

**Chairman**  
THE HONORABLE CURTIS. M. LOFTIS, JR.  
*State Treasurer*



**Board Members**  
SCOTT CONLEY | *Lugoff*  
W. DONALD PENNINGTON | *Simpsonville*  
F. JUSTIN STRICKLAND | *Lexington*  
J. DANIEL WALTERS | *Greenville*  
HOWARD H. WRIGHT, JR. | *Rock Hill*  
K. WAYNE WICKER | *Myrtle Beach*  
J. BARRY HAM | *Manning*  
JOHN F. WINDLEY | *Columbia*  
CHARLES H. STUART | *Mount Pleasant*  
BILLY D. BYRD, II | *Hartsville*

SOUTH CAROLINA  
**STATE BOARD OF FINANCIAL INSTITUTIONS**

**MINUTES**

**Wednesday, June 5, 2019**

**10:00 A.M.**

**1200 Senate Street, Wade Hampton Office Building  
Governor's Conference Room  
Columbia, South Carolina**

Upon proper call and due notice to all its members and after having given required public notice, the State Board of Financial Institutions met on the 5th of June 2019, with Chairman Loftis presiding.

Members present: Messrs. Loftis, Walters (via phone), Wicker, Wright, Windley, Strickland, Conley, Byrd, and Stuart.

Mr. Pennington could not attend.

In attendance from the Banking Division were Commissioner Rick Green, Deputy Commissioner Kathy Bickham, Senior Review Examiner Renee Dzek and Review Examiner Deidre Fulmer.

In attendance from the Consumer Finance Division were Commissioner Ron Bodvake, Deputy Commissioner Carl Jeffcoat and Deputy Commissioner Sally Estes.

In attendance from the State Treasurer's Office were Chief of Staff Clarissa Adams, Senior Counsel Shelly Kelly, Deputy State Treasurer Cynthia Dannels, HR Manager Lisa O'Sullivan, Communications Director Karen Owens, and Assistant to the Chairman Alicia Sharpe.

Visitors in attendance: Billy Boylston of the Carolinas Credit Union League.

The Chairman welcomed new members Chuck Stuart and Billy Byrd. He formally confirmed John Windley's appointment by the Senate.

The Agenda for this meeting was approved by General Consent.

The May 1, 2019 Board Minutes were approved by General Consent.

**Board Member Recusal or Conflicts of Interest**

Mr. Stuart submitted a written statement recusing himself from all matters regarding First Reliance Bank, Florence, South Carolina because a business with whom he is associated has an economic interest in the decision to be made by the Board.

Mr. Windley submitted a written statement recusing himself from all matters regarding South State Bank, Columbia, South Carolina because a business with whom he is associated has an economic interest in the decision to be made by the Board.

Mr. Conley submitted a written statement recusing himself from all matters regarding Mid Carolina Credit Union, Lugoff, South Carolina, because of his association with this business and because he has an economic interest in the decision to be made by the Board.

The Chairman asked if any other member had a conflict with an item on today's agenda. No other member identified a conflict of interest.

### **Commissioner Reports**

**Commissioner of Consumer Finance, Ron Bodvake** provided the Board with an update on the following:

#### Meetings and Conferences

- May - Employee Appreciation Day
- June - Mother Emanuel Nine Day Remembrance - Allen University
- June - Agency Head Leadership Meeting - Columbia, SC
- June – National Assoc. of Consumer Credit Admin. (NACCA)
  - Annual Meeting - Dallas, TX
- June – Independent Consumer Finance Assoc. (ICFA) Conference -
  - Charleston, SC

#### Information Technology / Privacy

- Website migration update
- Division of Information Systems (DIS) 200 policies update

#### Personnel

- Hired Juan Ornelas as consumer internet examiner
- Mims Liner, consumer internet examiner transferred to mortgage
- Continue to cross train employees
- Fully staffed 27 FTE

#### Certified Mortgage Examiner

- Three mortgage examiners

- Certified through CSBS
- 12 months on the job service
- 36 hours of training
- Online and classroom training
- Require to be re-certified in 3yrs
- 63 continuing education hours

#### Reports

- Monthly statistics
- Updated organization chart

**Commissioner of Banking, Rick Green** provided the Board with an update on the following:

#### Notification

- CoastalStates Bank changed its name to Coastal States Bank, effective April 24, 2019.

