



Sales Finance Company Annual Report (Non-NMLS) Calendar Year 2023

General Instructions

- The Annual Report is due at the Department of Financial Services (DFS) by **March 15, 2024**.
- All questions apply to the licensed legal entity as a whole, unless otherwise specified.
- Answer all questions. Type or print your answers legibly. Do not change the questions. State “None” or “Not Applicable” where appropriate.
- Attach an addendum to the report in response to any of the questions if additional space is necessary to provide all requested information.
- Subsequent to the initial submission of the Annual Report, if it is determined that information contained therein is substantially inaccurate, untrue, incorrect or incomplete, whether as a result of an audit, new information or otherwise, a revision must be submitted to the DFS within two weeks of discovery along with a cover letter on company letterhead signed by an authorized executive officer of the Licensee.

Reminder

Certain actions must be reported to the DFS within specified timeframes according to the type of changes contemplated. For example:

- Change of licensed locations - *at least 30 days prior to change* [New York Banking Law (NYBL) Section 494.2]
- Change in members of the governing board, executive officers, and entities and individuals owning 20% or more of the stock of the Licensee - *within 10 days after change* [Superintendent’s Regulations (SR) Part 403.4]
- Change in control – ***prior approval of the Superintendent is required*** [NYBL Section 492-a]
- Reports of any arrest, indictment, or conviction and certain crimes committed against the Licensee - *immediately upon discovery* [SR Parts 403.5 and 300]
- Notice of Cybersecurity Event – *no later than 72 hours from a determination* [Title 23 NYCRR 500.17(a)]
- Annual Certifications of Compliance with DFS’s cybersecurity regulation - *due by April 15th* [Title 23 NYCRR 500.17(b)]

Additionally, Licensees are permitted to conduct regulated activities only at licensed locations. Each additional location that conducts New York-regulated activities requires a separate branch license pursuant to NYBL Section 492.3.

NYS DFS 2023 SALES FINANCE COMPANY ANNUAL REPORT (NON-NMLS)

SCHEDULE A - GENERAL INFORMATION

1. Full legal name of the Licensee:

2. Assumed (or doing business as) names, fictitious names, and any other names used in connection with sales finance business in New York State during the reporting year and at any time since:

3. The Licensee is incorporated/organized as a:

(Type of legal entity such as corporation, limited liability company, partnership, and sole proprietorship)

under the laws of the state of:

4. Complete address and general telephone number of the Licensee’s headquarters:

5. All locations where New York sales finance business was conducted during the reporting year:

Complete Address	Contact	Phone	Email

6a. **Contacts:**

Contact Type	Full Name	Title	Phone	Complete Mailing Address	Email
Primary*					
Secondary					
Billing (Optional)					
Examination (Optional)					

The individual **within the company authorized to coordinate general DFS business and inquiries, and to receive all DFS correspondence:*

8. Briefly describe Licensee’s business model specifying the types of goods and services the Licensee finances (e.g. purchase of retail installment contracts from used car dealers, purchase of retail installment obligations from piano sellers, purchase of distressed assets, etc.):

9. Trade associations in which the Licensee is a member:

10a. Indicate the total dollar volume of credit transaction acquired nationwide during the reporting period.

10b. Indicate the percentage of credit transactions in each category, relative to the total dollar volume of credit transactions acquired nationwide during the reporting period. (The percentages should total 100% unless no credit transactions were acquired.)

Direct assignment from dealer or vendor

Contracts bought from another sales finance company to be held until maturity

Contracts bought from another sales finance company to be securitized

Contracts bought as distressed assets

Other (provide details):

11. List all the Licensee’s banking relationships:

Bank	Account Type*	Branch Address where the Account is Held

* For example: operating account, trust account, line of credit, loan, etc.

12. Is the Licensee (or any of its parent, affiliate or subsidiary companies) licensed, registered or otherwise engaged in the sales finance business **outside of New York State**?

(Yes or No) If "Yes", list the entities and the corresponding states, districts, territories, countries, etc.:

13. Is the Licensee engaged in lines of business other than the sales finance business?

(Yes or No) If "Yes", provide details:

14. Pursuant to SR Part 403.2(a) & (e), the Licensee is required to file with the Superintendent a copy of its forms of finance agreements used by retail sellers in connection with retail installment sales, within three business days after issuance. **Attach** a copy of such forms currently in use, which must indicate the issuance date.
15. Pursuant to SR Part 403.2(b), (c) & (e), the Licensee is required to file with the Superintendent a copy of its charts setting forth rates or amounts for credit service charges, and/or insurance, used in connection with the installment sale of motor vehicles or other goods or services, for the convenience of a retail seller or otherwise, no later than three days after issuance. **Attach** a copy of such charts currently in use, which must indicate the issuance date.
16. Predominant basis used for computing charges: *(Mark one)*

Precomputation

Simple Interest Basis

17. Have any of the following individuals and entities been involved in any of the following listed matters in the reporting year and at any time since?

