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

**In the Matter of:**

**Mark G.E. Nored, NMLS # 943950**

**Respondent.**

**M-14-0029**

**FINAL ORDER REVOKING  
MORTGAGE LOAN ORIGINATOR  
LICENSE ENTERED BY DEFAULT**

On June 23, 2014, the Director of the Department of Consumer and Business Services for the State of Oregon (hereinafter “the Director”), acting pursuant to the authority contained in Oregon Revised Statutes (“ORS”) 86A.100 et seq. and Oregon Administrative Rules (“OAR”) 441-850-0005 through 441-885-0010 (hereinafter “the Oregon Mortgage Lender Law”), issued administrative order case no. M-14-0029, Order Denying Mortgage Loan Originator License and Notice of Right to a Hearing to Mark G.E. Nored (hereinafter “Nored”).

On June 24, 2014, the Director mailed Nored a true copy of the Order by regular, first-class mail and by certified mail, postage prepaid addressed to Mark Nored, 917 Prescott Lane, Springfield, Oregon 97477. Nored listed this address as his mailing address with the Division.

The certified mailing went unclaimed, and the regular mailing has not been returned.

Nored has not made a written request for a contested case hearing in this matter, and the time to do so has expired.

**FINDINGS OF FACT**

The Director **FINDS** that:

1. Mark G.E. Nored (hereinafter “Nored”) obtained a loan originator license from the Oregon Division of Finance and Corporate Securities (hereinafter the Division”) on November 8,

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 2012, NMLS# 943950.

2 2. On May 9, 2014, an investigator with the Oregon Real Estate Agency (hereinafter  
3 “OREA”) notified the Division that OREA revoked Nored’s real estate broker license by final  
4 order on January 23, 2013.

5 3. In March 2011, OREA received information reporting that there was an outstanding  
6 money judgment against Nored from a lawsuit in connection with real estate activity.

7 4. Following an investigation, OREA issued a Notice of Intent to Revoke Nored’s license  
8 on June 25, 2012.

9 5. The OREA’s Notice of Intent to Revoke and other investigative documents set out the  
10 facts related to a 2007 loan that Nored received and a subsequent related lawsuit.

11 6. On June 7, 2007, Nored received a \$1,200,000 mortgage plus line of credit loan  
12 (hereinafter “the Loan”) secured by Nored’s home though Washington Mutual Bank.  
13 As part of the paperwork to obtain the Loan from Washington Mutual Bank, on or about June 7,  
14 2007, Nored signed the WaMU Mortgage Plus Agreement and Disclosure (hereinafter  
15 “Agreement”) that provides that “[t]he loan is personal to Grantor and the entire debt shall  
16 become immediately due and payable in full upon any sale or other transfer of the Property or  
17 any interest therein by the Grantor, including, without limit, any further encumbrance of the  
18 Property.”

19 7. In September 2008, Nored discovered that Washington Mutual Bank had not formally  
20 recorded the deed of trust that he signed for on the Loan, and he failed to notify Washington  
21 Mutual of the error.

22 8. On June 7, 2009, following the close of Nored’s subsequent sale of his home, he received  
23 and accepted the sale proceeds of \$535,000. Nored knew that Washington Mutual Bank should  
24 have recorded the lien on the property, which would have prevented him from receiving the sale  
25 proceeds.

26 9. Nored did not disclose to the buyers in the Sale Agreement for his home, or by other



1 means, that he was a licensed principal broker.

2 10. Nored did not repay the loan to Washington Mutual Bank once he received the sale  
3 proceeds even though he signed a due on transfer clause.

4 11. On December 1, 2010, a jury found Nored liable for damages of \$1,396,118.70 stemming  
5 from the 2007 loan and tortious money received of \$535,000. A money judgment was entered  
6 against Nored accordingly.

7 12. The Notice of Intent to Revoke includes violations that are grounds to revoke Nored's  
8 license, and those include: an act of fraud or engaging in dishonest conduct substantially related  
9 to the fitness of the licensee to conduct professional real estate activity, failing to disclose to the  
10 buyers in the 2009 sale of his property that he was a licensed principal broker, and failure to  
11 notify OREA of the December 1, 2010 adverse money judgment against him.

12 13. On October 20, 2011, Nored filed Chapter 7 bankruptcy that included Washington  
13 Mutual Bank as a creditor for \$1,500,000.

14 14. On July 12, 2012, Nored requested a hearing on the Notice of Intent to Revoke.

15 15. Nored applied for an Oregon mortgage loan originator license through the Nationwide  
16 Mortgage Licensing System (NMLS) on October 16, 2012.

17 16. As part of the application, Nored completed several filings including an initial application  
18 that he submitted on October 16, 2012. On the initial application, and all subsequent  
19 applications, Nored answered "no" to disclosure questions (K) through (L) and (N).

