



RHODE ISLAND DEBT COLLECTOR REGISTRATION - FORM DCU1

Who is required to register?

Any company or person who in Rhode Island engages in the business of: a debt collector; solicits the right to collect or receive payment for another of an account, bill or other indebtedness; or advertises for or solicits in print the right to collect or receive payment for another of an account, bill or other indebtedness.

Who does not need to register?

Any company or person who:

- (a) Is the servicor of a debt secured by a mortgage to the extent that the mortgage debt the was not in default when first serviced; or
- (b) Is a debt collector located out of this state; provided that the debt collector:
 - (1) Is collecting debts on behalf of an out-of-state creditor for a debt that was incurred out-of-state; *and*
 - (2) Only collects debts in this state using interstate communication methods, including telephone, facsimile, or mail.
- (c) Is a regulated institution as defined under R. I. Gen. Laws § 19-1-1, national banking association, federal savings bank, federal savings and loan association, federal credit union, or any bank, trust company, savings bank, savings and loan association or credit union organized under the laws of this state, or any other state of the United States, or any subsidiary of the above; but except as provided herein, this section shall apply to a subsidiary or affiliate, as defined by the director, of an exempted entity and of a bank holding company established in accordance with state or federal law.

What are the pre-requisites for registration?

Net worth: Positive as determined in accordance with Generally Accepted Accounting Principals

What is the fee for registration?

Fee: E-mail filers: \$200 plus \$200 for each additional location for a three (3) year period payable by check

(Payable to "General Treasurer, State of Rhode Island)

Electronic filers: \$210 plus \$210 for each additional location for a three (3) year period payable by credit card

(Visa, MasterCard, Discover, American Express)

(<u>ALL FEES ARE NON REFUNDABLE</u>)

WHO TO CONTACT – Contact the Division of Banking licensing staff by phone at (401) 462-9503 or send your questions via e-mail to bankinquiry@dbr.ri.gov for additional assistance.

NON-EXEMPT DEBT COLLECTORS ARE NOT AUTHORIZED TO ENGAGE IN DEBT COLLECTIONS IN THE STATE OF RHODE ISLAND UNTIL REGISTERED WITH THE DEPARTMENT OF BUSINESS REGULATION DIVISION OF BANKING

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RHODE ISLAND DEBT COLLECTOR REGISTRATION - FORM DCU1

A. GENERAL INSTRUCTIONS

- 1. **FILING** Form DCU1 is the Uniform Debt Collectors Form Business Application.
- 2. **TERMS USED** See the following Explanation of Terms section regarding italicized words/phrases.
- 3. **EXECUTION** An authorized representative of the Applicant must complete the execution section.
- 4. **DATES** The filing date is the date *Applicant* submits this form electronically via www.dbr.ri.gov or as a PDF attachment via e-mail bankinquiry@dbr.ri.gov (enter Debt Collector Registration in the Subject Line) to the Division of Banking.
- 5. **AMENDMENTS** The *Applicant* must update information by submitting via www.dbr.ri.gov or as a PDF attachment via e-mail bankinquiry@dbr.ri.gov (enter Debt Collector Registration in the Subject Line) using Form DCU1. Applicant must identify and complete the item(s) being amended as well as the name of the Applicant and license/registration number where applicable.
- 6. **CONTACT EMPLOYEE** The individual listed as the contact employee must be authorized to receive all compliance and licensing information, communications, and mailings, and be responsible for disseminating it within the *Applicant's* organization.
- 7. **SURRENDER** / **CANCEL** When an *Applicant* decides to cease operations under the license/registration, use the Form DCU1 to notify the Division of Banking via www.dbr.ri.gov or as a PDF attachment via e-mail bankinguiry@dbr.ri.gov (enter Debt Collector Registration in the Subject Line) by checking the "Surrender/Cancel" box and completing only items 1A, 2(B), 2(D) and 3 (indicate Rhode Island as the jurisdiction in which Applicant is ceasing operations). Send the original license/registration document (if any was issued) to the Division of Banking.

