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STATE OF CALIFORNIA
BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY
DEPARTMENT OF BUSINESS OVERSIGHT

TO: Uncle Warbucks
P.O. Box 1469
Kahnawake, Quebec JOL 1B0
<http://www.unclewarbucks.com>

DESIST AND REFRAIN ORDER
(For violations of section 23005 of the Financial Code)

The Commissioner of Business Oversight (“Commissioner”) finds that:

1. Uncle Warbucks is an entity of unknown origin with its last known address at P.O. Box 1469, Kahnawake, Quebec, JOL 1B0. Uncle Warbucks maintains a phone number of (855) 885-4027 and a customer service address of customerservice@unclewarbucks.com. Another entity, Money Messiah, maintains the same address of P.O. Box 1469, Kahnawake, Quebec, JOL 1B0. Money Messiah also maintains a website of <http://www.moneymessiah.com>, a phone number of (855) 877-8150 and a customer service address of customerservice@moneymessiah.com.
2. Uncle Warbucks is and was operating a website on the internet at <http://www.unclewarbucks.com>. According to that website, Uncle Warbucks makes deferred deposit transactions (otherwise known as payday loans) of up to one thousand dollars (\$1,000) to consumers. On its website, it makes available a loan application, indicates that customers receive loan proceeds as soon as the next day, and states that people can rely on an Uncle Warbucks quick cash loan to get them through to the next paycheck.
3. Uncle Warbucks has made payday loans to at least two California consumers.
4. California Financial Code section 23005 provides:
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“No person shall offer, originate, or make a deferred deposit transaction, arrange a deferred deposit transaction for a deferred deposit originator, act as agent for a deferred deposit originator, or assist a deferred deposit originator in the origination of deferred deposit transaction without first obtaining a license from the commissioner and complying with the provisions of this division.”

5. Uncle Warbucks has not been issued a license by the Commissioner to engage in the business of a deferred deposit originator, and Uncle Warbucks is not exempt from the licensing requirements of Financial Code section 23005.

By reason of the foregoing, Uncle Warbucks has engaged in the business of a deferred deposit originator in the State of California without first obtaining a license from the Commissioner, or otherwise being exempt from licensure. Pursuant to Financial Code section 23050, Uncle Warbucks is hereby ordered to desist and refrain from engaging in the business of a deferred deposit originator without first obtaining a license from the Commissioner, or otherwise being exempt.

This order is necessary, in the public interest, for the protection of consumers, and is consistent with the purposes, policies and provisions of the California Deferred Deposit Transaction Law.

DATED: June 2, 2014

Sacramento, California

JAN LYNN OWEN
Commissioner of Business Oversight

By: _____
MARY ANN SMITH
Deputy Commissioner
Enforcement Division