Individuals and entities:

- The Licensee
- Any of the Licensee’s immediate, intermediate, or ultimate parent, affiliate, and subsidiary companies
- Any of the Licensee’s owners, partners, stockholders with 10% or more of voting stock in the Licensee, members of the governing board, LLC members/managers, and executive officers

Listed matters:

- Felony conviction or guilty plea to felony
- Court proceeding or lawsuit *in which any of the above listed individuals and entities was named a defendant*
- Investigation, civil or criminal
- Judgment
- Monetary penalty
- Regulatory or supervisory action
- Settlement *reached after a lawsuit, claim or court proceeding in which any of the above listed individuals and entities was named a defendant*

(Yes or No)

If "Yes", provide details. In addition, for the reported court proceedings, lawsuits and settlements, *attach* to the report a signed statement from legal counsel on whether the court proceedings, lawsuits and settlements, when aggregated, would materially impact the Licensee’s financial condition and/or ability to meet obligations.

18. Person responsible for completion of this report:

Full Name	Title	Phone	Email
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SCHEDULE B – STATEMENT OF FINANCIAL CONDITION

As of the end of the reporting year

➤ Round to the nearest dollar.

Assets		Inside and outside NYS	NYS Only
1	Consumer loans receivable (gross)		
	Consumer loans receivable (net)		
2	Retail installment paper (gross)		
	Retail installment paper (net)		
3	Commercial loans receivable (gross)		
	Commercial loans receivable (net)		
4	Other loans receivable (gross)		
	Other loans receivable (net)		
	Provide details:		
5	Total Loans (sum of lines 1 through 4 – net amount) *		
6	Cash on hand and in banks		
7	Marketable securities		
8	Accounts receivable		
9	Other short-term assets		
10	Total Loans and Current Assets (sum of lines 5 through 9)		
11	Furniture, fixtures & equipment, and automobiles (less depreciation)		
12	Deferred charges and expenses		
13	Other assets		
	Provide details:		
14	Total Assets (sum of lines 10 through 13)		
Liabilities and Capital		Inside and outside NYS	
15	Accounts payable		
16	Short-term funds borrowed from banks		
17	Short-term funds borrowed from parent company or affiliates		
18	Short-term funds borrowed from other creditors		
19	Other short-term liabilities		
	Provide details:		
20	Total Current Liabilities (sum of lines 15 through 19)		
21	Long-term loans payable		
22	Bonds and debentures		
23	Other liabilities		
	Provide details:		
24	Total Liabilities (sum of lines 20 through 23)		
25	Common stock		
26	Preferred stock		
27	Appropriated surplus, capital reserves, and additional paid in capital		
28	Retained earnings/surplus (from line 11 on Schedule D)		
29	Total Capital (sum of lines 25 through 28)		
30	Total Liabilities and Capital (sum of lines 24 and 29)		

*Total Loans (NYS only) should be equal to total Volume of Schedule H.

SCHEDULE C – STATEMENT OF INCOME AND EXPENSES

Related to Sales Finance Business Only

During the reporting year

- Report consolidated figures inside and outside New York State.
- Round to the nearest dollar.

1	Interest earned	
2	Service charges earned	
3	Deferment charges earned	
4	Cancellation and default charges earned	
5	Total Interest and Charges Earned (sum of lines 1 through 4)	
6	Other income	
	Provide details:	
7	Total Operating Income (sum of lines 5 and 6)	
8	Interest paid:	
	(a) on borrowed funds	
	(b) on bonds and debentures	
	(c) on other liabilities	
9	Provision for loan losses (see below)	
10	Selling, general & administrative expenses	
11	Occupancy and related expenses	
12	Salaries & other benefits	
13	Depreciation of furniture, fixtures & equipment, and automobiles	
14	Auditing	
15	Insurance and fidelity bonds	
16	Legal fees and disbursements	
17	Licensing expenses	
18	Other expenses	
	Provide details:	
19	Total Operating Expenses (sum of lines 8 through 18)	
20	Net Operating Income/Loss (line 7 minus line 19)	
21	Income taxes	
22	Net Income/Loss related to Sales Finance business (line 20 minus line 21)	

Provision for loan losses – Describe the methodology used to determine the provision for loan losses. (Please use an additional page to present the methodology and submit as an attachment.)

