
*
IN THE MATTER OF: *
*
NIAGARA CREDIT SOLUTIONS, INC. *
NMLS # 954581 *

*
(“Respondent”) *
*

**ORDER REVOKING CONSUMER
COLLECTION AGENCY LICENSE**

I. PRELIMINARY STATEMENT

WHEREAS, the Banking Commissioner (“Commissioner”) is charged with the administration of Part XII of Chapter 669, Sections 36a-800 to 36a-814, inclusive, of the Connecticut General Statutes, “Consumer Collection Agencies”, and the regulations promulgated thereunder, Sections 36a-809-6 to 36a-809-17, inclusive, of the Regulations of Connecticut State Agencies (“Regulations”);

WHEREAS, on January 11, 2021, the Commissioner, acting pursuant to Sections 36a-802(b) and 36a-804(a) and subsections (a) and (b) of Section 36a-51 of the Connecticut General Statutes, issued a Notice of Automatic Suspension, Notice of Intent to Revoke Consumer Collection Agency License and Notice of Right to Hearing (collectively “Notice”) against Respondent, which Notice is incorporated herein by reference;

WHEREAS, on January 13, 2021, the Notice was sent by certified mail, return receipt requested, to Respondent (Certified Mail No. 7019 2970 0000 7891 3043);

WHEREAS, the Notice provided Respondent with the opportunity for a hearing and stated that if a hearing was not requested within fourteen (14) days following receipt of the Notice, the Commissioner

would issue an order revoking Respondent’s license to act as a consumer collection agency in Connecticut from its main office at 1212 Abbott Road, Suite D, Lackawanna, New York;

WHEREAS, on February 10, 2021, the Notice was returned to the Department marked “Returned to Sender – Not Deliverable as Addressed – Unable to Forward”;

WHEREAS, the Notice issued against Respondent was “deemed received by the person on the earlier of the date of actual receipt or seven days after mailing or sending” pursuant to Section 36a-51(a) of the Connecticut General Statutes;

WHEREAS, Respondent failed to request a hearing within the prescribed time period;

WHEREAS, the Commissioner alleged in the Notice, that Respondent’s failure to maintain a surety bond that runs concurrently with the period of its consumer collection agency license constitutes sufficient grounds for the Commissioner to deny an application for such license under Section 36a-802(a) of the Connecticut General Statutes and constitutes sufficient grounds for the Commissioner to revoke Respondent’s license to act as a consumer collection agency in Connecticut from its main office at 1212 Abbott Road, Suite D, Lackawanna, New York, pursuant to Section 36a-804(a) and subsections (a) and (b) of Section 36a-51 of the Connecticut General Statutes;

WHEREAS, Section 36a-51(b) of the Connecticut General Statutes provides, in pertinent part, that “[i]f the licensee does not request a hearing within the time specified in the notice . . . , the commissioner shall . . . revoke . . . the license. No such license shall be . . . revoked except in accordance with the provisions of chapter 54”;

AND WHEREAS, Section 36a-1-31(a) of the Regulations of Connecticut State Agencies provides, in pertinent part, that “[w]hen a party fails to request a hearing within the time specified in the notice, the allegations against the party may be deemed admitted. Without further proceedings or notice to the party, the commissioner shall issue a final decision in accordance with section 4-180 of the Connecticut General Statutes and section 36a-1-52 of the Regulations of Connecticut State Agencies”.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The Commissioner finds that the matters asserted, as set forth in paragraphs 5 through 9, inclusive, of Section II of the Notice shall constitute findings of fact within the meaning of Section 4-180(c) of the Connecticut General Statutes, and that the conclusions as set forth in Section III of the Notice shall constitute conclusions of law within the meaning of Section 4-180(c) of the Connecticut General Statutes and Section 36a-1-52 of the Regulations of Connecticut State Agencies.

2. The Commissioner finds that, pursuant to Section 36a-804(a) and subsections (a) and (b) of Section 36a-51 of the Connecticut General Statutes, sufficient grounds exist to revoke Respondent's license to act as a consumer collection agency in Connecticut from 1212 Abbott Road, Suite D, Lackawanna, New York.

3. The Commissioner finds that the Notice was given in compliance with subsections (a) and (b) of Section 36a-51 and Section 4-177 of the Connecticut General Statutes.

III. ORDER

Having read the record, **I HEREBY ORDER**, pursuant to Section 36a-804(a) and subsections (a) and (b) of Section 36a-51 of the Connecticut General Statutes, that:

1. The license of Niagara Credit Solutions, Inc. to act as a consumer collection agency in Connecticut from 1212 Abbott Road, Suite D, Lackawanna, New York, be and is hereby **REVOKED**; and
2. This Order shall become effective when mailed.

Dated at Hartford, Connecticut,
this 4th day of March 2021.

/s/

Jorge L. Perez
Banking Commissioner

This order was mailed by certified mail, return receipt requested, to Respondent on March 5, 2021.

Niagara Credit Solutions, Inc.
Attention: Kyle Morgan, Compliance Manager
1212 Abbott Rd, Suite D
Lackawanna, NY 14218

Certified Mail No. 7019 2970 0000 7891 2985