



## FAIR LENDING PLAN

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### INTRODUCTION

It is the policy of gotoPremiumFinance.com, LLC (hereinafter "GOTOPF") to treat all applicants and borrowers on a consistent and equal basis and in compliance with fair lending laws during the entire loan process. Our employees offer assistance and services in a balanced and consistent manner during the performance of their jobs to all applicants and borrowers. We are committed to implementing policies that ensure compliance with all fair lending laws, including New York Executive Law § 296-a and to informing its employees of such commitments.

### OVERVIEW

The language describing fair lending is contained in several federal and state laws. The purpose of these laws is to ensure that fair and equal treatment is provided to individuals seeking sales financing.

The federal Equal Credit Opportunity Act (ECOA) (15 U.S.C. §§ 1691 et seq.) and its implementing regulation, Regulation B (12 C.F.R. Part 202), prohibit discrimination in any aspect of a credit transaction. The prohibited categories of discrimination under the ECOA are: race; religion; national origin; sex; marital status; age (provided that the applicant has the capacity to enter a binding contract); the applicant's receipt of income through a public assistance program; and the good faith exercise of the applicant of a right under the federal Consumer Credit Protection Act (15 U.S.C. §§ 1601 et seq.).

Various state laws also govern fair lending, including New York Executive Law § 296-a, which makes it an unlawful discriminatory practice for any creditor to discriminate on the basis of race, creed, color, national origin, age, sex, marital status, disability, sexual orientation, or military status; to use any form of application for credit or use or make any record or inquiry which expresses, directly or indirectly, any limitation, specification, or discrimination as to a prohibited class or category; to make any inquiry of an applicant concerning his or her capacity to reproduce, or his or her use or advocacy of any form of birth control or family planning; to refuse to consider sources of an applicant's income or to subject an applicant's income to discounting, in whole or in part, because of a prohibited basis or childbearing potential; or to discriminate against a married person because such person neither uses nor is known by the surname of his or her spouse.

### ORGANIZATION

GOTOPF's commitment to fair lending exists at every level of the organization. The Managers are responsible for approving, adopting, and implementing the Fair Lending Plan.

Our team of executives is responsible for ensuring that business practices comply with this Fair Lending Plan in the following ways: (i) communicating fair lending policies to the leaders of each applicable business unit; (ii) ensuring the successful implementation of this Plan; (iii) obtaining input and guidance from the Compliance Department on significant business decisions that have potential fair lending impact; and (iv) monitoring results and recommending corrective action where necessary.

The Compliance Department, led by the Chief Compliance Officer, implements the policies outlined in this Plan in the following ways: (i) monitoring the implementation of and adherence to the fair lending policies and procedures; (ii) reviewing and addressing fair lending complaints in timely manner; (iii) monitoring loan application and underwriting processes as well as its pricing policies; (iv) reviewing, on a regular basis, this Plan to determine that it still accurately reflects our procedures and conforms to federal and state law; (v) maintaining education materials to keep current with changes in the law, regulation, and judicial interpretation; and (vi) providing, at least semi-annually, updates on fair lending issues to all employees involved in the loan origination or servicing processes.

### EDUCATION

The Corporate Education Department conducts education for all new and current employees. All new employees will receive a copy of this Plan during that education. Education for new employees includes identifying and describing prohibited behavior under the Equal Credit Opportunity Act, Regulation B, and applicable state laws. Education is conducted no less frequently than twice per year.

### MARKETING

The Compliance Department reviews and approves all marketing strategies directed to any protected class applicants or minority communities to ensure compliance with fair lending laws. The Compliance Department also periodically reviews such existing marketing strategies to confirm that they remain in compliance with fair lending laws.

## **FAIR LENDING IN THE LOAN PROCESS**

GOTOPF understands that the risk of unfair lending exists throughout the entire life of a loan. We are committed to the implementation of education and policies that protect against discriminatory practices at every stage of the loan process and to taking immediate corrective action should it find that any discriminatory practices have occurred within any of its operating units. If fair lending deficiencies are observed or appear in an employee's job evaluation, the employee will receive additional education or counseling in an effort to correct the deficiency. If the deficiency persists, the employee will be subject to further action, up to and including termination.

## **UNDERWRITING, PRICING AND TERMS**

Underwriting guidelines are made a part of our written policies in order to promote and ensure consistent treatment to all classes of applicants. The guidelines address all aspects of the underwriting process, including collateral standards, credit, income, sources of funds, debt ratios, income documentation and other factors relevant to underwriting decisions.

We offer applicants a competitive product for which they can qualify, based on their creditworthiness and ability to document income.

Loan applications that we reject are reviewed to ensure that the basis for rejection did not violate this Plan or any other legal requirements.

## **SERVICING, REFINANCING AND COLLECTION**

This plan's principles of fair lending policy apply throughout the loan process, and GOTOPF is committed to implementing policies, procedures, employee education, and management oversight to ensure equitable treatment of all debtors. Our policies include responding to consumer inquiries, concerns, and complaints in a timely, balanced, and consistent manner. Determinations of refinancing and actions taken regarding collections upon default and foreclosure (if applicable) are applied consistently and evenly to all accountholders.

## **THIRD PARTY ORIGINATIONS**

GOTOPF demands that its commitment to fair lending laws is also met by those which refer applications to us. We require originators doing business with us to comply with all applicable laws, including all applicable federal and state fair lending laws.

We will post a copy of this Plan on our web site and require originators submitting applications through the web site to comply with the Plan.

Third party originators will be notified of any fair lending deficiencies found during the monitoring of their loan

packages. They will be responsible for correcting any deficiencies. If deficiencies are not corrected, GOTOPF will take appropriate corrective action up to and including termination of the relationship if justified.

## **PLAN REVIEW**

On an ongoing basis, GOTOPF ensures periodic review of its lending practices. Our review process is designed to identify deficiencies and ensure that our personnel understand their duties and responsibilities under this Plan and are carrying out such responsibilities in a consistent manner.