

STATE OF NEBRASKA
Department of Banking & Finance

IN THE MATTER OF:)	
)	AMENDMENTS TO
Kearney Cash, Inc.,)	
1600 East 25 th Street,)	CONSENT AGREEMENTS
Kearney, Buffalo County, Nebraska)	

THIS MATTER comes before the Nebraska Department of Banking and Finance (“DEPARTMENT”), by and through its Director, pursuant to its authority under the Delayed Deposit Services Licensing Act, Neb. Rev. Stat. §§ 45-901 to 45-929 (Reissue 2004; Cum. Supp. 2006; Supp. 2007; LB 851, 2008) (“the Act”). Being duly advised and informed in the matter, the Director and Kearney Cash, Inc., 1600 East 25th Street, Kearney, Buffalo County, Nebraska (“KEARNEY CASH”) enter into the following Amendments to Consent Agreements.

FINDINGS OF FACT

1. KEARNEY CASH holds a delayed deposit services business license under the Act. License #1849 was originally granted June 24, 1998, and has been renewed annually on May 1st since that time pursuant to Neb. Rev. Stat. § 45-910 (Cum. Supp. 2006).

2. KEARNEY CASH has entered into two Consent Agreements with the DEPARTMENT with effective dates of August 18, 2008, relating to the September 12, 2006 examination (2006 Exam) and August 25, 2008, relating to the August 15, 2007 examination (2007 Exam). KEARNEY CASH was fined and assessed costs in the aggregate amount of six thousand eight hundred dollars (\$6,800.00) for the 2006 Exam

and two thousand seven hundred dollars (\$2,700.00) for the 2007 Exam representing a total amount of nine thousand five hundred dollars (\$9,500.00).

3. KEARNEY CASH requested in a letter received by the DEPARTMENT on August 28, 2008, that the total amount of the fines and costs be placed on a payment schedule.

4. Good cause having been shown; the Director finds that such request should be approved.

AMENDMENTS TO THE CONSENT AGREEMENTS

The DEPARTMENT and KEARNEY CASH agree to amend the Consent Agreements effective August 18, 2008 and August 25, 2008 as follows:

1. KEARNEY CASH will pay the total amount of fines and costs of nine thousand five hundred dollars (\$9,500.00) in eleven (11) equal monthly payments of eight hundred dollars (\$800.00) and one payment of seven hundred dollars (\$700.00).

2. Payments are to be made as follows:

Payment Due Date	Payment Amount
October 22, 2008	\$800.00
November 19, 2008	\$800.00
December 17, 2008	\$800.00
January 14, 2009	\$800.00
February 11, 2009	\$800.00
March 11, 2009	\$800.00
April 8, 2009	\$800.00
May 6, 2009	\$800.00
June 3, 2009	\$800.00
July 1, 2009	\$800.00
July 29, 2009	\$800.00
August 26, 2009	\$700.00

3. Payments shall be received by the DEPARTMENT on or before the due date and shall be payable in one check or money order for the entire installment amount due. Partial payments of any installment will not be accepted.

4. Late payments will not be accepted without prior written approval from the DEPARTMENT. Any unapproved payment past due will void this Amendment causing the total remaining balance of the fines and costs to become immediately due. Any check that is dishonored by the financial institution it is drawn upon will be deemed as a late payment.

5. In the event KEARNEY CASH fails to comply with any of the provisions of this Amendment, the DEPARTMENT may commence such action regarding KEARNEY CASH as it deems necessary and appropriate in the public interest.

6. KEARNEY CASH, may pay in full the balance of the fines and costs before the last payment becomes due on August 26, 2009.

7. If, at the time of licensing renewal, KEARNEY CASH has not paid the balance of the fines and costs in full a provisional license may be issued until all fines and costs are paid in full.

8. If, at any time, the DEPARTMENT determines KEARNEY CASH has committed any other violations of the Act, the DEPARTMENT may take any action available to it under the Act.

9. All other provisions of the August 18, 2008 and August 25, 2008 Consent Agreements remain in full force and effect.

10. The effective date of this Consent Agreement will be the date of the Director's signature.

DATED this 23 day of October, 2008.

KEARNEY CASH, INC.

By: 

Steve Andrews, President

1600 East 25th Street
Kearney, NE 68847
(308) 234-4440

DATED this 24th day of October, 2008.

**STATE OF NEBRASKA
DEPARTMENT OF BANKING AND FINANCE**

By: 

John Munn, Director

Commerce Court, Suite 400
1230 "O" Street
Lincoln, Nebraska 68508
(402) 471-2171