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

TO: 1<sup>st</sup> Minority Financial Group, Inc.  
Andrea Smith, C.E.O./President  
1300 Clay Street, Suite 600  
Oakland, CA 94612

**DESIST AND REFRAIN ORDER**  
**(For violation of section 22100 of the Financial Code)**

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

1. 1<sup>st</sup> Minority Financial Group, Inc. was a California corporation with its last known address at 1300 Clay Street, Suite 600, Oakland, CA 94608.
2. Andrea Smith was the Chief Executive Officer and President of 1<sup>st</sup> Minority Financial Group, Inc.
3. On or about November 17, 2013, TV contacted Andrea Smith to obtain a business loan of up to five hundred thousand dollars (\$500,000.00). Andrea Smith represented to TV that if TV could provide ten thousand two hundred dollars (\$10,200.00), she could fund a loan for TV within 30 days.
4. On or about December 17, 2013, TV sent a “funding application” and a “Preliminary Profile Questionnaire” to Andrea Smith to apply for the loan. On or about January 10, 2014, Andrea Smith sent to TV a loan “Pre-Approval Letter” for a loan in the amount of three hundred fifty thousand dollars (\$350,000.00).
5. TV sent four payments of two thousand six hundred dollars (\$2,600.00) to Andrea Smith on or about December 17, 2013, January 3, 2014, January 28, 2014, and February 21, 2014, for a total loan application fee of ten thousand four hundred dollars (\$10,400.00). However, TV never received a loan from either 1st Minority Financial Group, Inc. or Andrea Smith.
6. Neither 1<sup>st</sup> Minority Financial Group, Inc. nor Andrea Smith have been issued a license by the Commissioner authorizing them to engage in the business of a finance lender under the California Finance Lenders Law. Neither 1<sup>st</sup> Minority Financial Group, Inc. nor Andrea Smith are

1 exempt from the licensing requirements of section 22100 of the Financial Code.  
2 By reason of the foregoing, 1<sup>st</sup> Minority Financial Group, Inc. and Andrea Smith have engaged in  
3 the business of a finance lender in the State of California without first obtaining a license from the  
4 Commissioner, or otherwise being exempt from licensure. Pursuant to Financial Code section 22712,  
5 1<sup>st</sup> Minority Financial Group, Inc. and Andrea Smith are hereby ordered to desist and refrain from  
6 engaging in the business of a finance lender in the State of California without first obtaining a  
7 license from the Commissioner, or otherwise being exempt from licensure.  
8 This order is necessary, in the public interest, for the protection of consumers, and is consistent with  
9 the purposes, policies, and provisions of the California Finance Lenders Law. This order shall  
10 remain in full force and effect until further order of the Commissioner.

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Dated: September 24, 2015

JAN LYNN OWEN  
Commissioner of Business Oversight

By \_\_\_\_\_  
MARY ANN SMITH  
Deputy Commissioner  
Enforcement Division