

**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**

<p>In the Matter of:</p> <p>Loan Review, Inc.,</p> <p style="text-align: center;">Respondent.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>M-09-0072</p> <p>FINAL ORDER TO CEASE AND DESIST, ASSESSING CIVIL PENALTIES,</p> <p>ENTERED BY DEFAULT</p>
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On February 1, 2010 the Director of the Department of Consumer and Business Services (the "Director") acting by the authority of Oregon Revised Statutes ("ORS") 86A.095 et seq. (the "Oregon Mortgage Lender Law") [formerly numbered ORS 59.840 to 59.980, changed effective January 1, 2010], issued Administrative Order M-09-0072, ORDER TO CEASE AND DESIST, ASSESSING CIVIL PENALTIES AND NOTICE OF RIGHT TO HEARING (the "Proposed Order") against Loan Review, Inc. (the "Respondent").

On or about February 3, 2010 Respondent was mailed true copies of the Proposed Order by regular, first-class mail and by certified mail, postage prepaid, return receipt requested, and addressed to: Loan Review, Inc. 1430 Blue Oaks BLVD., #250, Roseville, CA 95747. Both the certified and regular mailing were returned as undeliverable.

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

NOW THEREFORE, after consideration of the Division's investigative file and related documents, the Director hereby issues the following Findings of Fact,

1 Conclusions of Law, and Final Order.

2 **FINDINGS OF FACT**

3 The Director **FINDS** that:

4 1. Respondent is a corporation licensed with the California Department of Real
5 Estate, with a mailing address and main office of 1430 Blue Oaks Blvd., #250, Roseville,
6 CA 95747. John Alvin Bohl III (“Bohl”) is listed as the Designated Officer of Respondent
7 with the California Department of Real Estate.

8 2. On or about May 14, 2009 the Division of Finance and Corporate Securities (the
9 “Division”) received a complaint from an Oregon consumer stating that she had received
10 a phone call from Respondent regarding a residential mortgage loan.

11 3. At no relevant time herein was Respondent licensed to conduct residential
12 mortgage transactions in the State of Oregon.

13 4. On or about May 14, 2009 a Division employee faxed and mailed a request to
14 Respondent, addressed to Bohl’s attention, inquiring about all solicitations to Oregon
15 consumers, pursuant to ORS 86A.127 (2) [formerly numbered ORS 59.885 (2)]. The
16 requested information was required to be delivered to the Division by 5 p.m. May 29,
17 2009.

18 5. On or about June 8, 2009 the Oregon consumer forwarded to a Division
19 employee an email from Respondent providing her information about a residential
20 mortgage loan, and providing her with information on how to obtain one if she was
21 interested. The consumer provided a copy of the email to the Division, which showed
22 that it had been sent directly from Respondent to the consumer. The email contained
23 the electronic signature of Respondent’s employee.

24 6. On or about June 8, 2009 a Division employee contacted Bohl, who stated that
25 Respondent purchases marketing leads, and that Respondent was not licensed to
26 conduct Oregon residential mortgage transactions. The Division employee reminded

1 Bohl at this time of the required list of all solicitations of Oregon consumers that had
2 previously been requested. Bohl did not at this point, or at any other time, provide the
3 requested information.

4 7. As of January 1, 2010 the Division has not received the requested information.

5 **CONCLUSIONS OF LAW**

6 The Director **CONCLUDES** that:

7 1. By attempting to engage in Oregon residential mortgage transactions without a
8 license when Respondent sent an email to an Oregon consumer providing her
9 information on an Oregon residential mortgage loan, and telling her how to obtain an
10 Oregon residential mortgage loan through his company, if she was interested,
11 Respondent violated ORS 86A.103 (1) and (2) [formerly numbered ORS 59.845 (1) and
12 (2)].

13 2. Respondent violated ORS 86A.145 (1) [formerly numbered ORS 59.915 (1)] by
14 not responding to the Division's request for a list of all Oregon consumers solicited for
15 Oregon residential mortgage transactions.

16 **ORDER**

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

18 The Director, pursuant to ORS 86A.127 (4) [formerly numbered ORS 59.885 (4)]
19 hereby **ORDERS** that Respondent, including any assignees or successor business(es) or
20 corporation(s), will **CEASE AND DESIST** from violating any provision of Oregon
21 Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010 and any rule, order
22 or policy issued by the Division, specifically including but not limited to engaging in
23 Oregon residential mortgage transactions without a license as prohibited by ORS
24 86A.103 (1) [formerly numbered ORS 59.845 (1)]; **AND**

25 The Director, pursuant to ORS 86A.992 [formerly numbered ORS 59.996], hereby
26 **ORDERS** Respondent to pay the State of Oregon a civil penalty of **\$5500**, based on

1 **\$500** for violating ORS 86A.103 (1) and (2) [formerly numbered ORS 59.845 (1) and
2 (2)], and **\$5000** for violating ORS 86A.145 (1) [formerly numbered ORS 59.915 (1)].

3 The date of this Order is the day the Director or Director's nominee signs the Order.
4 The entry of this Order does not affect or limit in any manner the Director's ability to
5 invoke further remedies, specifically including but not limited to assessing civil penalties
6 or denying, suspending, conditioning or revoking a license, which may be available to
7 the Director under Oregon law based upon the violation(s) noted in this Order or any
8 other violation.

9
10 Dated this 3rd day of March, 2010, at Salem, Oregon.

11 NUNC PRO TUNC February 1, 2010.

12
13 CORY STREISINGER, Director
Department of Consumer and Business Services

14
15 /s/ **David Tatman**
David Tatman, Administrator

16 Division of Finance and Corporate Securities
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18 **NOTICE OF APPEAL RIGHTS**

19 You are entitled to seek judicial review of this Final Order. Judicial review may be
20 obtained by filing a petition for review with the Oregon Court of Appeals in Salem,
21 Oregon within sixty (60) days from the date of service of this Final Order. Judicial
22 review is pursuant to the provisions of **ORS 183.482**.

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