

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

6 In the Matter of

7 ALLEGIANCE MORTGAGE &
8 INVESTMENT COMPANY

9 ORDER NO. O-02-0059

10 CEASE AND DESIST ORDER AND
11 CONSENT TO IMPOSITION OF CIVIL
12 PENALTIES

13 To: Allegiance Mortgage & Investment Company
14 44 Club Road, Suite 150
15 Eugene, Oregon 97401

16 WHEREAS the Director of the Department of Consumer and Business Services
17 for the State of Oregon (hereinafter "the Director") conducted an investigation of
18 Allegiance Mortgage & Investment Company, and determined that Allegiance Mortgage
19 & Investment Company engaged in activities constituting violations of ORS 59.840
20 through 59.965 (hereinafter "the Oregon Mortgage Lender Law"); and

21 WHEREAS Allegiance Mortgage & Investment Company wishes to resolve and
22 settle this matter with the Director;

23 NOW THEREFORE, as evidenced by the authorized signatures subscribed on
24 this order Allegiance Mortgage & Investment Company hereby **CONSENTS** to entry of
25 this order upon the Director's Findings of Fact and Conclusions of Law as stated
26 hereinafter:

FINDINGS OF FACT

The Director **FINDS** that:

1. Allegiance Mortgage & Investment Company (hereinafter "Respondent"), incorporated in Oregon on July 6, 1999 engages in residential mortgage transactions in Oregon or on Oregon real property in expectation of compensation.

1 and last known contact information for the loan originator within 30 days following the
2 termination of Respondent's loan originator.

3 **ORDER**

4 The Director, pursuant to ORS 59.885(4), hereby **ORDERS** that Allegiance
5 Mortgage & Investment Company will **CEASE AND DESIST** from violating any provision
6 of Oregon Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010 and any
7 rule, order, or policy issued by the Division.

8 The Director, pursuant to ORS 59.996 hereby **ORDERS** Allegiance Mortgage &
9 Investment Company to pay the State of Oregon a civil penalty of \$5,000.

10 The Director suspends payment of \$2,500 of the assessed civil penalty for a
11 three year period. If in the period between the date of the Order to three years from the
12 date of the Order, Allegiance Mortgage & Investment Company violates any provision
13 of the Oregon Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010 or any
14 rule, order, or policy issued by the Division, the suspended portion of the assessed civil
15 penalty will become immediately due and payable. If Allegiance Mortgage & Investment
16 Company does not violate the Oregon Mortgage Lender Law, OAR 441-850-0005
17 through 441-885-0010 or any rule, order, or policy issued by the Division in three years
18 from the date of the Order, the suspended portion of the civil penalty is waived.

19 The date of this order is the day the Director signs the order. The entry of this
20 Order in no way limits further remedies which may be available to the Director under
21 Oregon law.

22 Dated this 21st day of MAY, 2003.

23 **CORY STREISINGER, DIRECTOR**
24 **DEPARTMENT OF CONSUMER AND BUSINESS SERVICES**

25 by 
26 **FLOYD G. LANTER, ADMINISTRATOR**
DIVISION OF FINANCE AND CORPORATE SECURITIES

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CONSENT TO ENTRY OF ORDER

I, Brian Falloni, state that I am the President of Allegiance Mortgage & Investment Company, and I am authorized to act on its behalf; that I have read the foregoing Order and that I know and fully understand the contents hereof; that Allegiance Mortgage & Investment Company admits the findings of fact herein, voluntarily consents to the entry of this Order without further hearing, expressly waiving any right to a hearing in this matter; that Allegiance Mortgage & Investment Company understands that the Director reserves the right to take further actions to enforce this order or to take appropriate action upon discovery of other violations of Oregon Mortgage Lender Law; and that Allegiance Mortgage & Investment Company will fully comply with Oregon Mortgage Lender Law.

I understand that this Consent Order is a public document.

Dated this 5 day of May, 2003

By Brian Falloni President
(Office Held)

B. Fall
(Signature)

CORPORATE ACKNOWLEDGMENT

There appeared before me this 5 day of May, 2003, Brian Falloni, who was first duly sworn on oath, and stated that s/he was and is the President of Allegiance Mortgage & Investment Company and Brian Falloni is authorized and empowered to sign this Consent to Entry of Order on behalf of Allegiance Mortgage & Investment Company and to bind Allegiance Mortgage & Investment Company to the terms hereof.

Bonnie Martin
Signature of Notary Public
Notary Public for the State of: Oregon
My Commission expires: Jan 1, 2007

