COMMONWEALTH OF KENTUCKY
ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
OFFICE OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2008-AH-006

OFFICE OF FINANCIAL INSTITUTIONS COMPLAINANT

vs.

FINAL ORDER
REVOKING REGISTRATION

MARY JANE HALL RESPONDENT

Statement of Facts

1. The Office of Financial Institutions ("OFI") is responsible for regulating and licensing mortgage loan companies, mortgage loan brokers, and mortgage loan originators in accordance with the provisions of KRS Chapter 286.8, the Mortgage Loan Company and Mortgage Loan Broker Act.

2. Respondent applied for and is registered with OFI as a mortgage loan originator pursuant to KRS 286.8-255.

3. Respondent was employed with First Choice Funding d/b/a NorStar Mortgage. During an examination of First Choice Funding d/b/a NorStar Mortgage, it was discovered that Ms. Hall's husband, Charlie Hall, originated a mortgage loan without being properly registered in accordance with KRS 286.8-255. Upon further investigation, it was discovered that the borrower had little to no contact with Ms. Hall, despite Ms. Hall's name being listed as the loan officer on the loan application.

4. On March 5, 2008, OFI filed an Administrative Complaint against Respondent seeking revocation of Respondent's registration as a mortgage loan originator in the

Commonwealth of Kentucky. Respondent failed to respond to the complaint, and therefore no hearing was requested in this matter.

Statutory Authority

1. Pursuant to KRS 286.8-255(6), all mortgage loan brokers and loan officers originating loans in Kentucky shall be subject to KRS 286.8-090(1)(a), (c),(g) and (n), KRS 286.8-220(2) and KRS 286.8-990.

2. Pursuant to KRS 286.8-090(1)(a),(c),(g) and (n), if the executive director finds that a mortgage loan broker or loan officer has failed to comply with the requirements of KRS 286.8, has not conducted business in accordance with law or the method of business includes or would include activities which are illegal where performed, or has willfully violated any provision of KRS 286.8 or any regulation thereunder, has made any misrepresentations or false statements to, or concealed any essential or material fact from, any person in the course of acting as a mortgage loan broker or engaged in a course of business which has worked or tended to work a fraud upon any person, or has demonstrated incompetence or untrustworthiness to act as a licensee or registrant, the executive director may revoke the registration of the broker or loan officer.

3. Pursuant to KRS 286.8-220(2)(a) and (b), it is unlawful for any regulated person, in connection with the operation of a mortgage loan business or the management or servicing of mortgage contracts, directly or indirectly, to employ a device, scheme, or artifice to defraud, or to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

4. Pursuant to KRS 286.8-990(5), the executive director may assess a fine of not less than one thousand dollars ($1,000) nor more than five thousand dollars ($5,000) against any regulated person that violates any provision of KRS Chapter 286.8.

Conclusions

Based upon the foregoing, the executive director has determined as follows:

1. Respondent applied for and was issued a mortgage loan originator registration by OFI for the purpose of originating residential mortgage loans in Kentucky.

2. Respondent violated KRS 286.8-220(2) and various provisions of KRS 286.8-090 by allowing an unregistered person to originate mortgage loans under her name, and thus, Respondent's registration as a mortgage loan originator is subject to being revoked pursuant to KRS 286.8-090.

3. Despite being properly served pursuant to KRS 13B.050(2) with an Administrative Complaint, Respondent failed to respond to the Complaint or request a hearing within twenty (20) days of service of the complaint as required by 808 KAR 12:030.

Order

THEREFORE, based upon the foregoing statement of facts, statutory authority, and conclusions, the executive director **HEREBY ORDERS** as follows:

1. That **Mary Jane Hall's** registration as a mortgage loan originator is **REVOKED**;

2. That **Mary Jane Hall** is prohibited from participating in any business activity of a registrant or licensee and from engaging in any business activity on the premises where a licensee or registrant is conducting its business; and

3. This is a **FINAL ORDER**.

This **ORDER** shall become effective upon completion of service as it is set forth in KRS 13B.050(2).

Notice of Appeal Rights

Pursuant to KRS 286.8-210, you are hereby notified that you have the right to appeal this Final Order of the Executive Director. If you choose to appeal, you must file a written Notice of Appeal with the Franklin Circuit Court within sixty (60) days after entry of this Order.

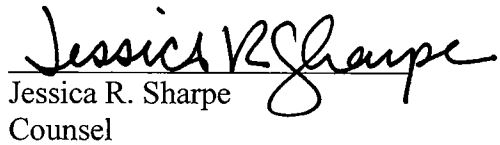
IT IS SO ORDERED on this the 21st day of April, 2008.

Cordell G. Lawrence
Executive Director
Office of Financial Institutions
1025 Capital Center Drive, Ste. 200
Frankfort, Kentucky 40601

Certificate of Service

I, Jessica R. Sharpe, hereby certify that a copy of the foregoing **Final Order Revoking Registration** was sent on this the 22 day of April, 2008, by certified mail, return receipt requested, to the following:

Ms. Mary Jane Hall
500 Brook Stone Way
Louisville, KY 40223



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