

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

4 TO: Luminor Financial Management, Inc.
5 www.luminorfinancial.com
6 2472 Chambers Road, Suite 210
7 Tustin, California 92780

8 **DESIST AND REFRAIN ORDER**
9 **(For violation of section 12200 of the Financial Code)**

10 The Commissioner of Business Oversight (Commissioner) finds that:

11 1. At all relevant times, Luminor Financial Management, Inc. (Luminor) was a
12 California corporation located at 2472 Chambers Road, Suite 210, Tustin, California 92780.

13 2. At all relevant times, Luminor offered debt settlement services to California
14 consumers by way of general advertisement on its website at www.luminorfinancial.com and
15 telephone solicitations. Luminor, on its website, urged consumers to “reduce unsecured debt” and
16 “be debt free in as little as 12 to 36 months” by enrolling in Luminor’s debt settlement program.

17 3. Beginning in January 2015, Luminor entered into debt settlement program agreements
18 with California consumers. Luminor received compensation from consumers in the form of a fee for
19 providing the service of distributing money among the consumers’ creditors in payment for debt
20 obligations of the consumers. Specifically, California consumers paid Luminor to negotiate with
21 their creditors, resolve debts, and execute payment plans on their behalf. Consumers gave Luminor
22 money each month, in addition to a fee or charge, to pay creditors on their behalf in furtherance of
23 their payment obligations.

24 4. The Commissioner has jurisdiction over and regulates persons engaged in the business
25 of offering debt management services to consumers specified in the Check Sellers, Bill Payers and
26 Proraters Law (CSBPPL), as set forth in Financial Code section 12000 et seq.

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5. Financial Code section 12200 states:

No person shall engage in the business, for compensation, of selling checks, drafts, money orders, or other commercial paper serving the same purpose, or of receiving money as agent of an obligor for the purpose of paying bills, invoices, or accounts of such obligor, or acting as a prorater, nor shall any person, without direct compensation and not as an authorized agent for a utility company, accept money for the purpose of forwarding it to others in payment of utility bills, without first obtaining a license from the commissioner.

6. Financial Code section 12002.1 defines a “prorater” as follows:

A prorater is a person who, for compensation, engages in whole or in part in the business of receiving money or evidences thereof for the purpose of distributing the money or evidences thereof among creditors in payment or partial payment of the obligations of the debtor.

Based on the foregoing, Luminor has acted as a prorater within the meaning of Financial Code section 12002.1. The Commissioner has not issued to Luminor a license to engage in business as a prorater under the CSBPPL, nor is Luminor exempt.

Pursuant to Financial Code section 12103, Luminor Financial Management, Inc. is hereby ordered to desist and refrain from engaging in the business of a prorater without first obtaining a license from the Commissioner, or otherwise being exempt.

This order is necessary, in the public interest, for the protection of investors and consistent with the purposes, policies, and provisions of the Check Sellers, Bill Payers and Proraters Law.

Dated: April 26, 2018

JAN LYNN OWEN
Commissioner of Business Oversight

By _____
MARY ANN SMITH
Deputy Commissioner
Enforcement Division