

**STATE BOARD OF FINANCIAL INSTITUTIONS MINUTES**  
**December 6, 2017**  
**Columbia, South Carolina**

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Upon proper call and due notice to all of its members and after having given required public notice, the State Board of Financial Institutions assembled in a meeting this the 6th day of December, 2017, with Chairman Loftis presiding.

Members present were: Messrs. Hassell, Pennington, Saunders, Strickland, Walters, Wright, and Ms. Marcum.

Members participating by phone: Messrs. Conley and Hart.

In attendance from the Examining Division were Commissioner Davis, Assistant Commissioner Bickham and Review Examiner Renee Dzek.

In attendance from the Consumer Finance Division were Commissioner Bodvake and Assistant Commissioners Jeffcoat and Estes.

In attendance from the State Treasurer's Office were Chief of Staff Clarissa Adams, Mr. Bert Cassell, Counsel, Mr. James Giebink, Legal Consultant and Ms. Alicia Sharpe, Assistant to the Chairman.

Guests in attendance: Mr. Billy Boylston, Carolinas Credit Union League.

The Chairman announced the resignation of Mr. Buyck, commending him for his service to the Board and to our citizens. The Chairman and the Board wished Mr. Buyck well.

The Agenda was approved by General Consent.

The November 1, 2017 Board Minutes were approved by General Consent as corrected.

Mr. Saunders and Mr. Walters each indicated that they have a potential conflict of interest on some of the agenda items.

The following Notice / Blue Agenda Items were approved by General Consent:

**CONSUMER FINANCE DIVISION**

The following Supervised Consumer Finance Licensees have advised of change of address as follows:

1. Security Finance Corporation of South Carolina dba Security Finance from 207 North Main Street to 101 C South Main Street, Bishopville, South Carolina.
2. TitleMax of South Carolina, Inc. dba TitleMax from 1320 Richland Avenue to 1320 Richland Avenue West, Aiken, South Carolina.

3. Security Finance Corporation of South Carolina dba Security Finance from 467 South Georgetown Highway to 465 South Georgetown Highway, Johnsonville, South Carolina.
4. Regional Finance Corporation of South Carolina dba Regional Finance Corporation of South Carolina from 1924 Remount Road to 7800 Rivers Avenue, Suite 1450, North Charleston, South Carolina.
5. Western-Shamrock Corporation dba Western Finance from 1645 J.A. Cochran BYP, Suite F to 1790 J A Cochran Bypass, Suite A, Chester, South Carolina.
6. Republic Finance, LLC dba Republic Finance, LLC from 2559 David H. McLeod Boulevard, Suite F to 2600 David H. McLeod Boulevard, Suite F-1, Florence, South Carolina.
7. Pawleys Creek Corporation dba Dicks Title Loans V from 2564 Highway 701 North to 2564 Main Street, Conway, South Carolina.
8. OneMain Financial of South Carolina, Inc. dba OneMain Financial of South Carolina, Inc. from 1836 Ashley River Road, Unit 109-I to 1836 Ashley River Road, Suite K, Charleston, South Carolina.
9. ADF of South Carolina, LLC dba Personify Financial from 15375 Innovation Drive, Suite 250 to 15373 Innovation Drive, Suite 250, San Diego, California.
10. Republic Finance, LLC dba Republic Finance, LLC from 1256 Highway 9 Bypass West, Suite 1228 to 1228 Highway 9 Bypass West, Lancaster, South Carolina.

The following Supervised Consumer Finance Licensees have advised of change of name as follows:

1. Western-Shamrock Corporation from dba National Finance Company to Western Finance, Chester, South Carolina.

Notification has been received that the following Supervised Consumer Finance Licensees have been voluntarily surrendered for cancellation:

1. Household Finance Corporation III, 636 Grand Regency Boulevard, Brandon, Florida.
2. Pioneer Credit Company, 700 Charleston Highway, West Columbia, South Carolina.
3. TitleMax of South Carolina, Inc., 2311 Boundary Street, Suite B, Beaufort, South Carolina.
4. OneMain Financial of South Carolina, Inc., 164 Bi-Lo Place, Seneca, South Carolina.
5. OneMain Financial of South Carolina, Inc., 438 North Duncan Bypass, Union, South Carolina.
6. Carolina Title Loans, Inc., 1120-A Broad Street, Sumter, South Carolina.
7. Carolina Title Loans, Inc., 1803 North Main Street, Anderson, South Carolina.
8. Carolina Title Loans, Inc., 305 Columbia Avenue, Suite A, Lexington, South Carolina.
9. Carolina Title Loans, Inc., 2737 Sunset Boulevard, Suite A, West Columbia, South Carolina.

