

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF BANKING
SPRINGFIELD, ILLINOIS

_____)	
In the Matter of:)	
)	
INTUIT INC.)	ORDER ASSESSING
)	A CIVIL MONETARY
2632 Marine Way)	PENALTY
Mountain View, CA 94043)	
)	2006-DB-05
_____)	

ORDER ASSESSING A CIVIL MONETARY PENALTY

The Secretary of the Department of Financial and Professional Regulation, (the “Secretary”), by and through his delegated representative, hereby issues to Intuit Inc., 2632 Marine Way, Mountain View, CA this ORDER ASSESSING A CIVIL MONETARY PENALTY (“Order”). This Order is authorized and issued pursuant to the provisions of Section 30(b) of the Check Printer and Check Number Act, [205 ILCS 690/1] (the “Act”).

FINDINGS OF FACT

The Secretary makes the following Findings of Fact:

1. Intuit Inc. is a business entity located at 2632 Marine Way, Mountain View, CA;
2. From on or about January 1, 2002 through the date of this Order, Intuit Inc. has conducted business in the state of Illinois as a seller of checks that may be drawn against funds held by an Illinois financial institution in a consumer deposit account;

3. That Section 20 of the Act provides, inter alia, that a person, other than a financial institution, who sells or distributes checks that may be drawn against funds held by a financial institution in a consumer deposit account shall register with the Division of Banking within 30 days of commencement of doing business in the state of Illinois and annually thereafter;
4. That on or about March 6, 2001, Intuit Inc. registered with the Division of Banking as a seller of checks as required pursuant to Section 20 of the Act;
5. That Intuit Inc. has failed to register with the Division of Banking on an annual basis as required pursuant to Section 20 of the Act for the annual registration periods comprising the years 2002, 2003, and 2004;
6. That Section 30 of the Act, authorizes the Division of Banking to assess a Civil Monetary Penalty in an amount of not more than \$10,000 per violation of the Act or any rules promulgated thereunder;
7. That Intuit Inc.'s failure to register on an annual basis for the registration periods comprising the years 2002, 2003 and 2004 constitutes separate and distinct violations of Section 20 of the Act; and
8. The entry of this Order is appropriate to administer the provisions of the Act.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Secretary makes the following CONCLUSIONS:

1. That Intuit Inc. has conducted business in a manner that constitutes separate and distinct violations of Section 20 of the Act; and
2. The entry of this Order is appropriate to administer the provisions of the Act.

NOW THEREFORE IT IS HEREBY ORDERED:

1. Intuit Inc. shall be assessed a Civil Monetary Penalty in an amount of \$1000.00 pursuant to Section 30(b) of the Act;
2. The civil monetary penalty in the amount of \$1000.00 shall be paid no later than sixty (60) days after service of this order upon Intuit Inc.; and

3. The civil monetary penalty in the amount of \$1000.00 shall be paid by means of a certified check or money order made payable to the Illinois Department of Financial and Professional Regulation, Division of Banking.

ORDERED THIS TWENTY-SECOND DAY OF FEBRUARY, 2006.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois;
DEAN MARTINEZ, ACTING SECRETARY

DIVISION OF BANKING
D. Lorenzo Padron
Director

By:

Scott D. Clarke
Assistant Director

You are hereby notified that this Order is an administrative decision. Pursuant to 38 Ill. Adm. Code, Section 392, any party may file a request for a hearing on an administrative decision. The request for a hearing shall be filed within 10 days after the receipt of an administrative decision. A hearing shall be held within 30 days after the receipt by the Secretary of a request for a hearing. Absent a request for a hearing, this Order shall constitute a final administrative Order subject to the Administrative Review Law [735 ILCS 5/3-10 1 *et seq.*].