APPEARS that Licensee may have violated the following:

N.J.S.A. 17:16C-2 Necessity of license

Kass Motors provided financing for the purchase of three vehicles through Westlake Financial Services to three New Jersey buyers in the year of 2014 after it had surrendered its license as of December 31, 2013 in violation of the Act.

AND WHEREAS, in the event that the Commissioner issued an administrative Order to Show Cause to Kass Motors addressing the above-referenced apparent violations, Kass Motors

would be entitled to request a hearing of the matter as a contested case in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.; and

WHEREAS Kass Motors understands these rights and has voluntarily waived the right to a hearing on the matters addressed in this Consent Order; and

WHEREAS, without making any admission of liability with respect to any of the apparent violations cited in this Consent Order, Kass Motors has agreed for purposes of settlement to undertake the following actions: **No actions required as the subject dealership is out of business.**

WHEREAS, without making any admission of liability with respect to any of the apparent violations cited in this Consent Order, Kass Motors has agreed for purposes of settlement to pay civil administrative penalties in the amount of **\$500**; and

WHEREAS the provisions of this Consent Order are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and regulations and the protection of the public health, safety and welfare, and are not intended to constitute debts which may be limited or discharged in bankruptcy proceedings; and

WHEREAS the parties to this Consent Order have determined that this matter is suitable for resolution upon the consent of the parties and that Kass Motors and the Department desire to resolve this matter without a hearing or litigation, and for further good cause appearing;

NOW, THEREFORE, IT IS on this 19th day of September 2016, ORDERED AND AGREED as follows:

1. **No actions required as the subject dealership is out of business.**
2. **Kass Motors shall pay civil administrative penalties in the amount of \$500.**

Payment shall be made as follows. The amount of said penalties is due in full upon entry into this Consent Order by means of a certified check, bank check or money order made payable to the "Treasurer, State of New Jersey" to be sent to:

**Department of Banking and Insurance
Collections Bureau
P.O. Box 325
Trenton, New Jersey 08625
Attention: Jan Allen**

This Consent Order shall be duly signed by an authorized representative of Kass Motors and sent along with a copy of the proof of payment as listed above to:

**Department of Banking and Insurance
Office of Consumer Finance
P.O. Box 040
Trenton, New Jersey 08625
Attention: Troy Dayton**

3. Kass Motors consents to the entry of this Consent Order as a final administrative order, and Kass Motors understands that this final administrative order may be docketed with the Clerk of the Superior Court as provided in the Penalty Enforcement Law, N.J.S.A. 2A:58-10 et seq.

Consented to with respect to
both form and content:

[KASS MOTORS]

By: 

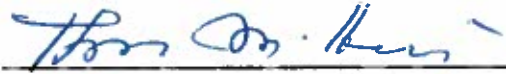
Print Name: KENNETH GILMAN

Title: owner

Date: 9/6/16

It is so ordered:

RICHARD J. BADOLATO, COMMISSIONER
NEW JERSEY DEPARTMENT OF
BANKING AND INSURANCE

By: 
Thomas M. Hunt, Assistant Director
Office of Consumer Finance