#### Industry Engagement

- Attended CSBS State-Federal Supervisory Forum, San Antonio, TX (Green)
- Elected to the position of Vice Chairman of CSBS's State Supervisory Processes Committee (Green)
- Conducted outreach meetings with two credit unions and two banks

#### Education/Training

- Senior Examiner Michael Brandyburg – Cashflow Construction & Analysis School
- Examiner III Mickey Jolly – BSA/AML Subject Matter Expert School
- Senior Review Examiner Janeen Hughes – Graduate School of Banking at LSU (1st year)

#### Staffing update

- Lindsay Clamp hired as an Assistant Examiner (5/2019)
- Kaylee Bryant promoted to Associate Examiner (5/2019)

Commissioner Green also presented an overview of Supervisory Fees and the timeline.

On motion of Mr. Wright, duly seconded by Mr. Wicker, and unanimously carried, the Board voted to approve the recruitment and hiring of four (4) FTEs for the Consumer Finance Division.

**The Budget and Operations Committee Update** was provided by Howard Wright. He informed the Board that the Committee met on May 16th and received an update on IT and the FY19/20 Budget Plan & Expenses from Commissioner Bodvake. The Committee unanimously voted to

recommend to the full Board approval of the recruitment and hiring of four (4) FTEs for the Consumer Finance Division. Commissioner Green provided the Committee with a report/update on IT, the division's Expenditure Analysis and the FY 2020 Fee Approval Timeline.

Also, in Executive session, the Committee discussed the Commissioners' planning stage documents. After Executive Session, the Committee voted to approve forwarding the planning stage document to the full board today for review during executive session and approval in open session.

### **Consumer Finance Division Board Approvals**

The Consumer Finance Division was advised of a Change of Name, reviewed the applications for in-state and out-of-state Supervised Consumer Finance Licenses, and applications for Level II Check Cashing Services listed in section 7(a) of the agenda. The Consumer Finance Division determined that these items meet the licensing or other requirements defined in the applicable Statutes. The Board adopted a motion to approve these items:

1. Supervised Consumer Finance Licensees who have advised of change of name:  
Dba Name Change:
  - a. Jora Credit of South Carolina, LLC changing DBA name from Jora to [www.echocredit.com](http://www.echocredit.com).
  - b. Jora Credit of South Carolina, LLC changing DBA name from Jora Credit to Echo Credit.
  - c. TitleMax Online of South Carolina, Inc. changing DBA name from [www.online.titlemax.com](http://www.online.titlemax.com) to [www.secure.titlemax.com](http://www.secure.titlemax.com).
  
2. Applications for Supervised Consumer Finance Licenses to perform certain lending operations for which the Division has determined that the licensing requirements under Section 37-3-503(1), (2) have been met:
  - a. In-State Applications:
    1. All Approved Title Loans LLC at 3045 East Highway 501, Conway, South Carolina 29526. (New)
    2. Cash Credit Co. at 208 Radford Boulevard, Dillon, South Carolina 29526. (#Active4)
    3. Cash Credit Co. at 1811 South Irby Street, Suite 105, Florence, South Carolina 29505. (#Active4)
    4. Community Credit of South Carolina LLC at 636 John C. Calhoun Drive, Orangeburg, South Carolina 29115. (#Active3)
    5. F&B Financial Services LLC at [www.americanautotitleloan.com](http://www.americanautotitleloan.com). (#Active3)
    6. Lendmark Financial Services, LLC at 205 Columbia Avenue, Suite K, Lexington, South Carolina 29072. (#Active18)
    7. Upfront Loans LLC at 928 By Pass 123, Seneca, South Carolina 29678. (New)
  
  - b. Out of State Applications:

1. Simple Path Financial LLC at 16842 Von Karman Avenue, Suite 200, Irvine, California 92606. (New)
2. Simple Path Financial LLC at [www.simplepathfinancial.com](http://www.simplepathfinancial.com). (New)
3. TERI Loan Holdings LLC at 600 Corporate Drive, Suite 502, Fort Lauderdale, Florida 33334. (#Active1)

### **Executive Session**

The Board voted unanimously to adjourn into Executive Session.

