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STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF CORPORATIONS

TO: D & J MARKET 18361 Bear Valley Road, Ste. 1 Hesperia, California 92345	SUHAIL MAHHO 18361 Bear Valley Road, Ste. 1 Hesperia, California 92345
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DESIST AND REFRAIN ORDER
(For violations of California Financial Code section 23005)

The California Corporations Commissioner finds that:

1. The California Corporations Commissioner (“Commissioner”) is informed and believes and based upon such information and belief alleges that D & J Market (“D&J”) is, and was at all relevant times herein, a sole proprietorship, with its principal place of business located at 18361 Bear Valley Road, Suite 1, Hesperia, California 92345.
2. Suhail Mahho (“Mahho”) is, and was at all times relevant herein, the owner of D&J.
3. D&J and Mahho have engaged in the business of deferred deposit transactions by originating deferred deposit transactions as described below.
4. An examination of D&J conducted by the Commissioner in May 2005 disclosed that D&J and Mahho had originated at least 25 deferred deposit transactions since January 1, 2005 through at least May 14, 2005. The examination further disclosed that D&J and Mahho had been engaged in originating deferred deposit transactions prior to January 1, 2005 through a Deferred Deposit Permit issued by the State of California, Office of the Attorney General, Department of Justice (“DOJ”), which expired on December 31, 2004.
5. A deferred deposit transaction is a written transaction whereby one person gives funds to another person upon receipt of a personal check and it is agreed that the personal check shall not be deposited until a later date.
6. Neither D&J nor Mahho has been issued a license by the Commissioner authorizing it to engage in the business of deferred deposit transactions under the California

1 Deferred Deposit Transaction Law (“CDDTL”) (California Financial Code §§ 23000 et seq.).

2 7. Neither D&J nor Mahho is exempt from the licensing requirements of California
3 Financial Code section 23005.

4 8. D&J and Mahho were specifically aware that a CDDTL license was required in
5 order to continue to engage in the business of deferred deposit transactions after December 31,
6 2004 as D&J had received a written notice to this effect from the DOJ in January 2005.

7 By reason of the foregoing, D&J and Mahho have engaged in the business of deferred
8 deposit transactions without having first obtained a license from the Commissioner in violation
9 of California Financial Code section 23005.

10 Pursuant to California Financial Code section 23050, D&J and Mahho are hereby ordered
11 to desist and refrain from engaging in the business of deferred deposit transactions in the State of
12 California without first obtaining a license from the Commissioner, or otherwise being exempt.
13 This Order is necessary, in the public interest, for the protection of consumers and is consistent
14 with the purposes, policies and provisions of the California Deferred Deposit Transaction Law.
15 This order shall remain in full force and effect until further order of the Commissioner.

16 California Financial Code section 23050 provides in pertinent part:

17 Whenever, in the opinion of the commissioner, any person is engaged in the
18 business of deferred deposit transactions, as defined in this division, without
19 a license from the commissioner . . . the commissioner may order that person
20 or licensee to desist and to refrain from engaging in the business If, within
30 days, after the order is served, a written request for a hearing is filed and no
hearing is held within 30 days thereafter, the order is rescinded.

21 Dated: June 2, 2005
22 Los Angeles, CA

WAYNE STRUMPFER
Acting Corporations Commissioner

23 By _____
24 Steven C. Thompson
25 Special Administrator
26 California Deferred Deposit Transaction Law
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