

COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2016-AH-00032
ADMINISTRATIVE ACTION NO. 16-PPC-0083



DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v. FINAL ORDER OF DISMISSAL AS SETTLED

A-1 MORTGAGE LLC

RESPONDENT

* * * * *

This matter is before the Commissioner of the Department of Financial Institutions pursuant to KRS 13B.120. For the reasons set forth herein, the Commissioner hereby enters his **Final Order of Dismissal as Settled**, adopting the Order Cancelling Prehearing Conference and Recommended Order of Dismissal as Settled, as issued by the Hearing Officer on May 31, 2016, which contained no additional findings of fact and resulted in no exceptions to the Recommended Order.

FINDINGS OF FACTS AND CONCLUSIONS OF LAW

1. The Department of Financial Institutions ("DFI") is responsible for regulating and licensing entities engaged in mortgage loan brokering, origination and processing in accordance with the provisions set forth in KRS Chapter 286.8.

2. On or about February 9, 2016, A-1 Mortgage, LLC ("A-1 Mortgage") filed an application with DFI for a mortgage broker license, pursuant to KRS 286.8-032 and 808 KAR 12:021. The principal business address for A-1 Mortgage is 225 South Hurstbourne

Parkway, Suite 204, Louisville, Kentucky 40222. The principal owner of A-1 Mortgage is Colleen Parker.

3. On March 9, 2016, DFI issued a Notice of Entry of Order of Denial of Mortgage Loan Broker License. On March 21, 2016, DFI issued an Amended Notice of Intent to Enter an Order of Denial of Mortgage Loan Broker License based upon the statutory elements of KRS 286.8-080 and KRS 286.8-090(1)(a)(h) and (n).

4. On March 16, 2016, A-1 Mortgage submitted a request for a hearing to DFI, pursuant to KRS 286.8-044. On March 21, 2016, a notice of administrative hearing was filed by DFI with the Administrative Hearings Branch of the Office of the Attorney General for the purpose of addressing the single, material issue of whether DFI had grounds to deny the mortgage broker license application of A-1 Mortgage.

5. On or about April 6, 2016, A-1 Mortgage withdrew its application with DFI for a mortgage loan broker license.

6. On or about April 18, 2016, A-1 Mortgage submitted a new mortgage loan broker license application with DFI in accordance with the requirements of KRS Chapter 286.8 and 808 KAR 12.

7. On or about April 27, 2016, after review of all documents and data for the new mortgage loan broker license application to ensure A-1 Mortgage's adherence to applicable mortgage services statutes and regulations, DFI approved the new application. The company was granted a license. The license number is MB360954 (NMLS #: 1461113).

8. On May 24, 2016, DFI filed a motion to dismiss the proceeding before the Administrative Hearings Branch of the Office of the Attorney General on the basis that there are no remaining material issues of fact or law to be heard or addressed.

9. On or about May 31, 2016, the Office of the Attorney General issued a recommended order of dismissal as settled of this matter.

10. A-1 Mortgage has now been granted a mortgage loan broker license and no other cases or controversies presently remain before DFI for resolution, as it pertains to this company.

ORDER

11. **THEREFORE**, based upon the foregoing, the commissioner hereby **ORDERS** that this matter is **DISMISSED AS SETTLED**, and no other issues of law or fact need to be addressed.

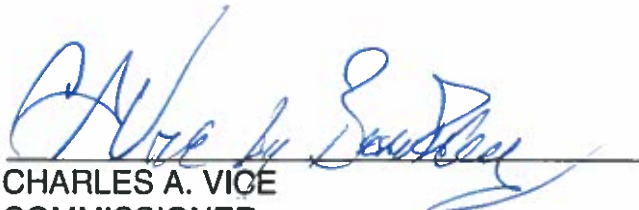
12. The Order Cancelling Prehearing Conference and Recommend Order of Dismissal as Settled issued by the Hearing Officer on May 31, 2016, and attached hereto, is adopted in full and incorporated herein by reference into this Final Order.

