

1 **ARIZONA DEPARTMENT OF FINANCIAL INSTITUTIONS**

2 In the Matter of the Money Transmitter License
3 of:

No. 13F-BD011-BNK

4 **AMERICA TRANSFERS, INC.**
5 610 E. Broadway Road, Suite 2
6 Mesa, AZ 85204

CONSENT ORDER

Petitioner.

7 On June 13, 2013, the Arizona Department of Financial Institutions (“Department”) issued an
8 Order to Cease and Desist; Notice of Opportunity For Hearing; Consent to Entry of Order, alleging
9 that Petitioner had violated Arizona law. Wishing to resolve this matter in lieu of an administrative
10 hearing, and without admitting liability, Petitioner consents to the following Findings of Fact and
11 Conclusions of Law, and consent to the entry of the following Order.

12 **FINDINGS OF FACT**

13 1. Petitioner America Transfers, Inc. (“America Transfers”) is a Texas corporation
14 authorized to transact business in Arizona as a money transmitter, license number MT-0904474,
15 within the meaning of A.R.S. § 6-1201, *et seq.* The nature of America Transfers’ business is that of a
16 money transmitter within, the meaning of A.R.S. § 6-1201(11).

17 2. Silvia P. Miranda (“Ms. Miranda”) is the President of America Transfers.

18 3. America Transfers is not exempt from licensure as a money transmitter within the
19 meaning of A.R.S. § 6-1203.

20 4. An examination of America Transfers, conducted by the Department, December 3, 2012
21 through December 5, 2012, revealed that Petitioner:

22 a. Failed to keep adequate records of customers’ identities in either electronic or
23 hardcopy form as required by Title 6, Chapter 12 for each transaction involving the
24 transmission of money in an amount of one thousand dollars (\$1,000.00) or more,
25 including specific occupation information; specifically:

26 (1) Petitioner or its authorized delegates failed to record the customers’ specific

1 current occupation in electronic or hardcopy form; specifically:

2 1. Petitioner is allowing the use of general terms to describe customers'
3 occupations.

4 b. Failed to timely make its books and records available to the Department for
5 inspection and examination at a branch location in Arizona. The requested books and
6 records, and all other official requests of the Department, were, however, supplied
7 and provided by Petitioners to the Department's money transmitter examiners upon a
8 subsequent visit to the Petitioner's corporate address in Irving, Texas. As part of the
9 curative effect of this Consent Order, Ms. Miranda will provide her updated cell
10 phone number to the Department's money transmitter Examiners for the convenience
11 and use of the Examiners and America Transfers.

12 5. Based upon the above findings, the Department issued and served upon Petitioner an
13 Order to Cease and Desist; Notice of Opportunity For Hearing; Consent to Entry of Order ("Cease
14 and Desist Order") on June 3, 2013.

15 6. On June 18, 2013, Petitioner filed a Request For Hearing to appeal the Cease and Desist
16 Order.

17 7. These Findings of Fact shall also serve as Conclusions of Law.

18 **CONCLUSIONS OF LAW**

19 1. Pursuant to A.R.S. § 6-1201, *et seq.*, the Superintendent has the authority and duty to
20 regulate all persons engaged in the money transmitter business and with the enforcement of statutes,
21 rules, and regulations relating to money transmitters.

22 2. By the conduct, set forth above, Petitioner violated the following:

23 a. A.R.S. § 6-1241(E) by failing to keep adequate records of customers' identities in
24 either electronic or hardcopy form as required by Title 6, Chapter 12 for each
25 transaction involving the transmission of money in an amount of one thousand dollars
26 (\$1,000.00) or more, including specific occupation; and

1 President and that, as such, has been authorized by America Transfers, Inc. to consent to the entry of
2 this Order on its behalf.

3 7. Petitioner waives all rights to seek judicial review or otherwise to challenge or contest the
4 validity of this Cease and Desist Order.

5 DATED this 17 day of OCTOBER, 2013.

6
7 By 
8 Silvia P. Miranda, President
9 America Transfers, Inc.

10 ORIGINAL of the foregoing filed this 29th
11 day of October, 2013, in the office of:

12 Lauren W. Kingry
13 Superintendent of Financial Institutions
14 Arizona Department of Financial Institutions
15 Attn: Sabrina Zimmerman
16 2910 N. 44th Street, Suite 310
17 Phoenix, AZ 85018

18 COPY of the foregoing mailed/delivered same date to:

19 Craig A. Raby, Assistant Attorney General
20 Office of the Attorney General
21 1275 West Washington
22 Phoenix, AZ 85007

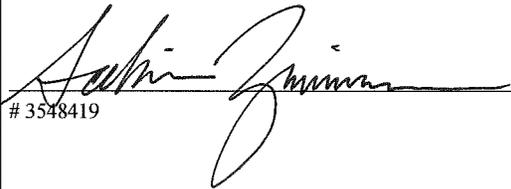
23 Robert D. Charlton, Assistant Superintendent
24 Mark Murphy, Examiner-in-Charge
25 Lola L. Duncan, Senior Examiner
26 Arizona Department of Financial Institutions
2910 N. 44th Street, Suite 310
Phoenix, AZ 85018

AND COPY MAILED SAME DATE by
Certified Mail, Return Receipt Requested, to:

America Transfers, Inc.
c/o Silvia P. Miranda, President
610 E. Broadway Road, Suite 2
Mesa, AZ 85204
Petitioner

1 America Transfers, Inc.
2 c/o Silvia P. Miranda, President
3 3983 North Belt Line Road
4 Irving, TX 75038
5 Petitioner

6 Juan A. Marquez, Esq.
7 Attorney at Law
8 3508 Greenville Avenue, Suite 26
9 Dallas, TX 75206
10 abogado1@gmail.com

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13 # 3548419

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