B. FILING INSTRUCTIONS

1. FORMAT

- A. Submit a fully completed Form DCU1 to the Division of Banking via www.dbr.ri.gov or as a PDF attachment via e-mail bankinguiry@dbr.ri.gov (enter Debt Collector Registration in the Subject Line) when the Applicant is filing for the first time.
- B. Use only the current version of Form DCU1 and its Schedules.
- C. All information must be typed.
- 2. **ATTACHMENTS** Provide the following:
 - A. File Schedule A with initial applications and to update information as needed.
 - B. Provide the information contained in Item 2(A) for the registered agent for service of legal process who is located within the State of Rhode Island.

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C. Fees:

(i) *E-mail Filing:* \$200 per application plus \$200 for each additional location. All payments are by check payable to "General Treasurer, State of Rhode Island".

(ii) *Electronic Filing:* \$210 per application plus \$210 for each additional location. Payment by credit card. (VISA, MASTERCARD, DISCOVER, AMERICAN EXPRESS)

(iii) *Term*: Fee is for a three year period ending December 31st. The initial term is therefore extended for the fraction of a year for *Applicants* who file prior to December 31st.

(ALL FEES ARE NON REFUNDABLE)

C. **EXPLANATION OF TERMS** – The following terms are *italicized* throughout Form DCU1

1. **GENERAL**

- A. **APPLICANT** The debt collector applying or amending information on this form. The only instance in which the *Applicant* is an individual is in the case of a sole proprietorship.
- B. **CONTROL** The power, directly or indirectly, to direct the management or policies of a company, whether through ownership of securities, by contract, or otherwise. Any *person* that (i) is a director, general partner or executive officer; (ii) directly or indirectly has the right to vote 10% or more of a class of a voting security or has the power to sell or direct the sale of 10% or more of a class of voting securities; (iii) in the case of an LLC, Managing Member; or (iv) in the case of a partnership, has the right to receive upon dissolution, or has contributed, 10% or more of the capital, is presumed to *control* that company.
- C. **CONTROL PERSON** An individual (natural person) named in Item 1A or in Schedule A.
- D. **JURISDICTION** A state, the District of Columbia, the Commonwealth of Puerto Rico, or any subdivision or regulatory body thereof.
- E. **PERSON** An individual, partnership, corporation, trust, LLC or other organization.

2. FOR THE PURPOSE OF ITEM 9

- A. **CHARGED** Being accused of a crime in a formal complaint, information, or indictment (or equivalent formal charge).
- B. **CONTROL AFFILIATE** A partnership, corporation, trust, LLC, or other organization that directly or indirectly *controls*, or is *controlled* by, the *Applicant*.
- C. **ENJOINED** Includes being subject to a mandatory injunction, prohibitory injunction, preliminary injunction, or a temporary restraining *order*.
- D. **FELONY** For *jurisdictions* that do not differentiate between a *felony* and a *misdemeanor*, a *felony* is an offense punishable by a sentence of at least one-year imprisonment and/or a fine of at least \$1,000. The term also includes a general court martial.
- E. **FINANCIAL SERVICES OR FINANCIAL SERVICES RELATED** Pertaining to securities, commodities, banking, insurance, consumer lending, or real estate (including, but not limited to; acting as or being associated with a bank or savings association, credit union, mortgage lender, mortgage broker, real estate sales person or agent, closing agent, title company, or escrow agent).

