

STATE OF OREGON  
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES  
DIVISION OF FINANCE AND CORPORATE SECURITIES  
BEFORE THE DIRECTOR OF THE DEPARTMENT  
OF CONSUMER AND BUSINESS SERVICES

**In the Matter of:**  
  
**Mortgage Management Consultants, Inc.**  
**NMLS- 150086,**  
  
**Respondent.**

**M-13-0105**  
  
**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 (hereinafter “the Director”) conducted an investigation of Mortgage Management Consultants, Inc., (Mortgage Management) and determined that Mortgage Management engaged in activities constituting a violation of 86A.100 et seq. and OAR 441-850-0005 through 441-885-0010 (hereinafter collectively cited as the “Oregon Mortgage Lender Law”); and

**WHEREAS** Mortgage Management wishes to resolve and settle this matter with the Director,

**NOW THEREFORE**, as evidenced by the authorized signature subscribed on this order, Mortgage Management hereby **CONSENTS** to entry of this order upon the Director’s Findings of Fact and Conclusions of Law as stated hereinafter:

**FINDINGS OF FACT**

The Director finds that:

1. Mortgage Management Consultants, Inc. is a foreign corporation first incorporated in California on June 3, 2003.

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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           2. Mortgage Management obtained an Oregon mortgage broker license from the  
2 Division of Finance and Corporate Securities (Division) on November 1, 2012, ML-5153.

3           3. Mortgage Management's principal place of business is located at 1008 W Ave. M-4,  
4 Suite H, Palmdale, CA 93551.

5           4. The Oregon Mortgage Lender Law requires licensed mortgage bankers and  
6 mortgage brokers to file an annual report with the Division concerning their residential  
7 mortgage lending activity.

8           5. The deadline for filing the annual report for 2012 mortgage lending activity was  
9 March 31, 2013.

10          6. By January 11, 2013, the Division made public a website  
11 <https://www4.cbs.state.or.us/exs/dfcs/mlrpt/index.cfm> that licensees were to use to file their  
12 annual reports. The Division posted a link to that website from the Division's mortgage lending  
13 home page along with information on the annual report requirements.

14          7. The Division's mortgage lending home page also included a prominent notice about  
15 the requirement.

16          8. On January 11, 2013, the Division sent an e-mail to the e-mail address of record for  
17 Mortgage Management, [ken@mmclending.com](mailto:ken@mmclending.com) notifying Mortgage Management that they had  
18 not filed the annual report and the deadline was March 31, 2013.

19          9. After sending the e-mail to Mortgage Management on January 11, 2013, a problem  
20 was discovered with the Division's website and the Division notified Mortgage Management of  
21 the problem.

22          10. On January 14, 2013, the Division sent an e-mail to Mortgage Management alerting  
23 them that the website was again working correctly and that they must file the report by March  
24 31, 2013.

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1 11. On March 18, 2013, the Division sent Mortgage Management a reminder e-mail to  
2 the company's e-mail address of record noting that the company had not yet filed the annual  
3 report and that the deadline to do so was March 31, 2013.

4 12. On April 3, 2013, Mortgage Management had not filed an annual report for 2012.

5 13. On April 3, 2013, the Division sent Mortgage Management a warning letter to the  
6 address of record in NMLS notifying them that they were required to file the 2012 annual report  
7 for Oregon. The letter warned that if Mortgage Management did not file by May 3, 2013, the  
8 matter would be referred for enforcement action and a civil penalty assessed.

9 14. On April 3, 2013, the Division also sent an email to Mortgage Management  
10 notifying them of the missed deadline and warning them of the enforcement action and civil  
11 penalty for failure to file by May 3, 2013.

12 15. Since Mortgage Management did not file its annual report by May 3, 2013, the  
13 matter was referred for enforcement on May 7, 2013.

14 16. Mortgage Management filed its Oregon annual report on June 20, 2013.

## 15 CONCLUSIONS OF LAW

16 The Director concludes that:

17 1. By failing to file the annual report for 2012 mortgage lending activity by March 31,  
18 2013, Mortgage Management violated ORS 86A.112(3) and OAR 441-865-0025.

## 19 ORDERS

20 NOW, THEREFORE, THE DIRECTOR ISSUES THE FOLLOWING ORDERS:

21 The Director, pursuant to ORS 86A.127, hereby ORDERS Mortgage Management to  
22 Cease and Desist from violating Oregon's Mortgage Lender Law.

23 The Director, pursuant to ORS 86A.992(2), may assess civil penalties of up to \$100 per  
24 day each day the report is not filed. The Director, pursuant to ORS 86A.992(2), hereby orders:

25 a. Mortgage Management to pay a civil penalty of \$1,000 for the violation of ORS  
26 86A.112(3) and OAR 441-865-0025.

1 b. Mortgage Management shall enclose a check with the signed Consent Order and  
2 return both documents to the Division in a timely manner.

3 Dated this 23rd day of July, 2013 at Salem, Oregon.

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

6 /s/ David Tatman  
7 David C. Tatman, Administrator  
8 Division of Finance and Corporate Securities

9 **ENTITY CONSENT TO ENTRY OF ORDER**

10 I, Kenneth J. Shaw, state that I am an officer of Mortgage Management and I am  
11 authorized to act on its behalf. I have read the foregoing order and that I know and fully  
12 understand the contents hereof. I have been advised of the right to a hearing and of the right to  
13 be represented by counsel in this matter. Mortgage Management voluntarily and without any  
14 force or duress consents to the entry of this order expressly waiving any right to a hearing in  
15 this matter. Mortgage Management understands that the Director reserves the right to take  
16 further actions to enforce this order or to take appropriate action upon discovery of other  
17 violations of the Oregon Mortgage Lender Law. Mortgage Management will fully comply  
18 with the terms and conditions stated herein.

19 Mortgage Management further assures the Director that neither Mortgage  
20 Management, nor its officers, directors, employees, or agents will effect mortgage transactions  
21 in Oregon unless such activities are in full compliance with the Oregon Mortgage Lender Law.  
22 Mortgage Management understands that this Consent Order is a public document.

23 Dated this 22nd day of July 2013, at Palmdale,  
24 California.

25 By /s/Kenneth J. Shaw  
26 Office Held



1 **ENTITY ACKNOWLEDGMENT**

2 State of California )  
3 )ss.  
4 County of Los Angles )

5 There appeared before me this 22nd day of July 2013,  
6 who was first duly sworn on oath, and stated that (s)he was and is an officer of Mortgage  
7 Management and that (s)he is authorized and empowered to sign this Consent to Entry of Order  
8 on behalf of Mortgage Management and to bind Mortgage Management to the terms hereof.

9 /s/ V. Ottinger  
10 Notary Public for the State of: California  
11 My commission expires: 5/5/17

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