

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 THE MOORE GROUP INC. DBA) ORDER NO. O-03-0020
8 MOORE FINANCIAL SERVICES) CEASE AND DESIST ORDER AND
9) CONSENT TO IMPOSITION OF CIVIL
10) PENALTIES

11 To: Derek Moore
12 The Moore Group Inc. dba Moore Financial Services
13 6901 Emerald St. Ste. 205
14 Boise, Idaho 83704

15 **WHEREAS** the Director of the Department of Consumer and Business Services
16 for the State of Oregon (hereinafter "the Director") conducted an investigation of The
17 Moore Group Inc. dba Moore Financial Services, and determined that The Moore Group
18 Inc. dba Moore Financial Services engaged in activities constituting violations of ORS
19 59.840 through 59.980 (hereinafter "the Oregon Mortgage Lender Law"); and

20 **WHEREAS** The Moore Group Inc. dba Moore Financial Services wishes to
21 resolve and settle this matter with the Director;

22 **NOW THEREFORE**, as evidenced by the authorized signatures subscribed on
23 this order The Moore Group Inc. dba Moore Financial Services hereby **CONSENTS** to
24 entry of this order upon the Director's Findings of Fact and Conclusions of Law as stated
25 hereinafter:

26 **FINDINGS OF FACT**

The Director **FINDS** that:

1. The Moore Group Inc. dba Moore Financial Services (hereinafter

1 "Respondent"), incorporated in Idaho on October 1, 1995 engages in residential
2 mortgage transactions in Oregon or on Oregon real property in expectation of
3 compensation.

4 2. The Director has licensed Respondent to engage in Oregon residential
5 mortgage lending since May 30, 1996.

6 3. Derek Moore is the sole owner of Respondent.

7 4. On October 12, 2001, the Director sent notice to all licensees that there had
8 been changes in the Oregon Mortgage Lender Law and proposed changes in the
9 administrative rules.

10 5. In January 2002, the Director published a new issue of the Mortgage Lender
11 News on the web site that included an explanation of the new notification requirements.

12 6. On February 14, 2002, the Director sent a notice to all licensees that the final
13 rules had been approved and were available on the web site along with the January
14 2002 issue of the Mortgage Lender News that explained the new requirements.

15 7. On July 23, 2002, the Director sent a letter to Respondent informing
16 Respondent that the Director had not received notification of Respondent's loan
17 originators and requesting that Respondent provide the required information by
18 September 1, 2002 to avoid civil penalties.

19 8. On September 1, 2002, the Director had not received notification of
20 Respondent's loan originators.

21 9. As of May 2, 2003, Respondent still had not produced the loan originator
22 information as requested.

23 10. Respondent asserts that the company did not receive the notices, the
24 company did not engage in Oregon residential mortgage transactions during the period
25 in question and that the company has elected not to renew its mortgage lender license.

26 11. In resolution of this matter, Respondent consents to the entry of an order

1 prohibiting Respondent from engaging in any Oregon residential mortgage transactions
2 or applying for an Oregon mortgage lender license for a period of three-years.

3 **CONCLUSIONS OF LAW**

4 The Director **CONCLUDES** that:

- 5 1. Respondent violated OAR 441-880-0030(1) by failing to produce the required
6 information about Respondent's loan originators by January 30, 2002.
7 2. Respondent violated ORS 59.969(1) by failing to provide to the Director information
8 about Respondent's loan originators.

9 **ORDER**

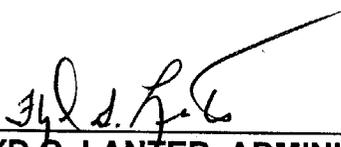
10 The Director, pursuant to ORS 59.885(4), hereby **ORDERS** that The Moore
11 Group Inc. dba Moore Financial Services will **CEASE AND DESIST** from violating any
12 provision of Oregon Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010
13 and any rule, order, or policy issued by the Division.

14 The Director, pursuant to ORS 59.996 hereby **ORDERS** The Moore Group Inc.
15 dba Moore Financial Services to cease and desist from engaging in any Oregon
16 residential mortgage transactions or applying for an Oregon mortgage lender license for
17 a period of three years.

18 The entry of this Order in no way limits further remedies which may be available
19 to the Director under Oregon law.

20 Dated this 23rd day of September, 2003.

21
22 **CORY STREISINGER, DIRECTOR**
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES

23
24
25 by 
26 **FLOYD G. LANTER, ADMINISTRATOR**
DIVISION OF FINANCE AND CORPORATE SECURITIES

1 **CONSENT TO ENTRY OF ORDER**

2 I, Derek C. Moore, state that I am the
3 President of The Moore Group Inc. dba Moore Financial Services, and
4 I am authorized to act on its behalf; that I have read the foregoing Order and that I know
5 and fully understand the contents hereof; that The Moore Group Inc. dba Moore
6 Financial Services admits the findings of fact herein, voluntarily consents to the entry
7 of this Order without further hearing, expressly waiving any right to a hearing in this
8 matter; that The Moore Group Inc. dba Moore Financial Services understands that the
9 Director reserves the right to take further actions to enforce this order or to take
10 appropriate action upon discovery of other violations of Oregon Mortgage Lender Law;
11 and that The Moore Group Inc. dba Moore Financial Services will fully comply with
12 Oregon Mortgage Lender Law.

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

14 Dated this 23rd day of September, 2003.

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16 By THE MOORE GROUP, INC. DBA MOORE FINANCIAL SERVICES
(Office Held)

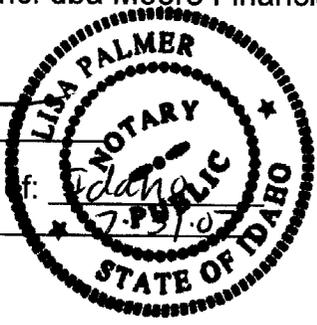
17 Derek C. Moore
18 (Signature)

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22 **CORPORATE ACKNOWLEDGMENT**

23 There appeared before me this 23rd day of Sept., 2003,
24 Derek C. Moore, who was first duly sworn on oath, and stated that s/he was
25 and is the President of The Moore Group Inc. dba Moore Financial
26 Services and he is authorized and empowered to sign this Consent

1 to Entry of Order on behalf of The Moore Group Inc. dba Moore Financial Services and
2 to bind The Moore Group Inc. dba Moore Financial Services to the terms hereof.

3 *Lisa Palmer*
4



5 Signature of Notary Public
6 Notary Public for the State of: *Idaho*
7 My Commission expires: _____
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