

1 deNormandie & Oscarsson, Attorneys, Second & Seneca Building, 1191 Second
2 Avenue, Suite 1901 Seattle, Washington 98101.

3 2. RESPONDENT conducted business as a Mortgage Lender in August, 1994 by
4 accepting applications and funding two commercial loans to be secured by Oregon
5 real estate.

6 4. RESPONDENT engaged the services of local Oregon counsel after the two
7 commercial loans were closed and were made aware that RESPONDENT was subject to
8 the Oregon mortgage lender's licensing requirements.

9 3. RESPONDENT became licensed to conduct business in Oregon as a Mortgage
10 Lender on November 22, 1994. RESPONDENT'S license is currently active and in
11 good standing.

12 **CONCLUSIONS OF LAW**

13
14 **The Director CONCLUDES that:**

15 1. RESPONDENT transacted business in this state as a Mortgage Broker in
16 August of 1994 in violation of ORS 59.845 by originating and funding two
17 commercial loans to be secured by Oregon real estate.

18 2. The two commercial loans originated and funded by RESPONDENT in
19 violation of ORS 59.845 are not rendered invalid or unenforceable solely on the
20 basis of RESPONDENT'S violation of ORS 59.845.

21 **ORDER**

22 The Director, pursuant to ORS 59.885(4), hereby ORDERS that RESPONDENT shall
23 **CEASE AND DESIST** from:

- 24 1. Transacting business in the State of Oregon in violation of ORS 59.845
25 2. Violating any provisions of ORS 59.840 through 59.960.
26 3. RESPONDENT'S license will remain in effect and in good standing and

1 will not be revoked or cancelled pursuant to ORS 59.865 solely on the basis of
2 the violations enumerated herein.

3
4 Dated this 21st day of DECEMBER, 1994 at Salem, Oregon.

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6 
7 KERRY BARNETT, DIRECTOR
8 DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

8 CONSENT TO ENTRY OF ORDER

9 I, Byron Steenerson, state that I am an officer of EICHLER, FAYNE &
10 ASSOCIATES and I am authorized to act on its behalf; that I have read the
11 foregoing Order and that I know and fully understand the contents hereof; that
12 the factual allegations stated herein are true and correct; that EICHLER, FAYNE
13 & ASSOCIATES has been advised of its right to a hearing and of its right to be
14 represented by counsel in this matter; that EICHLER, FAYNE & ASSOCIATES
15 voluntarily consents to the entry of this Order without further hearing and
16 without any force or duress, expressly waiving any right to a hearing in this
17 matter; that EICHLER, FAYNE & ASSOCIATES understands that the Director reserves
18 the right to take further actions to enforce this Order or to take appropriate
19 action upon discovery of other violations of the Oregon Securities; Mortgage
20 Bankers and Brokers Law; and that EICHLER, FAYNE & ASSOCIATES will fully comply
21 with the terms and conditions stated herein.

22 EICHLER, FAYNE & ASSOCIATES further assures the Director that EICHLER,
23 FAYNE & ASSOCIATES will not effect Mortgage Banker and Mortgage Broker
24 transactions in Oregon unless they have a current license as required under
25 ORS Chapter 59 of Oregon Securities; Mortgage Bankers and Brokers Law.

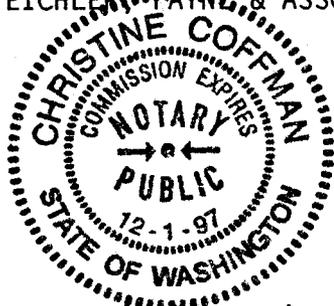
26 I understand that this Consent Order is a public document.

1 Dated this 19 day of DECEMBER, 1994.

2 By Byron Steenerson
3 BYRON STEENERSON
4 VICE PRESIDENT
5 Printed name of officer signing
6 VICE PRESIDENT
7 (Office Held)

8 **CORPORATE ACKNOWLEDGMENT**

9 There appeared before me this 19th day of December, 1994,
10 Byron Steenerson, who was first duly sworn on oath, and stated
11 (name of affiant) that he/she was and is the Vice President of EICHLER, FAYNE & ASSOCIATES
12 (title) that he/she is authorized and empowered to sign the above Consent to Entry of
13 Order in Case No. O-94-0024 on behalf of EICHLER, FAYNE & ASSOCIATES, and to
14 bind
15 EICHLER, FAYNE & ASSOCIATES to the terms hereof.



16 Christine Coffman
17 Notary Public for Washington
18 Christine Coffman
19 Printed Name of Notary Public

20 My commission expires: 12-1-97