

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:
6 United Mortgage Services, Inc.,
7 Respondent.

M-06-0024
ORDER TO CEASE AND DESIST
ORDER ASSESSING CIVIL PENALTIES
And
CONSENT TO ENTRY OF ORDER

10 WHEREAS the Director of the Department of Consumer and Business Services
11 for the State of Oregon (hereinafter "the Director") conducted an investigation of United
12 Mortgage Services, Inc. and determined that United Mortgage Services, Inc. engaged in
13 activities constituting violations of ORS 59.840 through 59.965 (hereinafter cited as the
14 Oregon Mortgage Lender Law); and

15 WHEREAS United Mortgage Services, Inc., wishes to resolve and settle this
16 matter with the Director,

17 NOW THEREFORE, as evidenced by the authorized signature subscribed on
18 this order, United Mortgage Services, Inc. hereby **CONSENTS** to entry of this order
19 upon the Director's Findings of Fact and Conclusions of Law as stated hereinafter:

20 **FINDINGS OF FACT**

21 The Director **FINDS** that:

22 1. United Mortgage Services, Inc. (hereinafter "United" or "Respondent") is an
23 Oregon corporation formed on April 15, 1996. United engages in Oregon residential
24 mortgage lending. The Department of Consumer and Business Services, Division of
25 Finance and Corporate Securities (hereinafter "the Division") has licensed United as a
26 mortgage broker/banker in Oregon continuously since first obtaining a license on April

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060506-018-001-001-0500-0000250000

Entered into LEAR 6.6.06



1 11, 1996.

2 2. United operates from a principal place of business located at 3000 NW Stucki
3 Place #150 in Hillsboro Oregon.

4 3. United provided notice of intent to operate a branch location located at 10329 SE
5 Mill Plain Boulevard in Vancouver, Washington (hereinafter "the Vancouver branch").
6 The Vancouver branch was licensed from April 17, 2000 to March 6, 2002.

7 4. As of April 21, 2004, the Division had not issued a branch office license to United
8 for any branch locations other than the closed Vancouver branch.

9 5. As of April 21, 2004, the Division had not received any notice from United that
10 United intended to operate from a branch location 1615 NE Lafayette Avenue Suite B in
11 McMinnville, Oregon (hereinafter "the McMinnville location").

12 6. On April 21, 2004, Division investigator Kimball Wallis and Enforcement Officer
13 Kirsten Anderson learned that United loan originator Jorge Sanchez was engaging in
14 loan origination activities from the McMinnville location.

15 7. Kimball Wallis visited the McMinnville location where he observed that the office
16 was a commercial location that contained files for residential mortgage loans in various
17 state of progress.

18 8. Upon notification by the Division, United promptly provided appropriate notice
19 regarding the McMinnville location and obtained a branch license.

20 CONCLUSIONS OF LAW

21 The Director **CONCLUDES** that:

22 1. Respondent violated ORS 59.950(2) by failing to provide written notice at least
23 thirty days prior to commencing operations at the McMinnville location.

24 2. Respondent violated OAR 441-860-0030 by failing to provide written notice
25 containing the location of the proposed branch and information about the branch
26 supervisor at least thirty days prior to commencing operation at the McMinnville

1 location.

2 **ORDER**

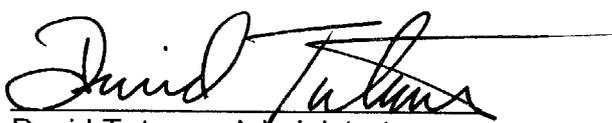
3 The Director, pursuant to ORS 59.885(4) hereby **ORDERS** that Respondent will
4 **CEASE AND DESIST** from violating any provision of Oregon Mortgage Lender Law,
5 OAR 441-850-0005 through 441-885-0010 and any rule, order or policy issued by the
6 Division.

7 The Director, pursuant to ORS 59.996 hereby **ORDERS** Respondent to pay the
8 State of Oregon a civil penalty of \$2,500 for one violation of ORS 59.950(2) and OAR
9 441-860-0030.

10 The date of this order is the day the Director or Director's nominee signs the
11 order. The entry of this Order in no way limits further remedies which may be available
12 to the Director under Oregon law.

13 Dated this 12th day of June, 2006, at Salem, Oregon.

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

17 
18 David Tatman, Administrator
19 Division of Finance and Corporate Securities

21 **CORPORATE CONSENT TO ENTRY OF ORDER**

22 I, James Creel, state that I am an officer of Respondent, and I am authorized to
23 act on its behalf; that I have read the foregoing Order and that I know and fully
24 understand the contents hereof; that I and this entity have been advised of the right to a
25 hearing and of the right to be represented by counsel in this matter; that Respondent
26 voluntarily and without any force or duress, consents to the entry of this Order,

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1 expressly waiving any right to a hearing in this matter; that Respondent understands
2 that the Director reserves the right to take further actions to enforce this Order or to take
3 appropriate action upon discovery of other violations of the Oregon Mortgage Lender
4 Law; and that Respondent will fully comply with the terms and conditions stated herein.

5 Respondent further assures the Director that neither Respondent, nor its officers,
6 directors, employees or agents will effect mortgage transactions in Oregon unless such
7 activities are in full compliance with Chapter 59 of the Oregon Revised Statutes.

8 Respondent understands that this Consent Order is a public document.

9 Dated this 1 day of JUNE, 2006.

11 By [Signature]
12 James Creel
13 [Signature]
14 (Office Held)

15 **CORPORATE ACKNOWLEDGMENT**

16 There appeared before me this 1st day of June, 2006, James
17 Creel, who was first duly sworn on oath, and stated that he was and is
18 of Respondent and that he is authorized and empowered to sign this Consent to Entry
19 of Order on behalf of Respondent, and to bind Respondent to the terms hereof.

21 [Signature]
22 Notary Public
23 for the State of: Oregon
24 My commission expires: 5-13-08



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