STATE OF OREGON
DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
DIVISION OF FINANCIAL REGULATION

In the Matter of:	Case No. M-18-0112
ANDRE D. JONES, an Individual, Respondent.	ORDER TO CEASE AND DESIST, ORDER ASSESSING CIVIL PENALTY, ORDER AGREEING NOT TO SEEK LICENSURE AND CONSENT TO ENTRY OF ORDER

The Director of the Department of Consumer and Business Services for the State of Oregon ("Director"), acting in accordance with Oregon Revised Statutes ("ORS") 86A.095 et seq. and Oregon Administrative Rules ("OAR") 441-850-0005 through 441-885-0010 (collectively, "Oregon Mortgage Lender Law"), has conducted an investigation into the activities of Andre D. Jones ("Respondent") and determined that Respondent engaged in violations of the Oregon Mortgage Lender Law.

Respondent, without admitting or denying the Director's findings of fact or conclusions of law, wishes to resolve and settle this matter with the Director.

Now, therefore, as evidenced by the signature(s) subscribed on this Order, Respondent hereby CONSENTS to entry of this Order.

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

FINDINGS OF FACT

The Director FINDS that:

1. Respondent's Nationwide Mortgage Licensing System ("NMLS") number is 153257.

2. On May 9, 2011, Respondent was issued an Oregon mortgage loan originator license ("License").

3. Respondent's License was classified as "Inactive" from April 21, 2014 through January 1, 2017, at which time the License expired.

4. NMLS is the sole system of licensure for mortgage loan originators in Oregon. NMLS maintains the following requirements for mortgage loan originators with inactive licenses:

> "Mortgage loan originators seeking authorization to resume licensable activities under the license must seek a new sponsor and have the new sponsor submit a sponsorship request."[1]

5. At no relevant time was Respondent sponsored to originate residential mortgage loans on behalf of an Oregon-licensed mortgage broker.[2]

6. From on or around May 4, 2014 through on or around August 15, 2014, Respondent offered and negotiated terms for at least ten loans secured by mortgages on Oregon properties upon which four or fewer dwelling units were planned or situated.

CONCLUSIONS OF LAW

The Director CONCLUDES that:

7. A loan secured by a mortgage on four or fewer residential dwelling units is a residential mortgage loan under ORS 86A.200(8).

8. By offering or negotiating terms for at least ten Oregon residential mortgage loans, Respondent engaged in business as a mortgage loan originator under ORS 86A.200(4)(a)(B).

9. By engaging in business as a mortgage loan originator without an active License, Respondent violated ORS 86A.203(1)(a).

10. The Director may issue an order to Respondent to immediately and permanently cease and desist from violating a provision of ORS 86A.200 to 86A.239, under ORS

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[1] See https://mortgage.nationwidelicensingsystem.org/licensees/resources/LicenseeResources/License%20Status%20Definitions.pdf#search=license%20status.

[2] At all relevant times, Respondent was employed by MLD Mortgage, Inc. ("MLD") as a Regional Director of Sales and Business Development. See related Division of Financial Regulation ("Division") case number M-17-0159 against MLD.

86A.224(2)(a).

ORDERS

Now therefore, the Director issues the following Orders:

11. As authorized by ORS 86A.224(2)(a), the Director ORDERS Respondent to CEASE AND DESIST from violating a provision of ORS 86A.200 to 86A.239.

12. As authorized by ORS 86A.224(3)(a), the Director hereby ORDERS that Respondent be subject to a CIVIL PENALTY of $5,000 for violating ORS 86A.203(1)(a).

13. The Director hereby suspends payment of $4,000 of the CIVIL PENALTY for a period of three years, provided Respondent:

A. Pays the remaining $1,000 of the CIVIL PENALTY pursuant to the terms of this Order; and

B. Does not violate the Oregon Mortgage Lender Law within the three-year time period.

14. The non-suspended CIVIL PENALTY ($1,000) is due and payable as follows:

A. $334 at the time this Order is returned to the Division;

B. $333 by July 1, 2019; and

C. $333 by August 1, 2019.

15. The suspended CIVIL PENALTY ($4,000) will be waived three years from the effective date of this Order, provided Respondent has complied with the foregoing Order terms. The Director reserves the right to immediately assess and collect the suspended civil penalty upon a determination that Respondent has violated any term of this Order.

16. Respondent agrees not to seek future licensure in Oregon as a mortgage loan originator.

17. This Order is binding upon Respondent's successors and assigns.

18. This Order is a "Final Order" under ORS 183.310(6)(b). Subject to that provision, the entry of this Order does not limit other remedies that are available to the

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Director under Oregon law.

SO ORDERED this 12th day of June, 2019.

CAMERON C. SMITH, Director
Department of Consumer and Business Services

/s/ Dorothy Bean
Dorothy Bean, Chief of Enforcement
Division of Financial Regulation

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CONSENT TO ENTRY OF ORDER

I, Andre D. Jones, state that I have read the foregoing Order and that I know and fully understand the contents hereof. I have been advised of my right to a hearing and of my right to be represented by counsel in this matter. I neither admit nor deny the Director's findings of fact or conclusions of law but voluntarily consent to the entry of this Order without any force or duress, expressly waiving any right to a hearing in this matter, as well as any rights to administrative or judicial review of this Order. I understand that the Director reserves the right to take further actions against me to enforce this Order or to take appropriate action upon discovery of other violations of the Oregon Mortgage Lender Law by me. I will fully comply with the terms and conditions stated herein.

Signature: /s/ Andre D. Jones

State of Washington

County of Pierce

Signed or attested before me on this 5th day of June, 2019 by Andre D. Jones.

/s/ Jessica Herting
Notary Public

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