

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

4 In the matter of:)
5 NATIONAL CONSULTANTS LTD.) O-95-0024
6) ORDER ASSESSING CIVIL PENALTY
7) AND
8) CONSENT OF
9) NATIONAL CONSULTANTS LTD.
10) TO ENTRY OF ORDER

11 **WHEREAS**, the Director of the Department of Consumer and Business Services for the state
12 of Oregon (hereinafter Director) has reviewed certain mortgage brokerage transactions effected by
13 NATIONAL CONSULTANTS LTD. and has determined that NATIONAL CONSULTANTS LTD.
14 conducted unlicensed transactions in the state of Oregon in violation of ORS 59.840 through 59.960
15 (hereinafter the Mortgage Lender Law); and

16 **WHEREAS** NATIONAL CONSULTANTS LTD. wishes to resolve and settle this matter
17 and agrees to conduct all future business in compliance with the Mortgage Lender Law;

18 **NOW THEREFORE**, as evidenced by the authorized signature subscribed on this Order,
19 NATIONAL CONSULTANTS LTD. hereby **CONSENTS** to entry of this Order to Assess Civil
20 Penalties upon the Director's Findings of Fact and Conclusions of Law as stated hereinafter:

21 **FINDINGS OF FACT**

- 22 1. NATIONAL CONSULTANTS LTD. (hereinafter RESPONDENT) may be served process at
23 660 High Street NE, Suite 108, Salem, Oregon 97301.
- 24 2. On or about April 1, 1995 through May 30, 1995 RESPONDENT advertised over the radio
25 offering financing for loans secured by Oregon real estate.
- 26 3. RESPONDENT originated nine applications for loans secured by real estate for Oregon
27 residents. Of these loans, RESPONDENT pre-approved seven and rejected two.
- 28 4. During the period of April 1, 1995 through May 30, 1995 RESPONDENT transacted business
in the state of Oregon as a Mortgage Broker by originating loans secured by Oregon real estate for
nine Oregon residents prior to being licensed.

1 5. RESPONDENT is not now licensed, nor has ever been licensed as a Mortgage Banker or
2 Mortgage Broker in the state of Oregon.

3 **CONCLUSIONS OF LAW**

4 The Director **CONCLUDES**:

5 1. RESPONDENT transacted business in this state as a Mortgage Broker between April 1, 1995 and
6 May 30, 1995 in violation of ORS 59.845.

7 **ORDER**

8 The DIRECTOR, pursuant to ORS 59.885(4), hereby **ORDERS** that RESPONDENT shall **CEASE**
9 **AND DESIST from:**

- 10 1. Transacting business in the state of Oregon in violation of ORS 59.845.
11 2. Violating any provision of ORS 59.840 through 59.960.

12 The Director, pursuant to the authority of ORS 59.996, **ORDERS** RESPONDENT to pay to the state
13 of Oregon a civil penalty of \$1,450 consisting of \$1,000 for failure to license as a mortgage broker
14 and \$50 for each of the 9 applications for loans secured by real estate.

15 The Director further **SUSPENDS PAYMENT** of \$1,000 for three years. The remaining \$450 is due
16 and payable if and when RESPONDENT or its owner makes application to be licensed as a
17 Mortgage Broker. If, in the period from the date of this Order to three years from the date of this
18 Order, RESPONDENT violates any provision of this Order or of Oregon's Mortgage Lender Law,
19 the \$1,000 suspended Civil Penalty shall be immediately due and payable. If, at the end of the three
20 year period, RESPONDENT has complied with the provisions to this Order and Oregon's Mortgage
21 Lender Law, the suspended penalty shall be waived.

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24 
25 KERRY BARNETT, DIRECTOR
26 DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

27 **CONSENT TO ENTRY OF ORDER**

28 I, Bobby J. Shannon, state that I am an officer of

1 NATIONAL CONSULTANTS LTD. and I am authorized to act on its behalf; that I have read the
2 foregoing Order and that I know and fully understand the contents hereof; that the factual allegations
3 stated herein are true and correct; that NATIONAL CONSULTANTS LTD. has been advised of its
4 right to a hearing and of its right to be represented by counsel in this matter; that NATIONAL
5 CONSULTANTS LTD. voluntarily consents to the entry of this Order without further hearing and
6 without any force or duress, expressly waiving any right to a hearing in this matter; that NATIONAL
7 CONSULTANTS LTD. understands that the Director reserves the right to take further actions to
8 enforce this Order or to take appropriate action upon discovery of other violations of the Oregon
9 Securities; Mortgage Bankers and Brokers Law; and that NATIONAL CONSULTANTS LTD. will
10 fully comply with the terms and conditions stated herein.

11 NATIONAL CONSULTANTS LTD. Further assures the Director that NATIONAL
12 CONSULTANTS LTD. will not effect Mortgage Banker and Mortgage Broker transactions in
13 Oregon unless such time as they are licensed as required under ORS Chapter 59 of Oregon
14 Securities; Mortgage Bankers and Brokers Law.

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

16 Dated this 21st day of July, 1995

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18 
19 Signature _____

20 Bobby J. Shannon
21 Printed name of Officer signing _____

22 Secretary
23 Office held _____

24 **CORPORATE ACKNOWLEDGMENT**

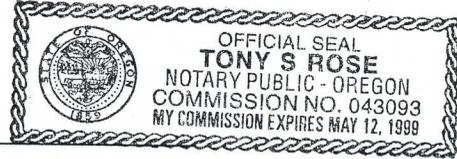
25 State of: Oregon

26 County of: Polk

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1 This instrument was acknowledged before me on July 21, 1995 by
2 by Bobby J. Shannon as Secretary of
3 Name Office held

4 NATIONAL CONSULTANTS LTD.



5 Tony S. Rose
6 Signature of Notarial Officer

7 My commission expires: 5-12-99
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