

COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
ADMINISTRATIVE AGENCY CASE NO. 2016-AH-00038



DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v.

AGREED ORDER

COLLEEN PARKER
(REGISTRATION: MC80910)

RESPONDENT

* * * * *

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

2. Colleen Parker ("Respondent") is authorized to do business in Kentucky as a mortgage loan originator, pursuant to KRS Chapter 286.8, with a mailing address of 8614 Wimbome Way, Louisville, Kentucky 40222. The Respondent's registration number is MC80910 (NMLS#: 575819) (ICIE #: 358232).

3. On May 1, 2012, DFI and the Respondent entered into an Agreed Order in Agency Case No. 2012-AH-0091. DFI assessed a fine against the Respondent for acting as an unregistered mortgage loan originator in Kentucky in violation of KRS 286.8-030(1)(c) and KRS 286.8-255(1).

4. DFI conducted a review of the Respondent's mortgage loan originator renewal applications, as submitted to DFI, which were filed on December 17, 2012, December 19, 2013, December 30, 2014 and December 21, 2015 (hereinafter, collectively, "Renewal Applications").

5. In the aforementioned Renewal Applications, the Respondent provided false and inaccurate answers to the questions as to whether any state or federal regulatory agency had found the Respondent had been involved in a violation of a financial services-related business regulation(s) or statute(s) and whether any state or federal regulatory agency had entered an order against the Respondent in connection with a financial services-related activity.

6. The Respondent made materially false and inaccurate statements in failing to affirmatively acknowledge a previous finding of her violations of DFI statutes, which resulted in the entry of the May 1, 2012 Agreed Order with DFI. These false and inaccurate statements on the Renewal Applications are violations of KRS 286.8-090 (1) (a) and (v) and KRS 286.8-220 (1).

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

8. In this case, the DFI assessed a civil penalty against the Respondent in the amount of **FOUR THOUSAND DOLLARS AND ZERO CENTS (\$4,000.00)** for the above-described violations of KRS 286.8.

9. In the interest of economically and efficiently resolving the violations described herein, and without Respondent admitting or denying the statements of fact and legal conclusions herein, DFI and Respondent agree as follows:

a. Respondent agrees to a civil penalty assessment in the amount of **FOUR THOUSAND DOLLARS AND ZERO CENTS (\$4,000.00)** for the violations described herein;

b. Respondent agrees to and shall pay the total civil penalty assessed herein of **FOUR THOUSAND DOLLARS AND ZERO CENTS (\$4,000.00)**, which shall be due upon entry of 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 and related regulations, including but not limited to, providing true and correct answers to all questions and requests for information submitted to DFI in relation to

current and future financial services-related business applications. **This includes, but is not limited to, all current and future initial and renewal applications for licensure or registration as a mortgage loan originator, mortgage loan processor, mortgage loan company or mortgage loan broker.**

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

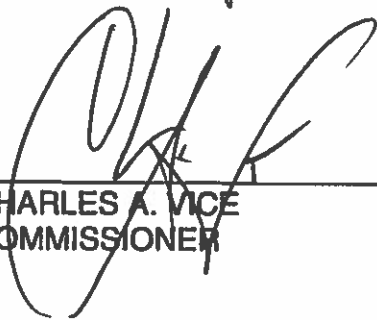
11. The Respondent consents to and acknowledges the jurisdiction of DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

12. In consideration of execution of this Agreed Order, Respondent for herself, and for her 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 the 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.

13. 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.

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

IT IS SO ORDERED on this the 19th day of April, 2016.



CHARLES A. VICE
COMMISSIONER

Consented to:

This 18th day of April, 2016.

This 11 day of April, 2016.

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

Colleen Parker
Colleen Parker
Mortgage Originator Registration:
MC80910
(NMLS #:575819)

ACKNOWLEDGEMENT

STATE OF Kentucky)
)
COUNTY OF Jefferson)

On this the 11 day of April, 2016, before me J. Gregory Clare, the undersigned, **Colleen Parker (Registration #: MC80910)**, did personally appear and entered into and executed the foregoing instrument for the purposes therein contained.

My Commission Expires: 4-11-2017

J. Gregory Clare
Notary Public

J. GREGORY CLARE
NOTARY PUBLIC
KENTUCKY STATE AT LARGE
My Commission Expires: 4-11-2017

CERTIFICATE OF SERVICE

19 I hereby certify that a copy of the foregoing Agreed Order was sent on this the day of April, 2016, by certified mail, return receipt requested, to:

**Mr. Greg Clare
Attorney-at-Law
Wetterer & Clare
2933 Bowman Avenue
Louisville, Kentucky 40222**

And by Hand-Delivery to:

**Hon. Tiffany J. Bowman
1025 Capital Center Drive, Suite 200
Frankfort, KY 40601
Attorney for the Kentucky Department of Financial Institutions**



Kentucky Department of Financial Institutions