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- F. **FOREIGN FINANCIAL REGULATORY AUTHORITY** Includes (1) a *financial services* authority of a foreign country; (2) other governmental body empowered by a foreign government to administer or enforce its laws relating to the regulation of *financial services* or *financial services-related* activities; and (3) a foreign membership organization, a function of which is to regulate the participation of its members in *financial services* activities listed above.
- G. **FOUND** Includes adverse final actions, including consent decrees in which the respondent has neither admitted nor denied the findings, but does not include agreements, deficiency letters, examination reports, memoranda of understanding, letters of caution, admonishments, and similar informal resolutions of matters.
- H. **INVOLVED** Doing an act or omission or aiding, abetting, counseling, commanding, inducing, conspiring with or failing to reasonably supervise another in doing an act or omission.
- I. **MISDEMEANOR** For *jurisdictions* that do not differentiate between a *felony* and a *misdemeanor*, a *misdemeanor* is an offense punishable by a sentence of less than one-year imprisonment and/or a fine of less than \$1,000. The term also includes a special court martial.
- J. ORDER A written directive issued pursuant to statutory authority and procedures, including orders of denial, suspension, or revocation; does not include special stipulations, undertakings or agreements relating to payments, limitations on activity or other restrictions unless they are included in an order.
- K. PROCEEDING Includes a formal administrative or civil action initiated by a governmental agency, self-regulatory organization or a foreign financial regulatory authority; a felony criminal indictment or information (or equivalent formal charge); or a misdemeanor criminal information (or equivalent formal charge). The term does not include other civil litigation, investigations, or arrests or similar charges affected in the absence of a formal criminal indictment or information (or equivalent formal charge).

THE FORMS ON THE FOLLOWING PAGES (5 THROUGH 10) ARE FOR E-MAIL FILERS ONLY

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FORM DCU1

UNIFORM DEBT COLLECTOR FORM

DCU1		ı	Date of fil	ing (MM/	/DD/YYYY):					_
Registration N	lumber (for am	endments o	nlv). #							
	PLICATION			To ame	end identify	/ item(s) being amend	ed \square	SURR	ENDER/CANCEL
1.	2.0711011		DIVIE I TI	70 47770	ria, raoriai)	ποιτησ	, some amone	<u> </u>	, coru	
(A) Full na	ame of <i>Applical</i> proprietors prov		t, and full	middle	name)	(B)		er Identificatio urity Number is		er d for sole proprietorship)
. , . ,	ame under whi									
	ist any other na ill be used (Use					or will c	onduct busines	ss and the <i>juri</i>	sdiction	(s) in which they are or
	ame				sdiction	2.	Name			<i>Jurisdiction</i>
3. Na	ame			Juris	sdiction	4.	Name			Jurisdiction
□ / Ente	amendments Applicant name er the old name to business (trace	e (1A) or e above and	business new <i>App</i>	name (1 <i>olicant</i> na	1C1)? ame here _					ame change is of the or
(E) Maii	n address: (Do	not use a P	.O. Box)							
Nur	mber & Street		City				State / Provi	ince & Country	У	Zip+4 / Postal Code
(F) Mail	ling address, if	different fro	m Main a	ddress:						
PO	Box or Number	r & Street	City				State / Provi	ince & Country	<u>y</u>	Zip+4 / Postal Code
(G) Tele	ephone Numbe	rs and Web	site:							
<u>(</u> Bus) - iness Phone	_ ext	<u>(</u>) Fax L	 ine			Website addre	ess	e-m	nail address (optional)
	cate legal statu Corporation Partnership	s of <i>Applica</i>	☐ Sc	ole Propri mited Lia	ietorship Ibility Compa	nny	☐ Other	(specify)		
Арр	olicant's fiscal y	ear end (MN	M/DD):					_		
	ther than a sol orporated, wher								us (i.e.,	state or country where
	e/Province & Coplicant is a pub			on, plea	ase insert s	tock svi		formation (MI	M/DD/Y`	YYY):
EXECUTION:	The undersigned	, being first d	uly sworn,	deposes	and says th			his form on beh	alf of, and	d with the authority of,
	said <i>Applicant</i> an information and	•			•	bits atta	ched hereto, and	d other informat	tion filed	herewith, all of which are
(2) To the ex (3) That the j	art hereof, are cu tent any informat iurisdiction(s) to v plicant for purpos	tion previously which an appl	y submitted ication is b	d is not a being sub	mitted may					e law, into the background
(4) To keep t	he information co accurate books a	ontained in th	is form cur	rent and	to file accura					ess for which the Applicant
							Ву			
	Dat	te (MM/DD/Y	Y Y Y)	Signature	e of <i>Applica</i> i	nt's repre	esentative	Print Applica	ant's repi	esentative name
Notary Seal H	ere on	this			at					
		Date M	onth	Year	State Co	ounty		Notary Public	Signatur	re
							_			
		This o	execut	<u>ion m</u>	ust alwa	ays b	No e complete		ent Expire	es (MM/DD/YYYY)

