



**COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2015-AH-00106**

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

AGREED ORDER

AMERISAVE MORTGAGE CORPORATION (MC19732)

RESPONDENT

* * * * *

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

2. AmeriSave Mortgage Corporation (“Respondent”) is authorized to do business in Kentucky as a mortgage company licensee pursuant to KRS Chapter 286.8. Respondent’s principal location is at 3525 Piedmont Road NE, 8 Piedmont Center, Suite 600, Atlanta, GA 30305. Respondent’s license number is MC19732. (ICIE# 325115)

3. DFI conducted an examination of the Respondent on March 16, 2015, and discovered that two employees who each had processed one Kentucky mortgage loan did so without being licensed as a Kentucky loan processor in violation of KRS 286.8-030(1)(c) and KRS 286.8-030(1)(d).

4. DFI possesses a range of administrative authority in addressing violations of the Act, including license revocation or denial, suspension or the imposition of civil penalties. See KRS 286.8-046 and 286.8-090.

5. In this case, DFI assessed a civil penalty against Respondent in the amount of Two Thousand Dollars (\$2,000.00) for violating KRS 286.8.

6. In the interest of economically and efficiently resolving the violation(s) described herein, DFI and Respondent agree as follows:

a. Respondent agrees to a civil penalty assessment in the amount of Two Thousand Dollars (\$2,000.00) for the violation(s) described herein;

b. Respondent agrees to and shall pay the total civil penalty assessed herein of Two Thousand Dollars (\$2,000.00). The payment shall be due when Respondent signs and returns the Agreed Order. The payment shall be in the form of a certified check or money order made payable to “Kentucky State Treasurer” and mailed to the Department of Financial Institutions, Attn: Non-Depository Division – ORDER, 1025 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601;

c. Respondent shall devote the time and resources necessary to ensure continual and full compliance with all statutory requirements set forth in KRS Chapter 286.8.

7. Respondent waives its right to demand a hearing at which it would be entitled to legal representation, to confront and cross examine witnesses, and to present evidence on its own behalf, or to otherwise appeal or set aside this Order.

8. Respondent consents to and acknowledges the jurisdiction of DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

9. Respondent agrees that it will only use Kentucky licensed loan processors when originating residential mortgage loans from its Kentucky branch locations.

10. In consideration of execution of this Agreed Order, Respondent for itself, and for its successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, DFI, Office of Legal Services, and each of their members, agents, and employees in their individual capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, that Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this settlement or its administration.

11. By signing below, the parties acknowledge they have read the foregoing Agreed Order, know and fully understand its contents, and that they are authorized to enter into and execute this Agreed Order and legally bind their respective parties.

12. This Agreed Order shall constitute the Final Order in this matter.

IT IS SO ORDERED on this the 16th day of July, 2015.


CHARLES A. VICE
COMMISSIONER
on behalf of Charles Vice

Consented to:

This 16th day of July, 2015.

This 9th day of July, 2015.

Tammy R. Scruggs
Tammy Scruggs, Director
Division of Non-Depository Institutions
Department of Financial Institutions

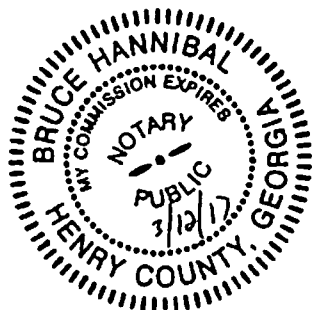
[Signature]
Authorized Representative
AmeriSave Mortgage Corporation
License # MC19732

ACKNOWLEDGEMENT

STATE OF Georgia)
)
COUNTY OF Fulton)

On this the 9th day of July, 2015, before me Bruce Hannibal, the undersigned, Ed Abufaric, Jr., did personally appear and acknowledge himself/herself to be the authorized representative for AmeriSave Mortgage Corporation and that he/she, entered into and executed the foregoing instrument for the purposes therein contained.

My Commission Expires: 5/12/17



[Signature]
Notary Public

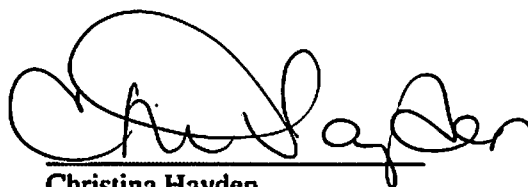
CERTIFICATE OF SERVICE

I, Christina Hayden, hereby certify that a copy of the foregoing Agreed Order was sent on this the 17 day of July, 2015, by certified mail, return receipt requested, to:

Ms. Heather Hoffman
Regulatory Compliance Manager
AmeriSave Mortgage Corporation
3525 Piedmont Road NE
8 Piedmont Center, Suite 600
Atlanta, GA 30305

Via hand-delivery to:

Hon. Gary W. Adkins
1025 Capital Center Drive, Suite 200
Frankfort, Kentucky 40601

A handwritten signature in black ink, appearing to read 'Christina Hayden', written over a horizontal line.

Christina Hayden
Department of Financial Institutions