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

TO: KHALIL ROBBIN
XC REBATE SERVICES, INC.
FAST CASH REBATE
1959 W. Manchester Boulevard
Los Angeles, California 90047

DESIST AND REFRAIN ORDER
(For violations of California Financial Code section 22100)

The California Corporations Commissioner finds that:

1. XC Rebate Services, Inc. is, and was at all relevant times herein, a California corporation and conducts business at 1959 W. Manchester Boulevard, Los Angeles, California 90047.
2. The California Corporations Commissioner (“Commissioner”) is informed and believes, and based upon such information and belief, alleges that Khalil Robbin (“Robbin”) is the owner of XC Rebate Services, Inc.
3. XC Rebate Services, Inc. doing business as XC Rebates Services, Inc. and Fast Cash Rebate (“XC Rebate”) has engaged in the business of a finance lender from on or about January 1, 2005 through to the present as described below.
4. An examination of XC Rebate conducted by the Commissioner in July 2005 disclosed that XC Rebate was offering a “cash rebate program”. A sign on top of the office of XC Rebate stated “Fast Cash Service - \$100-\$1,000 - Cash rebate in minutes - Get cash rebate - don’t pay it back - as easy as that . . .” XC Rebate commenced the “cash rebate program” on or about January 1, 2005 and continues doing so through to the present. The Commissioner is unaware of the number of cash rebate agreements XC Rebate Services, Inc. has entered into with customers in California as XC Rebate Services, Inc. has repeatedly refused to comply with the Commissioner’s demand for information and records in violation of California Financial Code section 22701. Pursuant to

1 California Financial Code section 22701, the Commissioner has free access to the books and records
2 of persons engaging or alleged to be engaging in the business of a finance lender.

3 5. The “cash rebates” made by XC Rebate require the customer to enter into a written
4 agreement with XC Rebate whereby the customer agrees to purchase pre-paid long distance
5 telephone cards. Upon entering into the agreement, the customer is given an instant cash rebate
6 ranging from \$100.00 to \$500.00 and is required to purchase a long distance telephone card every
7 two weeks for a set fee, i.e., \$29.00 every two weeks for 52 weeks for a \$100.00 rebate. The number
8 of pre-paid long distance minutes given every two weeks equaled one-half the amount of the cash
9 rebate; i.e., 50 minutes per \$100.00 cash rebate agreement. Under the \$100.00 cash rebate
10 agreement, a customer would be paying \$.58 a minute for each pre-paid long distance minute; an
11 exorbitant price given the competitive market of pre-paid phone cards. The cash rebate agreement
12 also provided for a termination fee in the amount of the cash rebate if the customer terminated the
13 agreement prior to the end of the agreement term. Under the terms of the cash rebate agreement, the
14 entire unpaid balance became due and payable if the customer otherwise failed to make its bi-weekly
15 payments. The agreement further required customers to pay a returned check fee of \$25.00 and to
16 agree to allow XC Rebate to automatically debit their bank account if timely payments were not
17 made.

18 6. As of November 21, 2006, XC Rebate continues to offer loans under the guise of a
19 cash rebate program as previously described in paragraph 5 above. The outside of the store
20 continued to identify the business as “Fast Cash Service”. Moreover, a request to purchase just a
21 phone card was met with a response that a phone card cannot be purchased alone; the phone card
22 comes with a contract. The contract described was the agreement noted in paragraph 5 above.

23 7. The cash rebates made by XC Rebate were loans subject to the requirements of the
24 California Finance Lenders Law (California Financial Code §§ 22000 et. seq.) (“CFLL”) because the
25 purpose of the transaction was the extension of credit to the customer.

26 8. Neither XC Rebate nor Robbin have been issued a license by the Commissioner
27 authorizing them to engage in the business of a finance lender under the CFLL.
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9. Neither XC Rebate nor Robbin are exempt from the licensing requirements of California Financial Code section 22100.

By reason of the foregoing, XC Rebate and Robbin have engaged in business as a finance lender without having first obtained a license from the Commissioner in violation of California Financial Code section 22100. Pursuant to California Financial Code section 22712, XC Rebate and Robbin are hereby ordered to desist and refrain from engaging in the business of a finance lender in the State of California without first obtaining a license from the Commissioner, or otherwise being exempt. This Order is necessary, in the public interest, for the protection of consumers and is consistent with the purposes, policies and provisions of the California Finance Lenders Law. This order shall remain in full force and effect until further order of the California Corporations Commissioner.

California Financial Code section 22712 provides in pertinent part:

Whenever, in the opinion of the commissioner, any person is engaged in business as a broker or finance lender, as defined in this division, without a license from the commissioner . . . the commissioner may order that person . . . 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.

Dated: January 3, 2007
Los Angeles, CA

PRESTON DuFAUCHARD
California Corporations Commissioner

By _____
Patricia R. Speight
Special Administrator
California Finance Lenders Law