

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

5 In the Matter of:

M-05-0072-4

6 Todd Mikal Troen,

FINAL ORDER TO CEASE AND DESIST  
BY DEFAULT

7 Respondent.  
8  
9

10 On August 15, 2005, the Director of the Department of Consumer and Business  
11 Services for the State of Oregon (hereafter the "Director"), acting by and pursuant to the  
12 authority of Oregon Securities Law, Chapter 59 of the Oregon Revised Statutes, and  
13 other applicable authority, issued Administrative Order No. M-05-0072-4 to Cease And  
14 Desist And Assessing Civil Penalties And Notice Of Right To Hearing (hereafter "the  
15 Order") against Respondent Todd Mikal Troen.

16 On August 17, 2005, Respondent Todd Mikal Troen was duly served with a true  
17 copy of the Order and Notice by United States Mail, postage prepaid, and addressed to  
18 Respondent Todd Mikal Troen at the following last known address: 19539 S.  
19 Springwater Road, Estacada, Oregon 97023. The Order sent by certified mail was  
20 returned marked "Unclaimed."

21 Respondent Todd Mikal Troen has not made a written request for a contested  
22 case hearing in this matter and the time to do so has expired.

23 **NOW THEREFORE**, after consideration of the Investigation Report and  
24 accompanying exhibits submitted in this matter by Kirsten Anderson, Enforcement  
25 Officer, the Director hereby issues the following Findings of Fact, Conclusions of Law,  
26 and Final Order:

Division of Finance and Corporate Securities  
Labor and Industries Building  
350 Winter Street NE, Suite 410  
Salem, OR 97301-3881  
Telephone: (503) 378-4140



1 **FINDINGS OF FACT**

2 The Director **FINDS** that:

- 3 1. Todd Mikal Troen (hereinafter, "Respondent") was born on November 6, 1965.  
4 2. On August 19, 2003, Respondent entered a guilty plea and was convicted of one  
5 count of Wire Fraud under 18 USC § 1343, a Class C felony punishable by up to 20  
6 years of imprisonment.

7 **CONCLUSIONS OF LAW**

8 The Director **CONCLUDES** that:

9 1. OAR 441-880-0050(4)(a) provides that "crimes punishable by death or  
10 imprisonment in excess of one year under the law under which the person was  
11 convicted," is among the categories of criminal convictions that will prevent a person  
12 from acting as a loan originator.

13 2. Because on August 19, 2003, Respondent pled guilty to and convictions were  
14 entered for one count of Wire Fraud under 18 USC § 1343, which is a crime punishable  
15 by up to 20 years of imprisonment, ORS 59.971(2) prohibits Respondent from acting as  
16 a loan originator as defined in ORS 59.840 or 59.970.

17 3. Because on August 19, 2003, Respondent pled guilty to and convictions were  
18 entered for one count of Wire Fraud under 18 USC § 1343, a Class C felony, ORS  
19 59.865(4) permits the Director to deny a mortgage license to Respondent.

20 4. Because on August 19, 2003, Respondent pled guilty to and convictions were  
21 entered for one count of Wire Fraud under 18 USC § 1343, a Class C felony, ORS  
22 59.865(4) in conjunction with ORS 59.870 permits the Director to deny a mortgage  
23 license to any company that applies for a license in which Respondent is a partner,  
24 officer or director, occupies a similar status or performs similar functions, or directly or  
25 indirectly controls the mortgage banker or mortgage broker.

26 **///**

Division of Finance and Corporate Securities  
Labor and Industries Building  
350 Winter Street NE, Suite 410  
Salem, OR 97301-3881  
Telephone: (503) 378-4140



1 **ORDER**

2 **NOW, THEREFORE, THE DIRECTOR ISSUES THE FOLLOWING ORDERS:**

3 The Director hereby **ORDERS** that Todd Mikal Troen is permanently restrained,  
4 enjoined, and prohibited from, directly or indirectly:

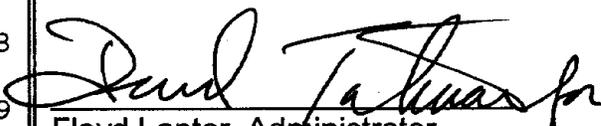
- 5 1. Acting as a loan originator, as that term is defined in ORS 59.840(4);  
6 2. Owning or operating as a mortgage banker or mortgage broker, as those  
7 terms are defined in ORS 59.840(5) and (7) respectively; or  
8 3. Acting as a partner, officer, director, or experienced person as described in  
9 ORS 59.850(2), or occupying similar status or performing similar functions of a partner,  
10 officer, director, or experienced person for a mortgage banker or mortgage broker, or  
11 indirectly controlling a mortgage banker or mortgage broker.

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

14 IT IS SO ORDERED.

15 Dated this 12<sup>th</sup> day of September, 2005, at Salem, Oregon.

16 CORY STREISINGER, Director  
17 Department of Consumer and Business Services

18   
19 Floyd Lanter, Administrator  
20 Division of Finance and Corporate Securities

Division of Finance and Corporate Securities  
Labor and Industries Building  
350 Winter Street NE, Suite 410  
Salem, OR 97301-3881  
Telephone: (503) 378-4140



21  
22 NOTICE: You are entitled to judicial review of this Order. Judicial review may be  
23 obtained by filing a petition with the Court of Appeals in Salem, Oregon within 60 days  
24 from the service of this Order. Judicial review is pursuant to the provisions of ORS  
25 183.482 to the Oregon Court of Appeals.  
26