Applicant full legal name:	

2. Co	ntact employ	ee informa	ation and verbiage).;					
(A)	Registered	Agent:							
	Name and	Γitle	<u>(</u>) Busine	ess Phone	ext			e-mail addres	s
	PO Box or N	Number &	Street City			State / F	Province & Country	Zip+4 / Postal	Code
(B)) Contact Em	ployee:							
	Name and	Γitle	(<u>)</u> Busin	ess Phone	ext	(<u>)</u> Fax Line	 9	e-mail addres	s
	PO Box or N	Number &	Street City			State / F	Province & Country	Zip+4 / Postal	Code
(C			Employee informa	tion:			· · · · · · · · · · · · · · · · · · ·		
	Name and	Γitle	(<u>)</u> Busine	 ess Phone	ext			e-mail addres	<u>s</u>
	PO Box or N	Number &	Street City	-		State / F	Province & Country	Zip+4 / Postal	Code
(D)			tion requirements.				<i>licant</i> will be kept. Con	sult each <i>jurisdic</i>	tion for
	Records Cu	ıstodian Na	ame Busin	ess Phone	ext	(<u>)</u> Fax Line	e /	e-mail addres	s
	Number & Street		City	City		State / F	Province & Country	Zip+4 / Postal	Code
3.	Enter "1" if A Enter "2" if A Enter "3" if A Enter "4" if A	Applicant is Applicant h Applicant is Applicant is	aber in the box(es) s newly applying as a pending app s already license s surrendering/ca vas formerly lice	in that <i>jurisdi</i> olication in th d/registered anceling in th	ction hat jurisdiction in that jurisdic hat jurisdiction	ction			1
Alabama			Illinois		Nebraska		South Caroli	na	
Alaska			Indiana		Nevada		South Dakot		
Arizona			owa		New Hamps	hire	Tennessee	<u> </u>	
Arkansas			Kansas		New Jersey		Texas		
California			Kentucky		New Mexico		Utah		
Colorado		1	Louisiana		New York		Vermont		
Connectic	ut	ı	Maine		North Caroli	na	Virginia		
Delaware		N	Maryland		North Dakot	a	Washington		
District of (Columbia	1	Massachusetts		Ohio		West Virginia	э	
Florida			Michigan		Oklahoma		Wisconsin		
Georgia		N	/linnesota		Oregon		Wyoming		
Guam		N	/lississippi		Pennsylvania	à			
Hawaii		ı	Missouri		Puerto Rico				
Idaho		N	/lontana		Rhode Islan	d			

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			YES					
4.	Check type(s) of debt collecting related business engaged in (or to be engaged in, if not yet active) by Application	nt.						
	(A) First mortgage loan collections							
	(B) Second mortgage loan collections							
	(C) Home equity loans collections, including lines of credit							
	(D) Reverse mortgage loan collections							
	(E) Automobile loan collections							
	(F) Other		-					
5.	LEGAL AUTHORITY ATTESTATION.	YES						
	In all <i>jurisdictions</i> that apply, <i>Applicant</i> affirms/attests that the <i>Applicant</i> is in good standing with each <i>jurisdiction</i> 's Secretary of State's office, or other applicable agencies. (<i>Not applicable to Sole Proprietors</i>)							
6.	REPORTING ATTESTATION.	YES						
	In all <i>jurisdictions</i> that apply, <i>Applicant</i> affirms/attests that authorized individual(s) of the <i>Applicant</i> will complete such requirements within the timeframe mandated by the <i>jurisdictions</i> in which the company is licensed and/or registered.							
7.	FINANCIAL RESPONSIBILITY ATTESTATION.	YES						
	In all <i>jurisdictions</i> that apply, <i>Applicant</i> affirms/attests that the <i>Applicant</i> is financially solvent with positive net worth calculated in accordance with Generally Accepted Accounting Principles .							
8.	ADDITIONAL LOCATIONS.	YES	NO					
	Does or Will the <i>Applicant</i> conduct Rhode Island debt collecting activity from any locations other than the main address entered in 1(E)? If YES, complete the following for each additional location.							
	Full name of Applicant							
	Street							
	City							
	State/Province							
	Country							
	·							
	Zip Code (This section (8) may be duplicated as needed)							

