

COMMONWEALTH OF KENTUCKY  
PUBLIC PROTECTION CABINET  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
AGENCY CASE NO. 2008-AH-216  
ADMINISTRATIVE ACTION NO. OFI-29396-047

GEORGE T. RORRER

PETITIONER

vs.

**FINAL ORDER DENYING REGISTRATION**

DEPARTMENT OF FINANCIAL INSTITUTIONS

RESPONDENT

**Statement of Facts and Statutory Authority**

1. Petitioner, George T. Rorrer, submitted an application for registration as a loan originator with Respondent, the Department of Financial Institutions (“DFI”).
2. In his application, Petitioner disclosed that he was convicted in federal court on July 28, 2000, of a felony, conspiracy to money launder. This conviction was also stipulated to during the administrative appeal process.
3. Pursuant to KRS 286.8-090(k), the executive director, now Commissioner, may refuse to issue or renew a registration if the Commissioner finds that the applicant “has been convicted of any misdemeanor of which an essential element is fraud, breach of trust, or dishonesty, or any felony, or has pending against him any felony charge.”
4. In Kentucky Bar Association v. Rorrer, 222 S.W.3d 223, 227 (Ky. 2007), the Kentucky Supreme Court held that Petitioner’s felony conviction of conspiracy to money launder was “clear evidence that Rorrer engaged in conduct ‘involving dishonesty, fraud, deceit, or misrepresentation.’”

5. On April 17, 2008, an interim order denying Petitioner's application for registration as a loan originator was entered by the executive director, now commissioner, due to this felony conviction.
6. On June 30, 2008, DFI issued a Notice of Administrative Hearing pertaining to the interim order of denial entered on April 17, 2008.
7. On August 20, 2008, a prehearing conference was held. Both parties attended this conference.
8. On August 22, 2008, the hearing officer entered an Order Setting Briefing Schedule.
9. On September 4, 2008, DFI submitted its brief, along with Proposed Findings and Conclusions. No brief was submitted by Petitioner.
10. On December 5, 2008, the hearing officer filed his Findings of Fact, Conclusions of Law, and Recommended Order. In this order, the hearing officer found that DFI had jurisdiction over the matter, that there were no genuine issues of material fact in dispute, and that judgment was appropriate as a matter of law. The hearing officer further found that "[p]ursuant to KRS 286.8-090(k), [DFI] did not abuse its discretion or err as a matter of law when it entered an interim order denying Rorrer's application for registration as a loan officer due to Rorrer's felony conviction."
11. Pursuant to the findings set forth above, the hearing officer recommended that "the Commissioner enter a Final Order Denying Rorrer's application for registration as a loan officer pursuant to KRS 286.8-090(k)."
12. No exceptions to the Recommended Order were filed.

### Conclusions

Based on the foregoing, the commissioner determines as follows:

1. The commissioner hereby adopts, realleges, and incorporates the findings and statutory authority set forth above.
2. Pursuant to the above findings and statutory authority, the commissioner concludes that the application for registration as a mortgage loan originator submitted by Petitioner is subject to denial.

### Order

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

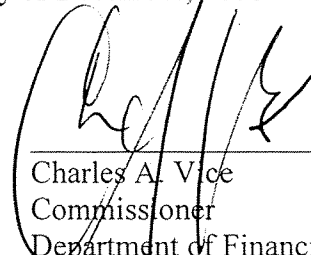
1. The registration application of George T. Rorrer as a mortgage loan originator is hereby **DENIED**; and
2. This is a **FINAL ORDER**.

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

**Notice of Appeal Rights**

Pursuant to KRS 13B.140, you are hereby notified that you have the right to appeal this Final Order of the Commissioner. If you choose to appeal, you must file a written Notice of Appeal with the Franklin Circuit Court within thirty (30) days after entry of this Order.

**IT IS SO ORDERED** on this the 27<sup>th</sup> day of December, 2008.



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Charles A. Vice  
Commissioner  
Department of Financial Institutions  
1025 Capital Center Drive, Ste. 200  
Frankfort, Kentucky 40601

Certificate of Service

This is to certify that a copy of the foregoing **Final Order Denying Registration** was served by mailing a true and correct copy of same on this 24<sup>th</sup> day of December, 2008 to the following:

Office of Administrative Hearings  
Energy and Environmental Cabinet  
35 Fountain Place, #36  
Frankfort, Kentucky 40601  
Attn: Lisa Booth  
VIA MESSENGER MAIL

George T. Rorrer  
1713 Chelsey Court  
Clarksville, IN 47129  
VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

  
Jessica R. Sharpe  
Counsel for Complainant