

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

In re Money Transmitter License of:

FIRST GLOBAL MONEY INC.,  
MTL-159,

Licensee.

Docket No. 2020-12-02

**DEFAULT ORDER REVOKING IDAHO  
MONEY TRANSMITTER LICENSE**

Upon issuance and service of the Notice of Intent to Seek Issuance of Order Revoking Idaho Money Transmitter License and Notice of the Opportunity to Request a Hearing, FIRST GLOBAL MONEY INC., MTL-159 (the "Licensee"), failed to assert its right to request an administrative hearing on the matter twenty-one (21) days after it was served. Following that, on February 14, 2020, the Idaho Department of Finance (the "Department") served a Notice of Proposed Default Order upon the Licensee. The seven (7) day period within which to file a petition showing good cause why a default order should not be entered has expired. The Director takes official notice of these documents filed in the administrative record, and, by presentation of this Order to the Director, Department staff represents that it is not aware of a response from the Licensee. Therefore, the Director makes the following findings of fact, conclusions of law, and enters the following Order.

**FINDINGS OF FACT**

1. The Licensee is a Florida Corporation original formed as Samsos Express Money Transfer Inc. on November 23, 2005, which amended its name to First Global Money Inc. on February 1, 2013. The Licensee is wholly owned by First Global Data Corporation USA, a Delaware

Corporation, which is 100% owned by First Global Data Corporation of Toronto Canada, which is 100% owned by First Global Data Limited, a company publicly traded on the Toronto Stock Exchange.

2. The Licensee submitted an application for an Idaho Money Transmitter License on April 4, 2014, through the Nationwide Multistate Licensing System (NMLS) under its affiliated NMLS Company ID 1149715. As part of its application, the Licensee identified that it intended to offer electronic money transmitting services through its website [www.firstglobalmoney.com](http://www.firstglobalmoney.com) as well as a mobile application.

3. The application was approved on April 24, 2014, and the company was assigned Idaho Money Transmitter License Number MTL-159. The Licensee has five authorized agent locations identified in Idaho in the NMLS System.

4. The Licensee also applied for licensure as a money transmitter in 38 states, successfully licensing in 31 states, including Idaho.

5. Idaho's Money Transmitters Act requires annual renewal of the money transmitter license by filing an annual report. The Department, through its Director, designated December 31<sup>st</sup> as the annual deadline for filing the required annual report. This December 31<sup>st</sup> date was in place prior to the Licensee's first receiving its license in 2014. For each year from 2014 through 2018, the Licensee properly renewed its license by, among other things, filing its required annual report by December 31<sup>st</sup>.

6. On March 4, 2019, the Department received correspondence from the Licensee stating that it was undergoing a "reorganizational period" and proposing voluntary and temporary suspension of its license for thirty days. The Licensee further committed it would not

conduct any money transmission activity during this reorganization process. On March 8, 2019, the Department contacted the company's designated representative, Mr. Christian Velazquez, to discuss the basis for the requested action. The Department ultimately took no action in response to the request for temporary suspension.

7. On May 3, 2019, the Department received additional correspondence from the Licensee representing that the reorganization was expected to be finalized within 45 days.

8. Since this correspondence, the company has failed to respond to a number of requests, including NMLS reporting obligations for financial reporting, on June 25, 2019, and agent file uploads, on April 1, 2019 and October 1, 2019. Additionally, on July 19, 2019, the Department requested the Licensee obtain a rider to its Surety Bond to reflect its new business address, but the Department again received no response.

9. On November 1, 2019, the NMLS system generated an automated general notification to all licensees, including the Licensee, reminding licensees of their obligations to renew their state money transmitter licenses. On November 29, 2019, the NMLS system generated a second automated renewal notification to all licensees who had yet to request renewal for any state licenses pending the NMLS system. On December 13, 2019, the NMLS system generated an additional automated renewal notification to all licensees who still had not yet requested renewal for any state licenses pending in the NMLS system. On December 19, 2019, the NMLS system generated the final automated renewal notification to all licensees who still had not yet requested renewal for any state licenses pending in the NMLS system.

10. On December 13, 2019, the Department sent an e-mail notification to all licensees who still had not requested renewal of their Idaho Money Transmitter Licenses, which included

the Licensee, reminding licensees of the December 31, 2019 renewal deadline as well as the annual reporting obligations that correspond to the renewal process.

11. Finally, on December 23, 2019, the Department attempted to contact all money transmitter licensees that had not yet requested renewal, including the Licensee, by telephone to remind them of the upcoming renewal deadline and corresponding reporting obligations. The Department was unsuccessful in reaching anyone with the Licensee by phone, however a voicemail was left with company on that date.

12. Despite these numerous reminders, the Licensee failed to request renewal of their Idaho Money Transmitter License in a timely manner, nor has it been granted an extension of this deadline by the Director. The Licensee has not submitted the annual report for 2019 that was due by December 31, 2019.

13. Furthermore, it appears from the NMLS records, that the Licensee has failed to request renewal of any of its licenses in other states, and/or all of its licenses have been terminated, surrendered, or expired in all other states.

#### **CONCLUSIONS OF LAW**

14. Idaho Code § 26-2911(1), of the Act, provides: “**RENEWAL OF LICENSE AND ANNUAL REPORT.** (1) Each licensee shall file with the director an annual report, in a form prescribed by the director, which form shall be sent by the director to each licensee no later than three (3) months immediately preceding the thirtieth day of June of each year, or as the director in his discretion, may determine.” (emphasis added)

15. Idaho Code § 26-2917, of the Act, further provides, “**SUSPENSION OR REVOCATION OF LICENSES.** After notice and opportunity for hearing, the director may suspend

or revoke a licensee's license if the director finds that: ... (9) The licensee willfully fails to make any report required in this chapter.”

16. Based on these facts and the Act requirements, the Director finds it appropriate to revoke the Licensee’s money transmitter license pursuant to Idaho Code §§ 26-2911 and 26-2917(9), for failure to file the required Annual Report due by December 31, 2019 (despite numerous notices, reminders, and requests from the Department regarding the need for compliance).

### **ORDER**

Based upon the foregoing and pursuant to Idaho Money Transmitters Act, Idaho Code § 26-2901 *et seq.*, the money transmitter license assigned to the Licensee is hereby revoked.

### **NOTIFICATION OF RIGHTS**

This is a final order of the agency. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The agency will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5246(4), Idaho Code.

Pursuant to Sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or operates its principal place of business in Idaho, or

iv. The real property or personal property that was the subject of the agency action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal. See Section 67-5274, Idaho Code.

This matter is hereby concluded.

**IT IS SO ORDERED.**

DATED this 24 day of February, 2020.

STATE OF IDAHO  
DEPARTMENT OF FINANCE



PATRICIA PERKINS, Director

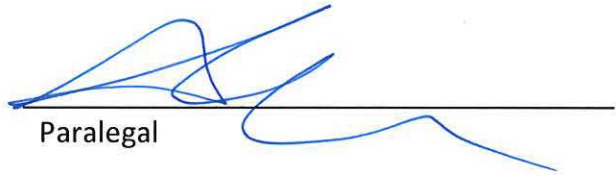


**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 25<sup>th</sup> day of February, 2020, I served a true and correct copy of the foregoing DEFAULT ORDER REVOKING IDAHO MONEY TRANSMITTER LICENSE on the following by the designated means:

First Global Money Inc.  
Ruth Fraser, VP Operations  
5800 S. Eastern Ave., Suite 500  
Commerce, CA 90040

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

  
\_\_\_\_\_  
Paralegal