20 (K) Has any State or federal regulatory agency or foreign financial regulatory authority or  
21 self-regulatory organization (SRO) ever:

22 (1) found you to have made a false statement or omission or been dishonest,  
23 unfair or unethical? No

24 (2) found you to have been involved in a violation of a financial services-related  
25 business regulation(s) or statute(s)? No

26 (3) found you to have been a cause of a financial services-related business having



1 its authorization to do business denied, suspended, revoked or restricted? No  
2 (4) entered an order against you in connection with a financial services-related  
3 activity? No  
4 (5) revoked your registration or license? No  
5 (6) denied or suspended your registration or license or application for licensure,  
6 disciplined you, or otherwise by order, prevented you from associating with a  
7 financial services-related business or restricted your activities? No  
8 (7) barred you from association with an entity regulated by such commissions,  
9 authority, agency, or officer, or from engaging in a financial services-related  
10 business? No  
11 (8) issued a final order against you based on violations of any law or regulations  
12 that prohibit fraudulent, manipulative, or deceptive conduct? No  
13 (9) entered an order concerning you in connection with any license or  
14 registration? No  
15 (L) Have you ever had an authorization to act as an attorney, accountant, or State or  
16 federal contractor that was revoked or suspended? No  
17 (N) Is there a pending regulatory action proceeding against you for any alleged violation  
18 described in (K) through (L)? No  
19 17. Based on the information provided by Nored, the Division issued him a license on  
20 November 8, 2012.  
21 18. Prior to the hearing date, Nored entered into a Settlement Agreement and Stipulated Final  
22 Order with OREA for the revocation of his principal real estate broker license effective January  
23 23, 2013.  
24 19. To date, Nored has failed to notify the Division of OREA's pending or final license  
25 revocation and never changed any of the above-referenced disclosure answers to "yes."  
26 ///



1 **CONCLUSIONS OF LAW**

2 The Director **CONCLUDES** that:

3 1. By failing to notify Washington Mutual of its error in not recording the deed of trust for  
4 Nored's June 7, 2007 loan after he discovered the mistake, Nored engaged in an unfair or  
5 deceptive practice in violation of ORS 86A.236(5). This violation constitutes grounds to revoke  
6 Nored's license under ORS 86A.224(1)(a).

7 2. By accepting the \$535,000 proceeds for the sale of the subject property when he knew  
8 that Washington Mutual Bank should have recorded a lien on the property, which would have  
9 stopped him from receiving the proceeds, Nored failed to account truthfully for moneys that  
10 belong to a party to a residential mortgage loan transaction in violation of ORS 86A.236(18).  
11 This violation constitutes grounds to revoke Nored's license under ORS 86A.224(1)(a).

12 3. By answering "no" when the answer should have been "yes," prior to entering into the  
13 Settlement Agreement and Stipulated Final Order with OREA, when asked on the NMLS  
14 application question (N): "Is there a pending regulatory action proceeding against you for any  
15 alleged violation described in (K) through (L)?" Nored made a false statement or a material  
16 misstatement of fact on an application in violation of ORS 86A.224(1)(c). This constitutes  
17 grounds to revoke Nored's mortgage loan originator license.

18 4. By failing to change his answer to question (K), "Has any State or federal regulatory  
19 agency or foreign financial regulatory authority or self-regulatory organization (SRO) ever: (5)  
20 revoked your registration or license" from "no" to "yes" after entering into the Settlement  
21 Agreement and Stipulated Final Order with OREA, Nored made a false statement or a material  
22 misstatement of fact on an application in violation of ORS 86A.224(1)(c). This constitutes  
23 grounds to revoke Nored's mortgage loan originator license.

24 **ORDER**

25 **NOW, THEREFORE, THE DIRECTOR ISSUES THE FOLLOWING ORDERS:**

26 The Director, pursuant to ORS 86A.224, hereby **REVOKES** the mortgage loan

1 originator license issued to Nored.

2 This order is as “Final Order” under ORS 183.310(6)(b). Subject to that provision, the  
3 entry of this order does not limit other remedies that are available to the Director under Oregon  
4 Law.

5 IT IS SO ORDERED.

6 Dated this 25<sup>th</sup> day of July, 2014.

7  
8 PATRICK M. ALLEN, Director  
Department of Consumer and Business Services

9  
10 /s/ David Tatman  
David C. Tatman, Administrator  
Division of Finance and Corporate Securities

11  
12 NOTICE: You may be entitled to judicial review of this Order. Judicial review may be obtained  
13 by filing a petition with the Court of Appeals in Salem, Oregon within 60 days from the service  
14 of this order. Judicial review is pursuant to the provisions of ORS 183.482 to the Oregon Court  
15 of Appeals.

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