Applicant full legal name:

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c n to	the answer to any of the following is "YES", separately provide to the Division of Banking via e-mail (bankinguiry) complete details of all events or proceedings in an attachment, including as applicable; name and location of court, umber, and status and summary of event or proceeding; copies of applicable charge(s), order(s), and/or consent agree to the explanation of terms section of the form DCU1 instructions for explanations of italicized terms. Remember to nese disclosures as needed.	, docket ement(s)	or case . Refer
	Criminal Disclosure	YES	NO
(A)	Has the Applicant, a control person of the Applicant, or a control affiliate ever:	,	
	(1) been convicted of or pled guilty or nolo contendere ("no contest") in a domestic, foreign, or military court to any		
	felony?	_	
	(2) been charged with any felony?		
(B)	In the past ten years has the Applicant, a control person of the Applicant, or a control affiliate:	,	
	(1) been convicted of or pled guilty or nolo contendere ("no contest") in a domestic, foreign, or military court to a misdemeanor involving: financial services or a financial services-related business; any fraud, false statements, or omissions; any theft or wrongful taking of property; bribery; perjury; forgery; counterfeiting; extortion; or a conspiracy to commit any of these offenses?		
	(2) been charged with a misdemeanor specified in 9(B)(1)?		
	Regulatory Action Disclosure		
(C)	In the past ten years, has any State or federal regulatory agency or foreign financial regulatory authority:		
	(1) found the Applicant a control person of the Applicant, or a control affiliate to have made a false statement or omission or been dishonest, unfair or unethical?		
	(2) found the Applicant a control person of the Applicant, or a control affiliate to have been involved in a violation of a financial services-related regulation(s) or statute(s)?		
	(3) found the Applicant a control person of the Applicant, or a control affiliate to have been a cause of a financial services-related business having its authorization to do business denied, suspended, revoked or restricted?		
	(4) entered an order against the Applicant a control person of the Applicant, or a control affiliate in connection with a financial services-related activity?		
	(5) denied, suspended, or revoked the <i>Applicant's a control person</i> of the <i>Applicant</i> , or a <i>control affiliate's</i> registration or license or otherwise, by <i>order</i> , prevented it from associating with a <i>financial services-related</i> business or restricted its activities?		
(D)	Has the <i>Applicant's, a control person</i> of the <i>Applicant's</i> , or a <i>control affiliate's</i> authorization to act as an attorney, accountant, or State or federal contractor ever been revoked or suspended?		
(E)	Is the Applicant, a control person of the Applicant, or a control affiliate now the subject of any regulatory proceeding that could result in a "yes" answer to any part of 9(C)?		
	Civil Judicial Disclosure		
(F)	(1) Has any domestic or foreign court:	,	
	(a) in the past ten years enjoined the Applicant a control person of the Applicant ,or a control affiliate in connection with any financial services-related activity?		
	(b) in the past ten years found the Applicant a control person of the Applicant, or a control affiliate to be in violation of any financial services-related statute(s) or regulation(s)?		
	(c) in the past ten years dismissed, pursuant to a settlement agreement, a financial services-related civil action brought against the Applicant a control person of the Applicant or control affiliate by a State or foreign financial regulatory authority?		
	(2) Is the Applicant a control person of the Applicant ,or a control affiliate named in any pending financial services-related civil action that could result in a "yes" answer to any part of 9(F)(1)?		
	Financial Disclosure		
(G)	In the past ten years has the <i>Applicant</i> , a control person of the <i>Applicant</i> , or a control affiliate been the subject of a bankruptcy petition?		
(H)	Has a bonding company ever denied, paid out on, or revoked a bond for the <i>Applicant, a control person</i> of the <i>Applicant,</i> or a <i>control affiliate</i> ?		
(I)	Does the Applicant have any unsatisfied judgments or liens against it?		