10. Carolina Title Loans, Inc., 726 North Jefferies Boulevard, Suite A, Walterboro, South Carolina.

## **REGULAR SESSION**

### **CONSUMER FINANCE DIVISION**

The Board approved the following items by General Consent:

#### **IN-STATE**

1. Request of Allied Credit Service, Incorporated to operate at 1424 Duke Street, Georgetown, South Carolina 29440. **(#Active1)**
2. Request of Allied Credit Service, Incorporated to operate at 311 East Broad Street, Hemingway, South Carolina 29554. **(#Active1)**
3. Request of Turnkey Financial, LLC to operate at 302 Trade Street, Suite #A3, Greer, South Carolina 29651. **(New)**
4. Request of Best Cash Loans of SC, Inc. to operate at 1016 Laurens Road, Suite C&D, Greenville, South Carolina 29607. **(#Active4)**

#### **OUT-OF-STATE**

5. Request of Earnest Operations LLC dba Earnest for a Supervised Consumer Finance License to perform certain lending operations from its location at 10 West Broadway, Suite 200, Salt Lake City, Utah 84101. **(#Active2)**
6. Request of F3EA Funding LLC dba Sky Financial Group for a Supervised Consumer Finance License to perform certain lending operations from its location at 600 Brickell Avenue, Suite 1900, Miami, Florida 33131. **(New)**
7. Request of F3EA Funding LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.skyfinancial.com](http://www.skyfinancial.com). **(New)**
8. Request of First Federal Credit of South Carolina, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at 1111 South Main Street, Suite 215, Grapevine, Texas 76051. **(New)**

9. Request of First Federal Credit of South Carolina, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.firstfederalcredit.com](http://www.firstfederalcredit.com). **(New)**
10. Request of Harley-Davidson Credit Corp. for a Supervised Consumer Finance License to perform certain lending operations from its location at 1801 Alma Drive, Suite 200, Plano, Texas 75075. **(#Active1)**
11. Request of Harley-Davidson Credit Corp. for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.myhdfs.com](http://www.myhdfs.com). **(#Active1)**
12. Request of LOANCARE, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at 601 Riverside Avenue, Building 5, 3<sup>rd</sup> Floor, Jacksonville, Florida 32204. **(New)**
13. Request of LOANCARE, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at 3637 Sentara Way, Virginia Beach, Virginia 23452. **(New)**
14. Request of LOANCARE, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.myloancare.com](http://www.myloancare.com). **(New)**
15. Request of OneMain Consumer Loan, Inc. for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.omf.com](http://www.omf.com). **(#Active7)**
16. Request of OneMain Financial Group, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.omf.com](http://www.omf.com). **(#Active34)**
17. Request of OneMain Financial of South Carolina, Inc. for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.omf.com](http://www.omf.com). **(#Active39)**
18. Request of Total Loan Company, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at 2174 Gladstone Court, Suite E, Glendale Heights, Illinois 60139. **(New)**
19. Request of Total Loan Company, LLC for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.totalloancompany.com](http://www.totalloancompany.com). **(New)**
20. Request of Upstart Network, Inc. for a Supervised Consumer Finance License to perform certain lending operations from its location at 2 Circle Star Way, San Carlos, California 94070. **(New)**

21. Request of Upstart Network, Inc. for a Supervised Consumer Finance License to perform certain lending operations from its location at [www.upstart.com](http://www.upstart.com). **(New)**

### **CHECK CASHING LEVEL II SERVICES**

The following applications for Level II Check Cashing Services have been received by the Consumer Finance Division pursuant to §34-41-40. The division has reviewed and determined these applications meet licensing requirements pursuant to §34-41-40, §34-41-42 and §34-41-50.

22. Request of ABC of Orangeburg LLC dba Quick Pantry Liquors for a license to provide Check Cashing Level II services at 2194 Magnolia Street, Orangeburg, South Carolina 29115. **(New)**
23. Request of Shiv Kashi, Inc. dba Nickel Pumpers for a license to provide Check Cashing Level II services at 120 Martin Luther King Boulevard, Estill, South Carolina 29918. **(New)**

### **OTHER BUSINESS**

Commissioner Bodvake provided the Board with an update on his monthly activities.

