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

In the Matter of: Pacific Investing Inc., Respondent.	**MSD 18-0099** **Final Order to Cease and Desist and Consent to Entry of Final Order Assessing Civil Penalties**

The Director of the Department of Consumer and Business Services for the State of Oregon (Director), acting pursuant to his authority granted in Oregon Revised Statutes (ORS) 446.661 *et seq.* and Oregon Administrative Rules (OAR) 441-446-0100 through 441-446-0300 (Oregon Manufactured Structure Dealers and Dealerships Law), investigated the activities of Pacific Investing, Inc. (Pacific) and determined that violations had been committed.

Pacific now wishes to resolve and settle this matter with the Director. As evidenced by the authorized signature subscribed on this order, Pacific consents to entry of this order upon the Director's Findings of Fact and Conclusions of Law as stated below.

FINDINGS OF FACTS

The Director finds that:

1. On or about February of 2018, the Oregon Division of Financial Regulation (Division) received a complaint regarding the activities occurring at Columbia River Mobile Home Park located at 475 Shane Drive, Arlington, Oregon (Columbia River Park). The Division began an investigation into the activities at the park.

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

2. Columbia River Park was purchased by Pacific by Deed in Lieu of Foreclosure on January 1, 2015.

3. Pacific is a foreign corporation registered in the State of Washington with Daren Jones listed as the Governing Person.

4. At all times material, Pacific was not registered with the Oregon Secretary to conduct business in Oregon.

5. At all times material, Pacific did not have an Oregon manufactured structure dealers (MSD) license.

6. The investigation revealed that Pacific had previously been advised by the Division that it needed to obtain a MSD license in order to sell manufactured structures in Oregon.

7. During the investigation, Daren Jones stated that it was not the intent of Pacific to own any manufactured structures. Currently there are approximately 15 structures at Columbia River Park in which Pacific is either the titled owner or the security interest holder.

8. On or about November 16, 2017, Pacific sold manufactured structure HID No. 252493 located at Columbia River Park to buyer A. K. for $600. This sale occurred after the Division had made Pacific aware of the need to obtain a MSD license before selling any manufactured structures in Oregon.

9. On July 8, 2019, Pacific obtained an Oregon Manufactured Structure Limited License. The license number is MSL 176 with an expiration date of July 31, 2021.

CONCLUSIONS OF LAW

The Director concludes that:

1. Pacific acted as manufactured structure dealer on or about November 16, 2017 when Pacific sold, or offered to sell, at least one manufactured structure located in Oregon without a MSD license in violation of ORS 446.671(1)(a).

ORDERS

NOW, THEREFORE, the Director issues the following orders:

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1. Pursuant to ORS 446.748, the Director hereby orders Pacific to cease and desist from violating the Oregon Manufactured Structure Dealers and Dealerships Law.

2. Pursuant to ORS 446.995(2)(a) the Director orders Pacific to pay a total civil penalty of $1,500 for one violation of ORS 446.671(1)(a).

3. However, the $750 of the civil penalty shall be suspended for a period of three (3) years provided that Pacific does not violate any terms or conditions of this Consent Order. If at the end of the three (3) year period Pacific has fully complied the provisions of the Consent Order, the civil penalty will automatically expire. If Pacific is found to have committed any such violation, then the suspended portion of the assessed civil penalty will become immediately due and payable. If Pacific does not violate the terms of this Consent Order within three years from the date of the Final Order, the suspended portion of the civil penalty is waived.

4. The remaining civil penalty of $750 shall be submitted to the Director at the time the Consent Order is submitted to the Director.

Dated this 15th day of August, 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, Daren Jones state that I am an officer of Pacific and I am authorized to act on its behalf. I have read the foregoing order and I know and fully understand the contents hereof. I have been advised of the right to a hearing and of the right to be represented by counsel in this matter. Pacific voluntarily and without any force or duress consents to the entry of this Order expressly waiving any right to a hearing in this matter. Pacific understands that the Director reserves the right to take further actions to enforce this Order or to take appropriate action upon discovery of other violations of the Oregon Mortgage Lender Law. Pacific will fully comply with the terms and conditions stated herein.

Pacific further assures the Director that neither Pacific nor its officers, directors, employees, or agents will effect mortgage transactions in Oregon unless such activities are in full compliance with the Oregon Manufactured Structure Dealers and Dealerships Law. Pacific understands that this consent order is a public document.

By /S/Daren Jones President
Title

ACKNOWLEDGMENT

State of Washington)
)ss.
County of Pierce)

This instrument was acknowledged before me on July 31, 2019 by /S/ Brandi D. Matzke.

/S/ Brandi Matzke
Notary Public

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