13. This is a **FINAL AND APPEALABLE ORDER**. The **EFFECTIVE DATE** of this Order shall be the date reflected on the certificate of service attached to this Order.

NOTICE OF APPEAL RIGHTS

Pursuant to KRS 286.8-210, you are hereby notified that any person aggrieved by this Final Order of the commissioner may obtain a review of the Order by the Franklin Circuit Court. If you choose to appeal, you must file a written petition asking that the order be modified or set aside in whole or in part in the Franklin Circuit Court within sixty (60) days after the date reflected on the certificate of service attached to this Final Order. A copy of the petition must be served upon the commissioner.

IT IS SO ORDERED on this the 12 day of June 2016.



CHARLES A. VICE
COMMISSIONER

CERTIFICATE OF SERVICE

I hereby certify that on the 13 day of June, 2016 a copy of this Final Order was served as follows:

By State Messenger Mail to:

Administrative Hearings Branch
Mr. Jim Dickinson, Hearing Officer
Office of the Attorney General, Suite 200
1024 Capital Center Drive
Frankfort, Kentucky 40601

By certified mail, postage prepaid, to:

Mr. Greg Clare
Counsel for A-1 Mortgage, LLC
Wetterer & Clare
2933 Bowman Avenue
Louisville, KY 40222

By Hand-Delivery to:

Tiffany Bowman
Attorney
Department of Financial Institutions
Office of Legal Services



Department of Financial Institutions

RECEIVED
JUN 01 2016
DFI/OGC

COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2016-AH-00032
ADMINISTRATIVE ACTION NO. 16-PPC-0083

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs. ORDER CANCELLING PREHEARING CONFERENCE
AND
RECOMMENDED ORDER OF DISMISSAL AS SETTLED

A-1 MORTGAGE, LLC

RESPONDENT

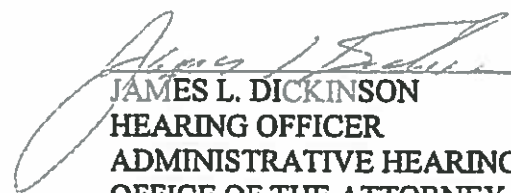
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The Hearing Officer having been informed by motion of the Complainant, Department of Financial Institutions, that the parties in this matter have reached a settlement in this case and therefore, the prehearing conference scheduled for June 24, 2016, should be cancelled and this matter be dismissed as settled and the Hearing Officer being fully advised;

IT IS HEREBY ORDERED that the Prehearing Conference scheduled for June 24, 2016, is CANCELLED.

IT IS HEREBY RECOMMENDED that the Commissioner enter a Final Order dismissing the above styled matter as SETTLED.

ENTERED this 31ST day of MAY, 2016.


JAMES L. DICKINSON
HEARING OFFICER
ADMINISTRATIVE HEARINGS BRANCH
OFFICE OF THE ATTORNEY GENERAL
1024 CAPITAL CENTER DRIVE, SUITE 200
FRANKFORT, KY 40601-8204
(502) 696-5442

CERTIFICATE OF SERVICE

I hereby certify that the original of this ORDER was served this 31st day of May, 2016 by messenger mail, to:

GENERAL COUNSEL
DEPT OF FINANCIAL INSTITUTIONS
OFFICE OF LEGAL SERVICES
1025 CAPITAL CENTER DR STE 200
FRANKFORT KY 40601

for filing; and by first class mail, postage prepaid, to:

GREG CLARE
WETTERER & CLARE
2933 BOWMAN AVE
LOUISVILLE KY 40222

and by messenger mail, to:

TIFFANY BOWMAN
DEPT OF FINANCIAL INSTITUTIONS
OFFICE OF LEGAL SERVICES
1025 CAPITAL CENTER DR STE 200
FRANKFORT KY 40601

Sheresa Bargan
DOCKET COORDINATOR

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