

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

7 In the Matter of:

CA-08-0049

8 RESTORE FINANCIAL SERVICES  
9 NETWORK, LLC,

ORDER TO CEASE and DESIST,  
ORDER TO CORRECT REGISTRATION  
RENEWAL FILING

Respondent.

and  
CONSENT TO ENTRY OF ORDER

10 WHEREAS the Director of the Department of Consumer and Business  
11 Services (hereinafter, "the Director") has conducted an investigation, in  
12 connection with a renewal application for an Oregon collection agency  
13 registration, pertaining to certain business activities of Restore Financial Services  
14 Network, LLC (hereinafter, "Restore Financial");

15 WHEREAS Restore Financial wishes to resolve and settle this matter with  
16 the Director and Restore Financial has agreed to file, before the Director signs  
17 this Order, a corrected registration renewal application in compliance with  
18 Oregon law governing collection agencies, Oregon Revised Statutes Chapter  
19 697 and Oregon Administrative Rules Chapter 441, Division 810;

20 NOW THEREFORE, as evidenced by the authorized signature subscribed  
21 on this Order, Restore Financial hereby **CONSENTS** to entry of this Order to  
22 Cease and Desist upon the Director's Findings of Fact and Conclusions of Law  
23 as stated hereinafter.

**FINDINGS OF FACT**

24 The Director **FINDS** that:

- 25 1. Restore Financial is a collection agency registered in Oregon. The  
26 Oregon collection agency registration number for Restore Financial is #48361.

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





1           2.     Restore Financial is registered to conduct business as a collection  
2 agency from its principal place of business located at 18210 East Burnside, B-F-  
3 G-H, Portland, Oregon 97233.

4           3.     On or about October 8, 2008, Restore Financial filed an application  
5 to renew its Oregon collection agency registration, which expires on October 31,  
6 2008.

7           4.     As part of the renewal process, Restore Financial filed an Oregon  
8 Collection Agency Renewal Notice form (hereinafter, "the renewal form") with the  
9 Oregon Department of Consumer and Business Services, Division of Finance  
10 and Corporate Securities (hereinafter, "DFCS").

11          5.     The renewal form requires registrants to provide a list of "all  
12 individuals who perform solicitations, collections, or repossessions for your  
13 collection agency business." On the renewal form, Restore Financial included  
14 Roger Eisal (hereinafter, "Eisal") on its list of individuals who perform  
15 solicitations, collections, or repossessions for Restore Financial.

16          6.     James Reed (hereinafter, "Reed") is the manager of Restore  
17 Financial. Reed signed the renewal form for Restore Financial.

18          7.     In 2000, Eisal was convicted of a federal crime, Fraud Activity  
19 Connected with Computers, which is a felony, in violation of 18 U.S.C. §  
20 1030(a)(2)(A). The case is United States of America v. Roger Eldon Eisal, the  
21 case number is CR No. 99-84-KI, and it was filed in the United States District  
22 Court for the District of Oregon.

23          8.     On or about November 26, 2007, the Director issued administrative  
24 order #CA-07-0037, Order Revoking Collection Agency Registration, Order to  
25 Cease and Desist, Order Assessing Civil Penalty, and Consent to Entry of Order  
26 as to Roger E. Eisal and All Debt Recovery, LLC Only (hereinafter, "the



1 November 2007 order”) concerning violations of Oregon law governing collection  
2 agencies.

3 9. In the November 2007 order, the Director concluded that Eisal has  
4 been convicted of a felony, an essential element of which is fraud, providing a  
5 reason for collection agency registration revocation under ORS 697.039(1)(g).

6 10. Among other sanctions, the November 2007 order revoked the  
7 collection agency registration of All Debt Recovery, LLC.

