

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT
INGHAM COUNTY

BILL SCHUETTE, ATTORNEY GENERAL
OF THE STATE OF MICHIGAN, *ex rel*
The People of the State of Michigan,

No. 16- 30-CP

Plaintiff,

HON. WILLIAM E. COLLETTE

LIQUIDATION, LLC; also doing business as:
VEHICLE LIQUIDATION LLC, AUTOLOANS, LLC;
AUTO LOANS, LLC; CAR LOAN, LLC;
SOVEREIGN LENDING SOLUTIONS, LLC;
SOVEREIGN LENDING, LLC,
MANAGEMENT SOLUTIONS, LLC;
LOAN SERVICING SOLUTIONS, LLC; and
WILLIAM MCKIBBIN, III, INDIVIDUALLY;
MARK EDWARD WEINER, INDIVIDUALLY, *et al.*

Defendants.

FIRST AMENDED PRELIMINARY INJUNCTION

At a session of said Court held in the City of Mason,
Ingham County, Michigan this 16th day of March, 2016.

PRESENT: HONORABLE WILLIAM E. COLLETTE, Circuit Judge

This cause having come to be heard on Plaintiff's Motion to Amend the January 27, 2016 Preliminary Injunction to include provision for release of vehicles repossessed on Defendants' behalf to their Michigan consumer owners by entities or persons with possession, and having been considered, together with the other pleadings and argument of counsel, and the Court being fully informed;

The Court finds that Plaintiff's request for a First Amended Preliminary Injunction should be granted for the following reasons:

- (a) There is good cause to believe that Defendants, who claim an offshore business address in the Cook Islands, are actively collecting on and receiving illegal interest loan payments from Michigan consumers; who in turn are incurring immediate, ongoing, uncollectible and therefore irreparable, financial loss.
- (b) There is good cause to believe that Michigan consumers are suffering immediate and permanent vehicle loss through Defendants' repossession and resale of vehicles pledged as security for loans with illegal interest rates.
- (c) There is good cause to believe that Defendants have utilized the services of unsuspecting Michigan businesses to effect vehicle repossession and resale via auction; who upon notice, are then placed in an untenable and uncertain legal position regarding appropriate further disposition of such vehicles.
- (d) There is good cause to believe that Michigan consumers are being wrongfully denied ongoing possession and use of their vehicles while the vehicle remains on the business premises of unsuspecting Michigan companies following repossession in collection of illegal loan interest charges at Defendants' direction.
- (e) There is good cause to believe that Defendants have and continue to receive and enforce collection on loans that uniformly charge triple-digit interest rates in violation of Michigan lending and debt collection laws; and that Plaintiff is therefore likely to prevail on the merits of this action.
- (f) There is good cause to believe that Defendants have engaged and are likely to continue to engage in conduct that violates Michigan lending and debt collection laws by receipt and collection actions to enforce usurious interest payments from Michigan residents, who have no realistic recourse for recovery against Defendants; and that the entry of this preliminary injunction is in the public interest and that no private interest of Defendants outweighs the public interest.

IT IS HEREBY ORDERED that Plaintiff's Motion is GRANTED, and the January 27, 2016 Preliminary Injunction restraining and enjoining Defendant

Liquidation, LLC, also doing business as Vehicle Liquidation LLC, AutoLoans, LLC, Auto Loans, LLC, Car Loan, LLC, Sovereign Lending Solutions, LLC, Sovereign Lending, LLC, and Management Solutions, LLC, *et al.*, and their officers, agents, employees, attorneys, and those persons in active concert or participation with Defendants or acting under Defendants' direction who receive actual notice of this Order by personal service or otherwise from any collection actions on loans extended by Defendants to a Michigan resident until further order of the Court, including:

- (a) Any action to repossess, transport, take title to, auction, or sell a vehicle pledged as security for repayment of such loan;
- (b) Asserting a security interest in any vehicle allegedly pledged as security for repayment of such loan by filing title lien or otherwise;
- (c) Accepting, collecting, or attempting to collect loan interest payments from any Michigan consumer;
- (d) Making or servicing any loan to persons who reside in Michigan

IS AMENDED to include that:

IT IS FURTHER ORDERED that persons or entities holding a motor vehicle pursuant to repossession, transport or other action in participation with or at the direction of Defendants with actual notice of this Order shall release said vehicle to a current Michigan consumer owner who granted a security interest to Defendants. The consumer must provide proof of such ownership status, by vehicle registration or other documentation associating the vehicle's identification number (VIN) with the consumer, and proof of the consumer's identity by drivers' license or other photo ID, upon request of the custodian in possession of the vehicle.

This Order is exempt from security because security is not required of the State,
MCR 3.310(D)(2).

Dated this 16th day of March, 2016.

WILLIAM E. COLLETTE
Honorable WILLIAM E. COLLETTE
Ingham County Circuit Court Judge