SCHEDULE D – RECONCILEMENT OF RETAINED EARNINGS/SURPLUS

During the reporting year

- Report consolidated figures inside and outside New York State.
- Round to the nearest dollar.

1	Beginning Retained Earnings/Surplus*	
2	Net income from Sales Finance business (from line 22 on Schedule C - <i>if income is reported</i>)	
3	Net income from sources other than Sales Finance business (Attach addendum to provide details.)	
4	Other credits to surplus	
	Provide details:	
5	Total Additions (sum of lines 2 through 4)	
6	Net loss from Sales Finance business (from line 22 on Schedule C - <i>if loss is reported</i>)	
7	Net loss from sources other than Sales Finance business (Attach addendum to provide details.)	
8	Dividends paid	
9	Other charges to surplus	
	Provide details:	
10	Total Deductions (sum of lines 6 through 9)	
11	Ending Retained Earnings/Surplus (line 1 plus line 5 minus line 10)	

*should be equal to the prior year's line 11 (ending retained earnings/surplus)

SCHEDULE E - VOLUME OF OPERATIONS

**Sales Finance Accounts (i.e. retail installment contracts, obligations
and credit agreements purchased or otherwise acquired)**

During the reporting year

Month	NYS Loans Only	
	Number of Accounts	Volume (Nearest Dollar)
January		
February		
March		
April		
May		
June		
July		
August		
September		
October		
November		
December		
Annual Total		

SCHEDULE F - SALES FINANCE ACCOUNTS SOLD

During the reporting year (New York State Only)

Purchased By:	Accounts sold with servicing retained by the Licensee		Accounts sold without servicing retained by the Licensee		Total Accounts sold	
	Number	Nearest Dollar	Number	Nearest Dollar	Number	Nearest Dollar
TOTAL						

SCHEDULE G – DELINQUENCIES, DEFAULTS & LOSSES

As of the end of the year

➤ Round to the nearest dollar.

		Inside and Outside NYS ¹			NYS Only ²		
		2023	2022	2021	2023	2022	2021
1	Loans past due 30 days or more and still accruing interest						
2	Loans in nonaccrual status						
3	Loans in Collection (% of total loan balance)	%	%	%	%	%	%
4	Licensee’s definition of Loans in Collection						
5	Default Rate (% of total loan balance)	%	%	%	%	%	%
6	Licensee’s definition of Default						
7	Actual Loan Losses (during the reporting year)						

¹ Report only loans authorized under Article 11B of the New York Banking Law and similar loans in other states.

² Report only loans authorized under Article 11B of the New York Banking Law.

SCHEDULE H - LOAN DATA BY LOCATIONS

As of the end of the reporting year

- *A separate form of Schedule H must be submitted for each location, regardless of whether the location is physically inside or outside New York State.*
- *The total dollar volume of each line of all forms of Schedule H must agree with the same line as reported in the NYS Only column in Schedule B.*
- *For the annual report and assessment purposes, a loan that was originated in New York or to a New York borrower must be included in the annual report as a New York loan regardless of the borrower's subsequent and current residency.*

Complete location address:

Loans	NYS Loans Only	
	Number of Accounts	Volume (Nearest Dollar)
1 Consumer loans receivable (net)		
2 Retail installment paper (net)		
3 Commercial loans receivable (net)		
4 Other loans receivable (net)		
5 Total Loans (sum of lines 1 through 4)		

SCHEDULE I – SUBPRIME LOANS

As of the end of the reporting year

1. Percentage of the Licensee's New York loans (in terms of dollar volume) that were subprime:
_____ %
2. Percentage of the Licensee's loans nationwide (in terms of dollar volume) that were subprime:
_____ %
3. What are the Licensee's criteria for identifying subprime loans (e.g. borrowers with FICO scores of less than 640)?

4. What has been the trend in subprime loans in these loan portfolios over the past five years?

AFFIDAVIT

I, the undersigned, hereby swear (or affirm) that (i) I am an executive officer of the Licensee; (ii) I am authorized to submit the above report (including all addenda and schedules); and (iii) the information contained therein is accurate, true, correct and complete, to the best of my knowledge and belief.

Also, I, the undersigned, hereby swear (or affirm) that I am aware of and have complied with the Reminder section of the report for New York Banking Law and Regulations concerning notices, applications, and certifications, in addition to all other applicable laws and regulations.

Full Name	Title
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Signature	Date
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Subscribed and sworn to before me this date: _____

Full Name of Notary Public	Signature of Notary Public
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Notary Public Number	Date Commission Expires
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County	State
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