Applicant full legal name:

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Schedule A DIRECT OWNERS AND EXECUTIVE OFFICERS			Applicant full legal name: Date of filing (MM/DD/YYYY):							
1.		e Schedule A only in r		provide information on the direct owners and executive officers of the <i>Applicant</i>						
2.	List	below the names of:								
	(a) (b) (c)	Legal Officer, Chief each control persol in the case of an A of the Applicant, un Direct owners inclu	f Compliance Officer, In n pplicant that is a corpo nless the Applicant is a nde any person that on	ent, Chief Executive Office Director, and individuals wo pration, each shareholder a publicly traded company wns, beneficially owns, ha	vith similar statu that directly ow ; is the right to v	us or function vns 10% or vote, or has	ons; more of a class of the power to sell of	a voting security		
		beneficially owns a spouse, sibling, mo	any securities (i) owr other-in-law, father-in- r (ii) that he/she has th	a voting security of the Aned by his/her child, step- law, son-in-law, daughten he right to acquire, within the	child, grandch r-in-law, brothe	ild, parent, er-in-law, or	stepparent, grand sister-in-law, sha	dparent, ring the		
	(d)			nership, all general partneributed, 10% or more of th			special partners th	that have the right		
	(e)	in the case of a tru	ust that directly owns	10% or more of a class	of a voting sec	curity of the				
	(f)	in the case of an A	lution, or have contributed, 10% or more of the <i>Applicant's</i> capital, the trust and each trustee; and <i>Applicant</i> that is a Limited Liability Company ("LLC"), (i) those members that have the right to receive contributed, 10% or more of the LLC's capital, and (ii) if managed by elected managers, all expressions are contributed.							
 Complete the "Title or Status" column by entering board/management titles; status as a partner, trustee, sole shareholder; and for shareholders, the class of securities owned (if more than one is issued). 						le proprietor, or				
4.	(a) (b)	the <i>person</i> does n partners, and trus	ot have <i>control</i> . Not stees would be "cont	es" if the <i>person</i> has "core that under this definition frol persons". In a publicly traded co	n, most exec i	utive office	ers and all 10% o	owners, general		
(Inc	lividua	FULL LEGAL N ls: Last Name, First N		Title or Status	% Ownership	Control Person (yes/no)	Publicly Traded (symbol or n/a)	Company's IRS Tax # or Employer ID		

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Applicant full legal name:

RHODE ISLAND DEBT COLLECTOR REGISTRATION - FORM DCU1

PAYMENT SCHEDULE	A COPY OF THIS SCHEDULE MUST ACCOMPANY YOUR PAYMENT						
Main Office	Number of Additional Offices	Total Locations (Column 1 + Column 2)	Fee per Office	Total Fee (Col 3 x Column 4)			
1			\$200	\$			

Contact	Employee:
Comaci	Emblovee.

Name and Title	()ext Business Phone		e-mail address
		/	<u> </u>
PO Box or Number & Street	City	State / Province & Country	Zip+4 / Postal Code

Check must be payable to: "General Treasurer, State of Rhode Island"

Make a copy of this Completed Page and mail the Original Completed Page with your check to:

State of Rhode Island
Department of Business Regulation
Division of Banking
1511 Pontiac Avenue
Building 68-2
Cranston, RI 02920-4407
Telephone: (401) 462-9503

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