Senior Counsel Kelly Shelly stated the reasons the Board entered Executive Session: to discuss approval to purchase property, to discuss applications to establish bank branches, requests to pay cash dividends, requests to purchase property, surveys and other personal information of regulated persons, performance documents of personnel and to receive legal advice as needed.

When appropriate Mr. Conley, Mr. Stuart and Mr. Windley left the room and did not participate when the matter for which each had a conflict of interest was discussed in Executive Session.

The Board voted unanimously to end Executive Session.

### **Actions following Executive Session**

#### **Voting on Items Discussed in Executive Session**

Mr. Stuart had a conflict of interest on the matter pertaining to First Reliance Bank. He did not discuss or vote on this item.

On motion of Mr. Wicker, seconded by Mr. Windley and unanimously carried, the Board voted to approve the application of First Reliance Bank, Florence, South Carolina, to establish a branch at 249 Williamson Road, Suite 101-B, Mooresville, North Carolina.

Mr. Windley had a conflict of interest on matters pertaining to South State Bank and left the room during its discussion and vote.

On motion of Mr. Wright, seconded by Mr. Wicker and unanimously carried, the Board voted to approve the request of South State Bank, Columbia, South Carolina for approval to pay a cash dividend in the amount requested by the bank.

Mr. Conley had a conflict of interest on matters pertaining to Mid Carolina Credit Union and left the room during its discussion and vote.

On motion of Mr. Ham, seconded by Mr. Strickland and unanimously carried, the Board voted to approve the request of Mid Carolina Credit Union, Lugoff, South Carolina, for approval to purchase property in Elgin, South Carolina.

On motion of Mr. Wicker, seconded by Mr. Windley and unanimously carried, the Board voted to approve the application of CresCom Bank, Charleston, South Carolina, to establish a branch at Three Morrocroft Center, 6801 Morrison Boulevard, Suite 102, Charlotte, North Carolina.

On motion of Mr. Windley, seconded by Mr. Strickland and unanimously carried, the Board voted to approve the application of Arthur State Bank, Union, South Carolina, to establish a branch at 112 North Alabama Avenue, Chesnee, South Carolina.

On motion of Mr. Windley, seconded by Mr. Wicker and unanimously carried, the Board voted to approve the application of Optus Bank, Columbia, South Carolina, to establish a branch at 1241 Main Street, Suite 100, Columbia, South Carolina.

On motion of Mr. Strickland seconded by Mr. Conley, and unanimously carried, the Board voted to approve the request of Bank of Greeleyville, Greeleyville, South Carolina, for approval to pay a cash dividend in the amount requested by the bank.

On motion of Mr. Windley, seconded by Mr. Strickland and unanimously carried, the Board voted to approve the request of Coastal States Bank, Hilton Head, South Carolina, for approval to purchase property in Savannah, Georgia.

On motion of Mr. Strickland seconded by Mr. Conley, and unanimously carried, the Board voted to approve the request of CresCom Bank, Charleston, South Carolina, for approval to purchase property in Conway, South Carolina.

On motion of Mr. Windley seconded by Mr. Ham, and unanimously carried, the Board voted to approve the request of The Spratt Savings and Loan Association, Chester, South Carolina, for approval to amend its articles of incorporation to effect a change in the name of the association to Spratt Savings Bank.

On motion of Mr. Wright seconded by Mr. Strickland, and unanimously carried, the Board voted to approve the planning stage documents for Commissioner Bodvake and Commissioner Green as discussed in Executive Session.

**Announcements:**

The next board meeting is scheduled for Wednesday August 7, 2019.

The meeting adjourned at 11:45 AM.