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

6 In the Matter of:

7 Matthew James Dunn (NMLS ID# 1105699),

8 Respondent.

Case No. M-13-00574

Order Granting Conditional Mortgage Loan
Originator License and Consent to Entry of
Order

9
10 **WHEREAS** the Director of the Department of Consumer and Business Services
11 for the State of Oregon (“Director”) conducted an investigation into the fitness of
12 Matthew James Dunn (hereinafter “Dunn” or “Respondent”) to obtain a mortgage loan
13 originator license under Oregon Revised Statutes (ORS) 86A.200 to 86A.239 and Oregon
14 Administrative Rules (OAR) 441-850-0005 through 441-885-0010 (hereinafter
15 collectively referred to as “Oregon Loan Originator Law”);

16 **WHEREAS** the Director has determined that the public interest is served by
17 issuing a conditional mortgage loan originator license to Dunn pursuant to ORS
18 86A.224(1)(b);

19 **WHEREAS** Dunn wishes to resolve his application for licensure expeditiously
20 and in full cooperation with the Director, he agrees to enter into a consent agreement and
21 order (“Order”) for conditional licensure as a mortgage loan originator pursuant to ORS
22 86A.200 to 86A.239;

23 **NOW THEREFORE**, the Director **GRANTS** a conditional mortgage loan
24 originator license to Dunn subject to continuously meeting the requirements to maintain
25 the license. Dunn **CONSENTS** to entry of this Order upon the Director’s Findings of
26 Fact and Conclusions of Law as stated hereinafter:



1 I. FINDINGS OF FACT

2 The Director FINDS that:

3 1. Respondent, NMLS ID Number 1105699, applied for an Oregon mortgage loan
4 originator license on September 24, 2013, by completing an application (“Application”)
5 through the Nationwide Mortgage Licensing System (“NMLS”).

6 2. Respondent’s original application contained a “yes” answer to several disclosure
7 questions including question D on the Application that asks “Do you have any unsatisfied
8 judgments or liens against you?” and question H-1 that inquires about certain misdemeanor
9 convictions.

10 3. Respondent’s application disclosed two judgments that were unpaid as well as a
11 federal and a state tax lien as follows:

- 12 a. Respondent owes \$2,119.29 to Portfolio Recovery Services as of April 17, 2013.
- 13 b. MEB Management Service has a judgment of \$1,844.00 against the Respondent.
- 14 c. The Internal Revenue Service filed a lien for federal taxes against the
15 Respondent. Dunn acknowledges he has a federal tax obligation and is working
16 to resolve it.
- 17 d. The State of Indiana filed a state tax lien against Dunn. Respondent’s current
18 obligation to the State of Indiana for past taxes is \$8,789.08.

19 4. Respondent has entered into a payment plan of \$91.00 per month beginning October
20 23, 2013 to repay the Portfolio Recovery Services judgment. Respondent has also
21 acknowledged that he will set aside 5% of his net pay from his employer for payment toward
22 his remaining judgment and liens.

23 II. CONCLUSIONS OF LAW

24 The Director CONCLUDES that:

25 5. Respondent has failed to demonstrate the financial responsibility, character, and
26 general fitness to command the confidence of the community warranting a determination



1 that Respondent will operate honestly, fairly, and efficiently as required under ORS
2 86A.212(1)(d) and OAR 441-880-0210(1)(d) as a result of his two unpaid judgments as well
3 as his federal and state tax liens.

4 6. Respondent's lack of financial responsibility is grounds for the Director to deny
5 the license under ORS 86A.212(1)(d) or deny, condition, revoke, or suspend the license
6 under ORS 86A.224(1)(b).

7 III. ORDER

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

9 7. The Director, pursuant to ORS 86A.224, hereby ORDERS that, effective the date of
10 this order, the Oregon loan originator license issued to Respondent shall be conditioned until
11 further order of the Director. In addition to the requirements of any mortgage loan originator
12 licensee including, but not limited to, the continuing education and renewal requirements, the
13 license shall be subject to the following conditions:

- 14 a. Respondent shall comply with ORS Chapter 86A, OAR 441-850-
15 0050 through OAR 441-885-0010 and any rule, order, or policy
16 issued by the Director.
- 17 b. Respondent shall file an amendment updating any information
18 contained on Respondent's licensing application in NMLS within
19 30 days of the change of any information.
- 20 c. Respondent shall respond within 30 days to any deficiency placed
21 on Respondent's license in the NMLS.
- 22 d. Respondent shall demonstrate financial responsibility under the standards
23 set forth in OAR 441-880-0210. This specifically means that during any
24 time that Respondent has an approved Oregon loan originator license
25 Respondent shall not incur any new unpaid judgments, unpaid tax liens,
26 foreclosures, bankruptcy filings or any three accounts that are 90 days or



1 more past due, and must comply with the repayment plans set forth in
2 paragraph four (4).

3 8. If Respondent fails to comply with the conditions of this license, Respondent
4 agrees to notify the Division of the failure to meet the conditions and surrender the license
5 immediately. If Respondent fails to surrender the license within seven days of providing
6 notification to the Division or from the date that the Division notifies Respondent that the
7 Director believes that there has been a violation of this Order, whichever is earlier,
8 Respondent agrees that the conditional mortgage loan originator license shall be revoked
9 immediately.

10 9. The date of this order is the day the Director or the Director's nominee signs the
11 order. The entry of this Order does not in any way limit further remedies which may be
12 available to the Director under Oregon law.

13 Dated this ___12th___ day of ___November_____, 2013.

14 Patrick M. Allen, Director
15 Department of Consumer and Business Services

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

19
20 **CONSENT TO ENTRY OF ORDER**

21 I, Matthew James Dunn, NMLS ID Number 1105699, state that I have read the
22 foregoing Order, and I know and fully understand the contents hereof. I have been advised
23 of the right to a hearing and of the right to be represented by counsel in this matter. I desire
24 to resolve and settle this matter with the Director. I voluntarily, without any force or duress,
25 consent to the entry of this Order, expressly waiving any right to a hearing in this matter. I
26 understand that the Director reserves the right to take further actions to enforce this Order or

1 to take appropriate action upon discovery of other violations of the Oregon Loan Originator
2 Law, and I will fully comply with the terms and conditions stated herein.

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

4 Dated this 5th day of November, 2013.

5
6 /s/ Matthew James Dunn
Matthew James Dunn

7 Subscribed and sworn to before me this 5th day of November, 2013.

8
9 /s/ Chiracica Cenar
Signature of Notary

10 Chiracica Cenar
11 Printed Name of Notary Public
12 Notary Public for the State of: Oregon

13 My commission expires: March 18, 2015
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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

