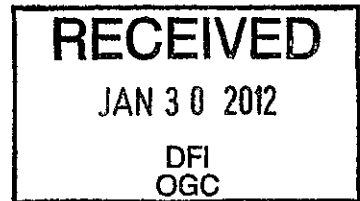


COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2012-AH-0004



DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v.

AGREED ORDER

CMCO MORTGAGE, LLC
d/b/a HOME LENDING SOURCE

RESPONDENT

* * * * *

1. The DFI is responsible for regulating and licensing mortgage loan companies, mortgage loan brokers, mortgage loan originators and mortgage loan processors in accordance with the provisions of KRS Chapter 286.8, the Mortgage Licensing and Regulation Act ("the Act").

2. Respondent is and was, at all times relevant herein, a mortgage loan company licensed to conduct such business in Kentucky. Respondent's principal office and last known address is 7851 Freeway Circle, Middleburg Heights, Ohio 44130. Respondent's Nationwide Mortgage Licensing System and Registry ("NMLSR") number is 119287.

3. Respondent operates a licensed branch office located at 2511 Preston Highway, Louisville, Kentucky 40217, the license number for which branch is MC73374 and the NMLSR number for which is 394093.

4. Respondent also operates a licensed branch office located at 12307 Old LaGrange Road, Louisville, Kentucky 40245, the license number for which branch is MC73903 and the NMLSR number for which is 398215.

5. The DFI conducted a mortgage loan company exam of Respondent's Bluegrass Parkway branch on August 17, 2011. During this examination, the DFI

discovered that Respondent's branch employed and used an unregistered mortgage loan processor in connection with at least one (1) Kentucky loan.

6. The DFI conducted a mortgage loan company exam of Respondent's Old LaGrange Road branch on August 23, 2011. During this examination, the DFI discovered that Respondent's branch also employed and used an unregistered mortgage loan processor in connection with at least one (1) Kentucky loan, in violation of KRS 286.8-030(1)(d).

7. By letter dated December 9, 2011, the DFI notified Respondent of its violations of KRS 286.8-030(1)(d). The letter directed Respondent to indicate in writing by December 29, 2011 whether it wished to settle this matter. Respondent delivered no response to the DFI.

8. On January 10, 2012, the DFI filed an Administrative Complaint ("Complaint") against Respondent seeking imposition of fines of not less than one thousand dollars (\$1,000.00) for each violation as well as any other appropriate relief to which the DFI may be entitled under the Act.

9. The Complaint was mailed via certified mail, return receipt requested, to Respondent's principal office and last known address referenced herein.

10. On January 18, 2012, the DFI received a delivery receipt confirming that the Complaint was delivered to and signed for on behalf of Respondent on January 13, 2012.

11. On January 24, 2012, the DFI received tender by Respondent of two (2) checks in the amount of one thousand dollars (\$1,000.00) each, in satisfaction of the fines assessed in connection with the violations described herein.

12. On January 25, 2012, the DFI received a written response from Respondent confirming its intent to settle the matter as offered by the DFI.

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

- a. Respondent agrees to a fine assessment in the amount of one thousand dollars (\$1,000.00) for each of the violation(s) described herein, for a total of two thousand dollars (\$2,000.00), which sum has already been paid prior to the execution of this Agreed Order; and
- b. Respondent shall devote the time and resources necessary to ensure continual and full compliance with all statutory requirements set forth in the Act and regulations set forth in 808 KAR Chapter 12.

14. 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.

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

16. 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, the 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.

17. 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.

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

IT IS SO ORDERED on this the 31st day of JANUARY, 2012.

CHARLES A. VICE
COMMISSIONER

Consented to:

This 30th day of January, 2012.
Nicole Biddle

Nicole Biddle, Director
Division of Non-Depository Institutions
Department of Financial Institutions

This 27 day of JANUARY, 2012.
Fred Portnoy

Fred Portnoy, Executive Vice President and
authorized representative of
Respondent CMCO Mortgage, LLC

ACKNOWLEDGEMENT

STATE OF _____)
COUNTY OF _____)

On this the 27 day of January, 2012, before me, Candice Elliott, the undersigned, Fred Portnoy, as Executive Vice President and authorized representative of CMCO Mortgage, LLC, did personally appear and entered into and executed the foregoing instrument for the purposes therein contained.

In witness whereof I hereunto set my hand.

My Commission Expires: 9/13/2015

Candice Elliott

Notary Public

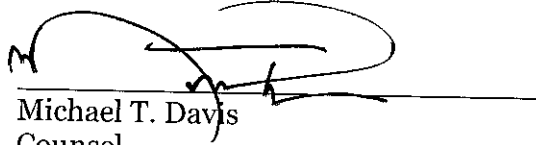


Certificate of Service

I hereby certify that a copy of the foregoing Agreed Order was sent by certified mail, return receipt requested, on this the 1st day of February, 2012 to:

CMCO Mortgage, LLC
Attn: Sharon Guy
2701 West Oakland Park Blvd.
Oakland Park, Florida 33311

Respectfully submitted,



Michael T. Davis
Counsel
Department of Financial Institutions
1025 Capital Center Drive, Suite 200
Frankfort, Kentucky 40601
(502) 573-3390 Ext. 240
(502) 573-2183 (facsimile)