

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

_____	)	CONSENT ORDER
Xclusive Auto Sales and Leasing, Inc.,	)	
Reference No. 1501489	)	

TO: Xclusive Auto Sales and Leasing, Inc.
479 State Route 35
Keyport, NJ 07735

THIS MATTER having been opened by the Commissioner of the New Jersey Department of Banking and Insurance ("Commissioner"), upon information that Xclusive Auto Sales and Leasing, Inc. ("Respondent"), may have violated various provisions of the Retail Installment Sales Act of 1960, N.J.S.A. 17:16C-1 to -61 ("Act"); and

WHEREAS, Respondent is currently licensed as a motor vehicle installment seller pursuant to N.J.S.A. 17:16C-2; and

WHEREAS, Respondent is subject to the provisions of the Act; and

WHEREAS, pursuant to N.J.S.A. 17:16C-2, no person shall engage in or continue to engage in the business of a motor vehicle installment seller in this State without first obtaining a license from the Commissioner; and

WHEREAS, pursuant to N.J.S.A. 17:16C-55, any person, and any director, officer, employee, agent, or representative thereof, who or which shall engage in this State in the business of a motor vehicle installment seller without having first obtained a license, as required by the Act, shall be liable to a penalty of not more than \$1,000.00 for each offense; and

WHEREAS, Respondent was first licensed with the Department as a motor vehicle installment seller in May 2015; and

WHEREAS, Respondent's motor vehicle installment seller license expired on June 30, 2019 because Respondent failed to renew it; and

WHEREAS, Respondent renewed its motor vehicle installment seller license on July 23, 2019; and

WHEREAS, from July 1, 2019 to July 22, 2019, Respondent was not licensed to engage in the motor vehicle installment sales business in New Jersey; and

WHEREAS, despite being unlicensed from July 1, 2019 to July 15, 2019, Respondent sold two (2) automobiles with accompanying installment sales contracts in New Jersey; and

WHEREAS, by selling automobiles with accompanying installment sales contract in New Jersey without being licensed to do so, Respondent violated N.J.S.A. 17:16C-2 and N.J.S.A. 17:16C-55; and

WHEREAS, each act of selling an automobile with an accompanying installment sales contract without being licensed to do so constitutes a separate violation of the Act; and

WHEREAS, Respondent was given notice of the aforesaid allegations and an opportunity to contest them at a hearing; and

WHEREAS Respondent admits and agrees to take responsibility for the aforementioned violations of the Act; and

WHEREAS Respondent has waived its right to a hearing on this matter and consents to payment of a penalty in the amount of \$2,000.00; and

WHEREAS this matter should be resolved, upon the consent of all parties without resort to a formal hearing; and

WHEREAS good cause exists to impose a civil penalty in this matter; and

NOW, THEREFORE, IT IS on this 20th day of JUNE 2024,

IT IS ORDERED AND AGREED that simultaneously with execution of this Consent Order by Respondent, it shall pay a civil penalty in the amount of \$2,000.00 for the violation admitted to herein by certified check, official bank check, or money order made payable to the "Treasurer, State of New Jersey," which shall be sent to:

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

IT IS FURTHER ORDERED AND AGREED that Respondent shall cease and desist from engaging in the conduct that gave rise to this Consent Order, and from any other violations of the Act; and

IT IS FURTHER ORDERED AND AGREED that the provisions of this Consent Order represent a final agency decision and constitute final resolution of the violations contained herein.


Justin Zimmerman
Acting Commissioner

CONSENTED TO AS TO FORM, CONTENT AND ENTRY:

Eugene P. P. P.

By:

(On behalf of Xclusive Auto Sales and Leasing, Inc.)

Date: 5/17/24

President.

(Title)