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

In the Matter of: **Marketline Mortgage LLC, NMLS 1842, ML No. 3950,** **Respondents.**	**M-15-0049** **Order to Cease and Desist and Consent to Entry of Order**

The Director of the Department of Consumer and Business Services for the State of Oregon (hereinafter "the Director") conducted an investigation of Marketline Mortgage LLC (Marketline). The Director determined that the Respondents engaged in activities constituting violations of ORS 86A.100 et seq. and OAR 441-850-0005 through 441-885-0010 (hereinafter collectively cited as the "Oregon Mortgage Lender Law") and the Respondents now wish to resolve and settle this matter with the Director.

As evidenced by the authorized signature subscribed on this order, Marketline and consents to entry of this order upon the Director's Findings of Fact and Conclusions of Law as stated hereinafter:

FINDINGS OF FACT

The Director finds that:

1. Marketline is a foreign limited liability company first incorporated in Arizona on February 11, 2005. Marketline's Nationwide Mortgage Licensing System (NMLS) Id. No. is 1842.

2. Marketline first obtained an Oregon mortgage broker license from the Division of Finance and Corporate Securities (Division) on February 17, 2006, and was issued No. ML-3950. Marketline is also licensed in Arizona.

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3. Marketline's principal place of business listed with the Oregon Secretary of State is 16427 N Scottsdale Road #410, Scottsdale, AZ 85260.

4. David Hemmingsen, aka Taum Hemmingsen, (Hemmingsen) is listed in the NMLS as the control person and qualifying individual for Marketline. Hemmingsen is also the loan originator for Marketline and his NMLS Id. No. is 51267.

5. On July 3, 2013, the Division concluded a routine exam of Marketline's books and records. The company received a score of 3 on a scale of 1 to 5 with 5 being a poor score. A score of 3 is satisfactory.

6. During the exam, it was discovered that Marketline had listed on Hemmingsen' s company profile, the location of an office on the northern Oregon coast.

7. It was also discovered that Marketline had procured a business license from the City of Cannon Beach, Oregon and had possessed the license for several years.

8. Marketline had not disclosed the existence of a branch office to the Director.

9. When questioned about the existence of the branch office, Marketline responded that the Hemmingsen family has a vacation home in Cannon Beach, Oregon and vacations there on an infrequent basis. Marketline further stated that all of its processing is done in Arizona; that Marketline has no public office in Cannon Beach; and that it does not advertise in Oregon.

10. During the exam, the files for Oregon borrowers NA, RE and JS did not contain interest rate lock or float agreements.

CONCLUSIONS OF LAW

The Director concludes that:

1. Marketline operated or intended to operate a branch office at the Cannon Beach, Oregon location without first obtaining a license to do so in violation of ORS 86A.166(2) and OAR 441-860-0030(1).

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2. Marketline failed to included the interest rate lock or float agreements in the borrowers' files for Oregon borrowers NA, RE and JS as required by OAR 441-865-0060(1)(c).

ORDER

Cease and Desist

1. Pursuant to ORS 86A.127(4) the Director hereby orders Marketline, and all entities owned or controlled by Marketline, to cease and desist from violating the Oregon statutes regulating mortgage lending, ORS 86A.100 et seq.

2. Pursuant o ORS 86A.992 may assess a civil penalty in an amount not to exceed $5,000 per violation against any person who violates or who procures, aids or abets in the violation of any provision of ORS 86A.095 to 86A.198 or any rule or order issued by the Director.

3. The Director, pursuant to ORS 86A.992(1), hereby to orders Marketline to pay a civil penalty of $5,000 as follows:

a. $2,500 for one violation of ORS 86A.166(2) and OAR 441-860-0030(1);

b. $2,500 for one violation of OAR 441-865-0060(1)(c).

4. However, the Division will suspend $2,500 of the civil penalty so long as Marketline does not violate any provision of the Oregon Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010 or any rule, order, or policy issued by the Division. If Marketline is found to have committed any such violation, then the suspended portion of the assessed civil penalty will become immediately due and payable. If Respondent does not violate the Oregon Mortgage Lender Law, OAR 441-850-0005 through 441-885-0010 or any rule, order, or policy issued by the Division in three years from the date of the Order, the suspended portion of the civil penalty is waived.

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5. Marketline shall make full payment of $2,500 no later than August 24, 2015.

Dated this 25th day of August , 2015 at Salem, Oregon.

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

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

ENTITY CONSENT TO ENTRY OF ORDER

I, David Hemmingsen, state that I am an officer of Marketline Mortgage, LLC, and I am authorized to act on its behalf. I have read the foregoing order and that 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. Marketline Mortgage, LLC voluntarily and without any force or duress consents to the entry of this order expressly waiving any right to a hearing in this matter. Marketline Mortgage, LLC 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. Marketline Mortgage, LLC will fully comply with the terms and conditions stated herein.

Marketline Mortgage, LLC further assures the Director that neither Marketline Mortgage, LLC, nor its officers, directors, employees, or agents will effect mortgage transactions in Oregon unless such activities are in full compliance with the Oregon Mortgage Lender Law. Marketline Mortgage, LLC understands that this consent order is a public document.

Dated this 24th day of August 2015, at Scottsdale, Arizona.

By /s/ Daum Henningsen

President
Title

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ENTITY ACKNOWLEDGMENT

State of Oregon)
)ss.
County of Clatsop)

There appeared before me this 6 day of August 2015, David Hemmingsen who was first duly sworn on oath, and stated that he was and is an officer of Marketline Mortgage, LLC and he is authorized and empowered to sign this Consent to Entry of Order on behalf of Marketline Mortgage, LLC and to bind Marketline Mortgage, LLC to the terms hereof.

/s/ Dalena Jean Stinnett
Notary Public for the State of: Oregon
My commission expires: October 3, 2016

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