



**STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCE AND CORPORATE SECURITIES**

**BEFORE THE DIRECTOR OF THE DEPARTMENT
OF CONSUMER AND BUSINESS SERVICES**

**In the Matter of:
Elite Recovery Services, Inc.**

Respondent.

**CA-09-0026
FINAL ORDER REVOKING
REGISTRATION
ENTERED BY DEFAULT**

On or about May 8, 2009, the Director of the Department of Consumer and Business Services for the State of Oregon (hereinafter "the Director") acting by the authority of the Oregon Collection Agency Laws, Oregon Revised Statutes 697.005 to 697.095 and other applicable authority, issued Administrative Order No. CA-09-0026, ORDER REVOKING REGISTRATION AND NOTICE OF RIGHT TO A PUBLIC HEARING (hereinafter "the Proposed Order") against Respondent, Elite Recovery Services, Inc.

On May 12, 2009, Elite Recovery Services, Inc. (hereinafter "Respondent") was duly served with a true copy of the Proposed Order by regular, first-class mail and by certified mail, postage prepaid, addressed to 285 Liberty Street Northeast, Salem, Oregon 97301. On May 14, 2009, Respondent was duly served with a true copy of the Proposed Order by regular, first-class mail and by certified mail, postage prepaid, addressed to: 255 Great Arrow Avenue Second Floor, Suite 15 Buffalo, New York 14207. Green cards from the orders sent by certified mail to both addresses were signed and returned. Respondent has not made a written request for a contested case hearing in this matter and time to do so has expired.



FINDINGS OF FACT

The Director **FINDS** that:

1. Respondent is a foreign business corporation with principal offices located at 255 Great Arrow Avenue, Second Floor, Suite 15, Buffalo, New York 14207. Respondent is registered as an active New York foreign business corporation with the Oregon Secretary of State. Respondent has no Oregon office. The Oregon registered agent for Respondent listed with the Secretary of State is Lexis Document Services Inc., 285 Liberty Street, Northeast, Salem Oregon 97301.

2. Respondent is registered to do business as a collection agency in Oregon having been issued registration number CA 49008. Respondent was first registered with the Division of Finance and Corporate Securities (hereinafter the "Division") as a collection agency on or about September 18, 2003.

3. As part of that application, Respondent provided evidence of a \$15,000 surety bond with International Fidelity Insurance Company (hereinafter "International Fidelity") as the insurer. Coverage was continuous.

4. Respondent's Oregon collection agency registration was last renewed on September 17, 2008 and will expire September 30, 2009.

5. The Division received a notice from International Fidelity on March 2, 2009, that the bond would be cancelled effective 30 days from the receipt of notice.

6. On or about March 3, 2009, a Division Collection Agency Program Specialist attempted to contact Respondent regarding the bond cancellation notice, but the telephone number Respondent provided to the Division had been disconnected.

7. By letter dated March 3, 2009, the Division notified Respondent that it had received notice of impending bond cancellation and inquired whether the current bond would be renewed or a new bond obtained. No response was received.

8. By letter dated March 23, 2009, a second notice of bond cancellation was sent to



1 Respondent. The letter requested Respondent to contact the Division upon receipt of the mailing,
2 and to date, no response has been received.

3 9. To date, Respondent has not provided information or evidence to indicate that the bond
4 was continued or replaced by another bond.

5 CONCLUSIONS OF LAW

6 The Director **CONCLUDES** that:

7 1. Respondent has violated ORS 697.031(2)(a) by failing to continuously maintain in
8 effect, since its initial registration in 2003, a bond or irrevocable letter of credit in the amount of
9 Ten Thousand Dollars (\$10,000).

10 2. Pursuant to ORS 697.039(1)(d), the Director may refuse to issue or renew or may
11 revoke or suspend any registration issued under ORS 697.031 if the Director determines that a
12 person has failed to maintain in effect the bond or irrevocable letter of credit required under ORS
13 697.031.

14 ORDER

15 The Director, pursuant to the authority of the Oregon Collection Agency Laws,
16 including but not limited to ORS 697.039, hereby **ORDERS** that the collection agency
17 registration for Respondent is hereby **REVOKED**.

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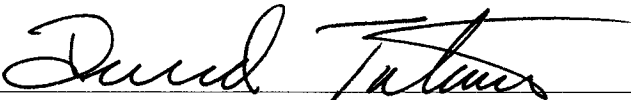
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1 The entry of this Order in no way limits further remedies which may be available to the
2 Director under Oregon law.

3 Dated this 1st day of July 2009 at Salem, Oregon.

4 NUNC PRO TUNC May 8, 2009.

5 CORY STREISINGER, Director
6 Department of Consumer and Business Services

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8 David C. Tatman, Administrator
9 Division of Finance and Corporate Securities

10 NOTICE OF APPEAL RIGHTS

11 You are entitled to seek judicial review of this final order. Judicial review may be
12 obtained by filing a petition for review with the Oregon Court of Appeals in Salem,
13 Oregon within sixty (60) days from the date of service of this final order. Judicial
14 review is pursuant to the provisions of **ORS 183.482**.

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Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
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