

1 DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
2 DIVISION OF FINANCE AND CORPORATE SECURITIES
BEFORE THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
3 STATE OF OREGON

4 In the Matter of:) O-94-0024
5 FLEETWOOD FINANCIAL GROUP INC.) FINAL ORDER BY DEFAULT
6 Respondent.)
7)

8 On August 16, 1994 the Director of the Department of Consumer and Business
9 Services for the state of Oregon issued an Order containing Findings of Fact and
10 Conclusions of Law; Order to Cease and Desist; Order Assessing Civil Penalties;
11 and Notice of Right of Hearing. In the Order, RESPONDENT FLEETWOOD FINANCIAL
12 GROUP INC. was advised of their right to a hearing, and that such hearing would
13 be held if written demand for such hearing was filed within 20 days after
14 service of the Order. RESPONDENT was sent a certified true copy of the Order on
15 August 16, 1994 by certified mail and by regular mail on September 19, 1994.
16 The registered agent for RESPONDENT FLEETWOOD FINANCIAL GROUP INC. was sent
17 certified true copy of the Order on September 19, 1994 by certified mail and by
18 regular mail. No request for hearing has ever been received.

19 NOW THEREFORE, after consideration of the Investigation Report and
20 accompanying exhibits prepared by Patricia E. Russell in this matter, the
21 Director hereby issues the following Final Order, Findings of Fact and
22 Conclusions of Law:

23 FINDINGS OF FACT

24 The Director FINDS that:

25 1. FLEETWOOD FINANCIAL GROUP INC. (hereinafter RESPONDENT) was a
26 corporation formed in the state of Oregon on March 25, 1993 for the purpose of

1 conducting a mortgage broker business and involuntarily dissolved on May 20,
2 1994. The agent for service of process is listed as David G. Fleetwood, 13570
3 SW Berthold, Beaverton, Oregon 97005.

4 2. Michael Lee (Lee) is the President of Fleetwood Financial Group Inc.
5 Lee may be served with process at 2200 Southwest Taylor Ferry Road, Portland,
6 Oregon 97219

7 3. On May 11, 1994 a complaint was received from Darwin Ward (Ward)
8 alleging that RESPONDENT through Lee solicited him to refinance some commercial
9 property located in Reno, Nevada.

10 4. On or about April 22, 1994 Ward sent RESPONDENT a fee of \$475 to
11 broker a mortgage loan for Ward. No mortgage loan was ever received by Ward
12 through RESPONDENT.

13 5. On or about March 29, 1994 RESPONDENT, through Lee, requested and
14 received a Mortgage Banker/Broker licensing packet from the Division of Finance
15 and Corporate Securities, but a completed application to be licensed as a
16 mortgage broker was never recieved from RESPONDENT.

17 6. On June 14, 1994 RESPONDENT, through Lee, brought to the Division a
18 list of clients which showed that during January 1, 1994 through March 16, 1994
19 RESPONDENT accepted \$475 upfront fees from Randy Paterson, Robert Globus, and
20 Ward for the purpose of negotiating a mortgage loan for each of them. None of
21 these loans have as yet closed.

22 7. RESPONDENT is not now licensed, nor has ever been licensed as a
23 mortgage banker or mortgage broker in the state of Oregon.

24 CONCLUSIONS OF LAW

25 1. RESPONDENT, through Lee, transacted business in this state as a
26 mortgage broker between January 1, 1994 and March 16, 1994 by originating and

1 negotiating three mortgage loans.

2 2. RESPONDENT transacted business in this state as a mortgage broker
3 while unlicensed in violation of ORS 59.845.

4 ORDER

5 THEREFORE pursuant to ORS 59.885(4), the Director hereby ORDERS:

6 RESPONDENT to CEASE AND DESIST violating any of the provisions of ORS
7 59.840 through 59.960.

8 The Director, pursuant to the authority of ORS 59.996, ORDERS RESPONDENT
9 FLEETWOOD FINANCIAL GROUP INC. to pay to the state of Oregon a civil penalty of
10 \$1,925.

11 The entry of this Order in no way limits further remedies which may be
12 available to the Director under Oregon Law.

13 Dated this 5th day of Nov, 1994 at Salem, Oregon.

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A handwritten signature in cursive script, reading "Kerry Barnett", is written over a horizontal line. To the right of the signature, the word "KERRY" is circled in a hand-drawn oval.

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KERRY BARNETT, DIRECTOR

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DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

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