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**STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCE AND CORPORATE SECURITIES**

In the Matter of:

Father & Sons of Oregon Inc. and Mike Clark,

Respondents.

MSD-12-0032

**Order to Cease and Desist, Order
Assessing Civil Penalty, and
Consent to Entry of Order**

WHEREAS the Director of the Department of Consumer and Business Services for the State of Oregon (“Director”) conducted an investigation of Father & Sons of Oregon Inc. and determined that Father & Sons of Oregon Inc. and Mike Clark engaged in activities constituting violations of Oregon Revised Statutes (“ORS”) 446.661 et seq. (“Oregon Manufactured Structure Dealers and Dealerships Law”); and

WHEREAS Father & Sons of Oregon Inc. and Mike Clark wish to resolve and settle this matter with the Director;

NOW THEREFORE, as evidenced by the authorized signatures subscribed on this Consent Order, Father & Sons of Oregon Inc. and Mike Clark hereby consent to entry of this order upon the Director’s Findings of Fact and Conclusions of Law as stated hereinafter:

FINDINGS OF FACT

1. Based on a search of the Oregon Secretary of State (“SOS”) Corporations Division website on May 17, 2012, Father & Sons of Oregon Inc. (“Father & Sons”) is a domestic Oregon limited liability company (Registry Nbr. 408215-89), first registered with the SOS on June 29, 1994, and continuously registered with the SOS through the date of the SOS website

Division of Finance and Corporate Securities
Labor and Industries Building
350 Winter Street NE, Suite 410
Salem, OR 97301-3881
Telephone: (503) 378-4387





1 search.

2 2. Based on a search of the Division’s records on May 21, 2012, Father & Sons is
3 licensed with the Division as a Manufactured Structure Dealer, first licensed on August 31,
4 2011, and continuously licensed through the date of the license search.

5 3. Based on a search of the Oregon Division of Finance and Corporate Securities’
6 (“Division”) records on May 21, 2012, Mike Clark has never personally been licensed as a
7 Manufactured Structure Dealer with the Division.

8 4. On or about February 20, 2007, Mike Clark sold a 1999 Fleetwood manufactured
9 home (Home ID # 294144) in Oregon to LL and VL.

10 5. On or about February 27, 2009, Father & Sons sold a 1996 Fleetwood manufactured
11 home (Home ID # 282161) in Oregon to AC and NC.

12 **CONCLUSIONS OF LAW**

13 The Director concludes that:

14 6. Father & Sons committed one violation of ORS 446.671 by selling a manufactured
15 structure in Oregon without being properly licensed with the Division.

16 7. Mike Clark committed one violation of ORS 446.671 by selling a manufactured
17 structure in Oregon without being properly licensed with the Division.

18 **ORDER**

19 NOW, THEREFORE, the director issues the following orders:

20 8. Pursuant to ORS 446.748, the Director hereby orders Father & Sons and Mike
21 Clark to cease and desist from violating Oregon Manufactured Structure Dealers and
22 Dealerships Law.

23 9. Pursuant to ORS 446.995, the Director may assess a civil penalty of up to \$5,000
24 for each violation of the Oregon Manufactured Structure Dealers and Dealerships Law.

25 Pursuant to these provisions, the Director hereby orders that:

26 a. Father & Sons pay a \$1,250 civil penalty to the State of Oregon for one



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violation of ORS 446.671; and

b. Mike Clark pay a \$1,250 civil penalty to the State of Oregon for one violation of ORS 446.671.

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

Dated this 23rd day of October 2012.

PATRICK M. ALLEN, Director
Department of Consumer and Business Services

/s/David Tatman _____
David C. Tatman, Administrator
Division of Finance and Corporate Securities

CORPORATE CONSENT TO ENTRY OF ORDER

I, Mike Clark, state that I am the President of Father & Sons of Oregon Inc., (“Father & Sons”), an Oregon corporation, and I am authorized to act on its behalf; that I have read the foregoing Consent Order and that I know and fully understand the contents hereof; that I and Father & Sons have been advised of the right to a hearing and of the right to be represented by counsel in this matter; that Father & Sons voluntarily and without any force or duress, consents to the entry of this Consent Order, expressly waiving any right to a hearing in this matter; that Father & Sons understands that the Director reserves the right to take further actions to enforce this Consent Order or to take appropriate action upon discovery of other violations of the Oregon Mortgage Lender Laws and Rules and that Father & Sons will fully comply with the terms and conditions stated herein.

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1 Father & Sons understands that this Consent Order is a public document.

2 Dated this 11th day of October 2012.

3
4 **Father & Sons of Oregon Inc.,**
5 **An Oregon corporation**

6 /s/ Mike Clark _____
7 Mike Clark, President

8 **NOTARY ACKNOWLEDGMENT**

9 State of Oregon)
10 County of Lane _____)ss.

11
12 This instrument was acknowledged before me on October 11, 2012 by Mike Clark of Father
13 & Sons of Oregon Inc., an Oregon corporation.

14 /s/ Tami G. Egli _____
15 Notary Public – State of Oregon

16 **CONSENT TO ENTRY OF ORDER**

17 I, Mike Clark, state that I have read the foregoing Consent Order and that I know and
18 fully understand the contents hereof; that I have been advised of the right to a hearing and of
19 the right to be represented by counsel in this matter; that I voluntarily and without any force
20 or duress, consent to the entry of this Consent Order, expressly waiving any right to a hearing
21 in this matter; that I understand that the Director reserves the right to take further actions to
22 enforce this Consent Order or to take appropriate action upon discovery of other violations of
23 the Oregon Mortgage Lender Laws and Rules and that I will fully comply with the terms and
24 conditions stated herein.

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I understand that this Consent Order is a public document.

Dated this 11th day of October 2012.

/s/ Mike Clark

Mike Clark

NOTARY ACKNOWLEDGMENT

State of Oregon)
)ss.
County of Lane _____)

This instrument was acknowledged before me on October 11, 2012 by Mike Clark.

/s/ Tami G. Egli _____
Notary Public – State of Oregon

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