1. The November 3<sup>rd</sup> Agency Head meeting
  - Millennial's in the workplace - handout
  - New financial dashboard for executive management.
  - Information security and privacy services contract
2. Investigations - Deferred Presentment and Litigation Lenders
3. Reports on Mortgage Renewals and New Mortgage Loan Originations (MLO's)

### **EXAMINING DIVISION**

Commissioner Davis provided the Board with an update on his monthly activities.

1. Met with management of Atlantic Community Bank (Bluffton), Carolina Bank and Trust (Darlington), Dedicated Community Bank (Darlington), NuCor Employees Credit Union (Florence), Citizens Bank (Olanta), CresCom Bank Board meeting (Charleston), Spratt Savings & Loan (Chester), Bank of York (York), Clover Community Bank (Clover). Year to date, 41 institutions have been visited.

2. Renee Dzek co-hosted the NASCUS day-long symposium in Charlotte, NC, attended by the credit unions of North and South Carolina, on the topic of the Current Expected Credit Loss (CECL) accounting standard.
3. Rick Green attended the FDIC Large Bank Supervision Forum in Arlington, TX.
4. In response to the Board's request at the November meeting, we contacted all regulated institutions to encourage them to report robberies and have provided a form on our website to assist with such reporting.
5. John McFadden is planning to retire at the end of this calendar year.

### **EXECUTIVE SESSION**

On motion of Mr. Hassell duly seconded by Mr. Pennington, and unanimously carried, the Board voted to go into Executive Session to receive and discuss information pertaining to information regarding contractual arrangements, examination findings, personnel matters, receive legal advice, discuss documents or information incidental to proposed contractual matters, discuss confidential information or trade secrets of institutions under examination.

On motion of Mr. Hassell, duly seconded by Mr. Pennington, and unanimously carried, the Board returned to Regular Session. No other votes were taken in Executive Session.

Mr. Saunders and Mr. Walters were duly excused from and did not participate in any votes, deliberations, and other actions on matters on which a potential conflict of interest existed.

The following actions were taken in Regular Session on items discussed in Executive Session:

#### **Consumer Finance Division**

On motion of Mr. Wright, duly seconded by Mr. Sanders, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Worldwide Debt Solutions.

On motion of Mr. Hassell, duly seconded by Mr. Pennington, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Midwestern Alliance.

On motion of Mr. Strickland, duly seconded by Mr. Hassell, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Midwest Recovery Fund.

On motion of Mr. Pennington, duly seconded by Mr. Strickland, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Receivable Management Services.

On motion of Mr. Hassell, duly seconded by Mr. Wright, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Southwestern Investor Group.

On motion of Mr. Wright, duly seconded by Mr. Sanders, and unanimously carried, the Board voted to approve the cease and desist orders for deferred presentment for Huntington Debt Holdings.

### **Examining Division**

On motion of Mr. Strickland, duly seconded by Mr. Sanders, and unanimously carried, the Board voted to approve the request of County Bank, Greenwood, to establish a branch at 2125 Highway 81 North, Anderson, South Carolina.

On motion of Mr. Hassell, duly seconded by Mr. Pennington, and unanimously carried, the Board voted to approve the request of Countybank, Greenwood, to relocate its branch from 103 North Main Street, Greer, to 300 Trade Street, Greer.

On motion of Mr. Wright, duly seconded by Mr. Hassell, and unanimously carried, the Board voted to approve the request of First Reliance Bancshares, Inc., Florence, South Carolina, to acquire 100% of the voting shares of Independence Bancshares, Inc., Greenville, South Carolina, and thereby acquire its wholly owned subsidiary, Independence National Bank, Greenville, South Carolina. Mr. Saunders and Mr. Walters abstained from voting.

On motion of Mr. Hassell, duly seconded by Mr. Strickland, and unanimously carried, the Board voted to approve the request of First Reliance Bank, Florence, South Carolina, to merge with Independence National Bank, Greenville, South Carolina, and to operate the three offices of Independence National Bank as branches of First Reliance Bank. Mr. Saunders and Mr. Walters abstained from voting.

On motion of Mr. Hassell, duly seconded by Mr. Wright, and unanimously carried, the Board voted to approve cancelling February board meetings beginning with the February 7, 2018 meeting.

The Board, through consensus, scheduled its next meeting for January 10, 2018.

There being no further business, the meeting was adjourned by acclamation.

An audio copy of the meeting is available upon request.