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Attorney for Department of Finance Consumer Finance Bureau Staff

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF FINANCE
OF THE STATE OF IDAHO**

In re:

MOUNTAIN RUN SOLUTIONS, LLC
Collection Agency License No. CDB-10350,
NMLS ID 1713381,

Licensee.

Docket No. 2022-09-10

CONSENT ORDER

The Idaho Department of Finance (Department) and MOUNTAIN RUN SOLUTIONS, LLC (the Licensee) agree to the entry of this Consent Order following the issuance of the Verified Complaint for Revocation of Idaho Collection Agency License and Notice of the Opportunity to Request a Hearing (Verified Complaint) in this matter. The Licensee voluntarily consents to the entry of this Consent Order, admits, and agrees to the facts, legal conclusions, and remedies contained herein, and knowingly waives its right to hearing on this matter. The Director, by

signing below, has agreed with the parties to resolve this matter through the Consent Order rather than through a formal administrative action upon hearing.

FACTS, LEGAL CONCLUSIONS, AND REMEDIES

1. The Director of the Department of Finance has jurisdiction over this matter.

2. MOUNTAIN RUN SOLUTIONS, LLC (the Licensee) is a Utah limited liability company and conducting business from 313 East 1200 S Suite 102, Orem, Utah 84058. The Licensee has been registered to conduct business in Idaho with the Idaho Secretary of State since at least November 2019.

3. The Licensee is licensed by the Idaho Department of Finance (Department) as a collection agency and has been since approximately November 1, 2019, holding NMLS No. 1713381 and License No. CDB-10350 pursuant to the Idaho Collection Agency Act, Idaho Code § 26-2221 et seq. (the Act).

4. Pursuant to Idaho code § 26-2232, licensees shall maintain a surety bond in the minimum amount of \$15,000 or higher based on the volume of business conducted in Idaho.

5. On September 28, 2022, the Department received notice from the surety bond company for the Licensee that the Licensee's surety bond would be cancelled effective October 29, 2022.

6. The Department issued a notice on September 28, 2022, utilizing the Nationwide Multistate Licensing System (NMLS), informing the Licensee of its need to replace its bond or surrender its license no later than October 29, 2022.

7. On October 29, 2022, the Department received notice from the NMLS that the Licensee's bond had been cancelled on as of that date.

8. On November 17, 2022, the Department issued a Verified Complaint to the Licensee. The Licensee has indicated that it has no current business in Idaho, does not intend to conduct future business in Idaho, and desires to surrender his Idaho collection agency license. The Verified Complaint recited that previously in 2021 a Verified Complaint for Revocation of Idaho Collection Agency License was issued against Licensee for failing to replace its bond as required or surrender its license. After the issuance of the Verified Complaint, the Licensee timely contacted the Department's counsel and then cured the bond deficiency. The Licensee maintained that it was not aware of the bond deficiency as alleged because it paid for a third-party vendor to handle licensing/regulation requirements, and the vendor should have been aware and prevented the bond cancellation/deficiency.

9. The Licensee admits it cancelled its surety bond to close its business, but failed to notify the Department prior to October 29, 2022, in violation of Idaho Code § 26-2232.

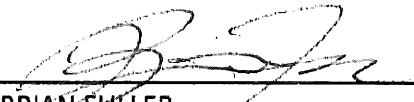
10. Pursuant to Idaho Code § 26-2246, a Licensee terminating operations shall provide sufficient proof to the director that it has remitted and returned all accounts, papers, and money due to its creditor clients. The Licensee agrees to complete the Idaho Collection Agency License Surrender Checklist (via the NMLS), any other missing forms, and pay any requisite licensing fees due depending on the details of such information to the Department based on the foregoing.

11. By its signature below, the Department agrees and acknowledges that the Licensee has complied with necessary closure steps associated with the surrender of its collection agency license.

12. The Licensee acknowledges that it has the right to contest the allegations in the Verified Complaint, the right to be heard and present evidence, the right to be represented by counsel of its own choosing, and the right to request a hearing on the matters raised. The Licensee also acknowledges the right to appeal any order to the district court within 28 days. In furtherance of a quick and reasonable resolution, the Licensee voluntarily and knowingly waives his various rights regarding this administrative proceeding and desires to enter into this Consent Order to fully and finally resolve this matter in lieu of proceeding to a hearing. The Department also agrees to this resolution. The parties jointly agree that the Director may adopt this Consent Order as a final resolution.


DATED this 30th day of December, 2022.

MOUNTAIN RUN SOLUTIONS, LLC


BRIAN FULLER

DATED this 11 day of January, 2023.

STATE OF IDAHO DEPARTMENT OF FINANCE

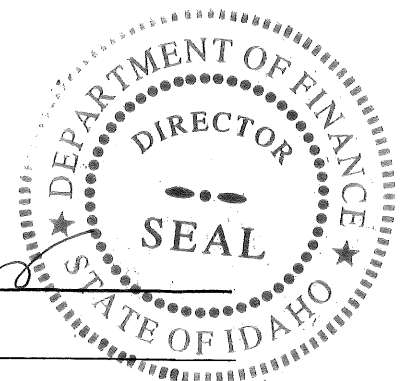

ERIN VAN ENGELEN
Consumer Finance Bureau Chief

IT IS SO ORDERED.

DATED and EFFECTIVE this 11th day of January, 2023.

STATE OF IDAHO
DEPARTMENT OF FINANCE


PATRICIA R. PERKINS, Director



CERTIFICATE OF SERVICE


I HEREBY CERTIFY that on this 1/15 day of January 2023, I served a true and correct copy of the foregoing CONSENT ORDER on the following by the designated means:

Mountain Run Solutions, LLC
Attn: Brian Fuller
313 E 1200 S Suite 102
Orem, UT 84058

- U.S. Mail, postage prepaid
- Certified mail
- Facsimile:
- Email: brian@mountainrunsolutions.com

~~Registered Agent Solutions, Inc.
921 S Orchard St Ste G
Boise, ID 83705~~

- ~~U.S. Mail, postage prepaid~~
- ~~Certified mail~~
- ~~Facsimile:~~
- ~~Email:~~



Paralegal