



1 Tieman was the President and Experienced Person of Diamond as well as a loan
2 originator. Tieman asserts that he was not an owner of Diamond, he was not the
3 President of Diamond and he was not aware of the information submitted to the Director
4 by Diamond indicating that he was President or an owner of the company. Tieman
5 does admit that he was a loan originator for Diamond.

6 2. On June 6, 2006, Covington, on behalf of Diamond, took a loan application from
7 David and Helen Womacks (hereinafter "the Womacks") for an Oregon residential
8 mortgage loan to be secured by residential real property located in Sherwood, Oregon.
9 Diamond submitted the loan application and received approval for two loans from
10 American Mortgage Network (hereinafter "AMNet").

11 3. On or about July 3, 2006, Covington, on behalf of Diamond, took the closing
12 paperwork for the AMNet loans to the Womacks' home in Washington State for them to
13 sign. Only Covington and the Womacks were present. At the direction of Covington,
14 the Womacks signed a Deed of Trust on July 3, 2006. The Womacks did not sign the
15 Deed of Trust in the presence of a notary. On or about July 5, 2006, Tieman completed
16 the notary section of the Deed and affixed his Oregon notary seal, even though he was
17 not present at the time that the Womacks signed the document.

18 4. On July 5, 2006, Tieman sent himself e-mail to note that the AMNet loans had
19 been rushed to save the home. He had spoken with the Womacks on the telephone
20 "and confirmed they did in fact sign the purchase loan documents provided by Amnet
21 [sic]. Having met the womac's [sic] and being present when they signed [sic] other
22 documents I was able to compare the signatures along with receiving a verbal
23 conformation [sic]."

24 5. Tieman admitted on December 19, 2006 that he was not present when the
25 Womacks signed the Deed and that he knew that he did not properly execute his notary
26 duties because ORS 194.515 requires a notary to physically witness the signing of the

1 document.

2 6. Tieman has reported that he has voluntarily decided to not continue operating in
3 the mortgage lending industry at this time.

4 **CONCLUSIONS OF LAW**

5 The Director **CONCLUDES** that:

6 1. Tieman violated ORS 59.971 by engaging in dishonest, fraudulent or illegal
7 practices in any business or profession or unfair or unethical practices or conduct in
8 connection with the mortgage business when Tieman violated ORS 194.515 by
9 completing the notary section and affixed his notary seal to the Deed of Trust when the
10 Womacks were not present before him when they signed the Deed of Trust.

11 **ORDER**

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

16 The Director, pursuant to ORS 59.996 hereby **ORDERS** Tieman to pay the State
17 of Oregon a civil penalty of \$5,000 for the violation of ORS 59.865(2). The Director
18 suspends payment of \$4,000 of the assessed civil penalty for a five-year period. If in
19 the period between the date of the Order to five years from the date of the Order,
20 whichever occurs later, Respondent violates any provision of the Oregon Mortgage
21 Lender Law, OAR 441-850-0005 through 441-885-0010 or any rule, order, or policy
22 issued by the Director, the suspended portion of the assessed civil penalty will become
23 immediately due and payable. If Respondent does not violate the Oregon Mortgage
24 Lender Law, OAR 441-850-0005 through 441-885-0010 or any rule, order, or policy
25 issued by the Director in five years from the date of the Order, the suspended portion of
26 the civil penalty is waived.

Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-5881
Telephone: (503) 378-4140



1 The \$1,000 non-suspended portion of the civil penalty may be paid in minimum
2 monthly installments of \$83.33. The first payment is due no later than April 1, 2008 and
3 payment shall be due thereafter on the first day of each month until the \$1,000 non-
4 suspended portion of the civil penalty is paid in full. If any one payment is not received
5 by the Director by the fifth day of the month in the month it is due, the entire civil
6 penalty, comprised of any unpaid portion of the non-suspended portion of the civil
7 penalty still unpaid along with the suspended portion of the civil penalty, becomes
8 immediately due and payable.

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

12 Dated this 26th day of June, 2008, at Salem, Oregon.

13
14 CORY STREISINGER, Director
15 Department of Consumer and Business Services

16 
17 David Tatman, Administrator
18 Division of Finance and Corporate Securities

19 Approved as to form:

20 
21
22 B. Scott Whipple, OSB # 983750
23 Whipple & Duyck PC
24 Attorney for William Tieman

25 **CONSENT TO ENTRY OF ORDER**

26 I, William Tieman, state that have read the foregoing Order and that I know and
fully understand the contents hereof; that I have been advised of the right to a hearing

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1 and of the right to be represented by counsel in this matter; that I admit the Findings of
2 Facts and Conclusion of Law contained herein; that I voluntarily and without any force
3 or duress, consent to the entry of this Order without admitting or denying the Findings of
4 Fact and Conclusions of Law contained herein; expressly waiving any right to a hearing
5 in this matter; that I understand that the Director reserves the right to take further
6 actions to enforce this Order or to take appropriate action upon discovery of other
7 violations of the Oregon Mortgage Lender Law; and that I will fully comply with the terms
8 and conditions stated herein.

9 I further assure the Director that neither I nor any employees or agents of mine
10 will effect mortgage transactions in Oregon unless such activities are in full compliance
11 with Chapter 59 of the Oregon Revised Statutes and authorized by the Director.

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

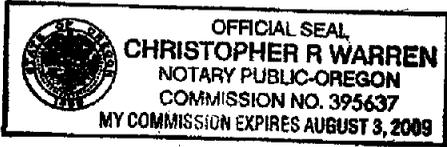
13 Dated this 7 day of March, 2008.

14
15 By [Signature]
16 William Tieman

17 **ACKNOWLEDGMENT**

18 Sworn to under oath before me this 7th day of March, 2008 by William
19 Tieman.
20

21
22 [Signature]
23 Notary Public
24 For the State of: Oregon
25 My commission expires: 8/3/2009
26



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