8 11. The November 2007 order permanently barred Eisal and All Debt  
9 Recovery, LLC from certain financial services activity in Oregon, including but not  
10 limited to the following:

11 **“(a) holding or renewing any collection agency registration;**

12 **(b) owning or managing any collection agency;**

13 **(c) directly or indirectly soliciting claims for collection, or**  
14 **collecting claims on behalf of another for third parties, from**  
15 **contacting consumers on behalf of third party collectors for**  
16 **amounts owed, or asserted to be owed, or from receiving**  
17 **money from consumers on behalf of third parties....”**

18 12. After DFCS received the renewal form, a program manager at DFCS  
19 communicated with Reed by telephone on or about October 9, 2008, to follow up  
20 the information provided about Eisal on the renewal form. Reed represented to  
21 the DFCS program manager that Eisal is employed at Restore Financial but does  
22 not perform solicitations, collections, or repossessions for Restore Financial.  
23 Reed represented to the program manager that Eisal's business activities for  
24 Restore Financial are limited to performing “research” about bank account  
25 information. Reed represented to the DFCS program manager that Reed was  
26 aware of Eisal's prior felony conviction and the November 2007 order.

1 13. As of October 31, 2008, Eisal is no longer employed with Restore  
2 Financial.

3 **CONCLUSIONS OF LAW**

4 The Director **CONCLUDES** that:

- 5 1. Restore Financial is a collection agency, as defined by ORS  
6 697.005(1)(a).
- 7 2. Eisal was employed at Restore Financial. Restore Financial  
8 terminated Eisal's employment on or about October 31, 2008.
- 9 3. ORS 697.031(1)(d) and OAR 441-810-0040(2)(a) require  
10 applications for Oregon collection agency registration to include a list of the  
11 names of persons who perform the solicitation or collection of claims or who  
12 perform the solicitation of the right to repossess or the repossession of collateral  
13 security for the collection agency.
- 14 4. Restore Financial initially provided DFCS with conflicting  
15 information about whether or not Eisal was performing solicitations, collections or  
16 repossessions for Restore Financial. Restore has agreed to provide the Director  
17 a corrected renewal application that accurately reflects the business activity of  
18 Restore Financial as of October 31, 2008.

19 **ORDER**

20 The Director, pursuant to ORS 697.093(1)(B) **ORDERS** Restore Financial,  
21 to correct its registration renewal filing with a true and accurate renewal form no  
22 later than October 31, 2008.

23 The Director, pursuant to ORS 697.039(a) and 697.039(g) **ORDERS**  
24 Restore Financial to **CEASE AND DESIST** from:

- 25 (a) filing any information with the Director that is false or untruthful; and  
26 (b) employing any person who has been convicted of a felony or

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1 governing collection agencies; and that Restore Financial Services Network, LLC  
2 will fully comply with the terms and conditions stated herein.

3 Restore Financial Services Network, LLC further assures the Director that  
4 neither Restore Financial Services Network, LLC nor its members, officers,  
5 directors, employees or agents will employ Roger Eisal in any capacity in  
6 connection with a collection agency business.

7 Restore Financial Services Network, LLC further assures the Director that  
8 neither Restore Financial Services Network, LLC nor its members, officers,  
9 directors, employees or agents will conduct business as a collection agency in  
10 Oregon unless such activities are in full compliance with the terms of this Order  
11 and with Chapter 697 of the Oregon Revised Statutes and Chapter 441, Division  
12 810, of the Oregon Administrative Rules.

13 Restore Financial Services Network, LLC understands that this Consent  
14 Order is a public document.

15 Dated this 31 day of OCTOBER, 2008.

16  
17 By: [Signature]  
18 **JAMES REED**  
19 (Office Held): \_\_\_\_\_

20 **RESTORE FINANCIAL SERVICES NETWORK, LLC ACKNOWLEDGMENT**

21 There appeared before me this 31 day of October 2008, James Reed,  
22 who was first duly sworn on oath, and stated that he is owner of  
23 Restore Financial Services Network, LLC and that he is authorized and  
24 empowered to sign this Consent to Entry of Order on behalf of Restore Financial

24 ///

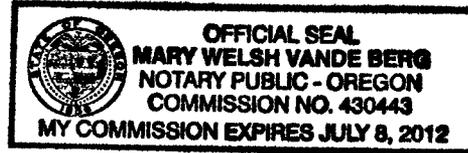
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1 Services Network, LLC, and to bind Restore Financial Services Network, LLC to  
2 the terms hereof.

3  
4 Mary Welsh Vandenberg  
(Individual)

5  
6 Mary Welsh Vandenberg  
(Printed Name of Notary Public)  
Notary Public  
for the State of: Oregon  
My commission expires: 7/8/012



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