

COMMONWEALTH OF KENTUCKY  
PUBLIC PROTECTION CABINET  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
AGENCY CASE NO. 2013-AH-0101

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v.

AGREED ORDER

JOHN PHILLIP GAMARRA

RESPONDENT

\* \* \* \* \*

1. Department of Financial Institutions ("DFI") is responsible for regulating and licensing mortgage loan originators in accordance with the provisions of KRS Chapter 286.8. No person shall transact business in Kentucky as a mortgage loan originator, unless that person is registered with DFI and complies with all the applicable requirements of KRS Chapter 286.8. *See* KRS 286.8-255(1); *See* KRS 286.8-030(1)(c).

2. Respondent is currently registered as a loan originator in Kentucky, pursuant to KRS Chapter 286.8. His Nationwide Mortgage Licensing System number is 988425.

3. A mortgage loan originator cannot maintain a certificate of registration unless the loan originator demonstrates that he or she is covered by a surety bond that satisfies the requirements of KRS Chapter 286.8. *See* KRS 286.8-255(9).

4. DFI received notification from the Nationwide Mortgage Licensing System ("NMLS") that the sponsorship is removed from Respondent's mortgage loan officer registration. Without a sponsorship, Respondent is no longer covered under his employer's surety bond.

5. On May 20, 2013 DFI, by counsel, filed an Administrative Complaint to suspend Respondent's loan originator registration. The Administrative Complaint was sent via certified mail, return receipt requested to Respondent's last known address, 32709 Sunrise Drive, Warren, MI 48093.

6. The Administrative Complaint explained that the Respondent must file an answer to the Complaint, including a request for hearing, within twenty (20) days of service. The Administrative Complaint also explained that if a request for hearing was not received within 20 days, DFI would seek a Final Order from the Commissioner granting the relief requested in the Complaint.

7. The Administrative Complaint was delivered to the Respondent on May 24, 2013.

8. Respondent timely contacted DFI after receipt of the Administrative Complaint to inform DFI he had obtained new employment and was no longer in need of his surety bond and would surrender his Kentucky license.

9. In the interest of economically and efficiently resolving the violation described herein, and as Respondent is willing to surrender his bond, DFI hereby dismisses the Administrative Complaint filed against Respondent on May 20, 2013 without prejudice.

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

11. 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.

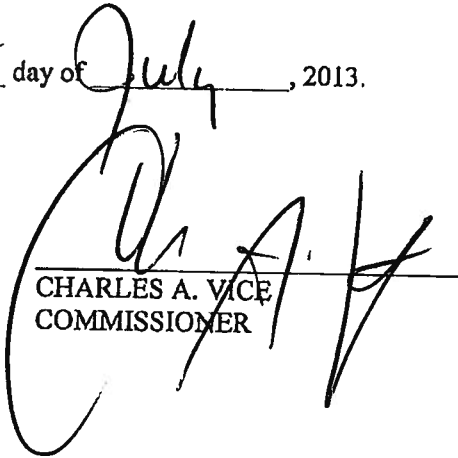
12. In consideration of execution of this Agreed Order, Respondent for himself, and for its successors and assigns, hereby releases and forever discharges the Commonwealth of

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.

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 12<sup>th</sup> day of July, 2013.

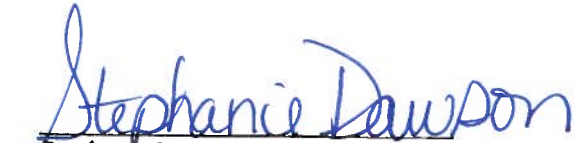
  
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CHARLES A. VICE  
COMMISSIONER



**Certificate of Service**

I hereby certify that a copy of the foregoing **Final Order** was sent by certified mail to, return receipt requested, on this the 16<sup>th</sup> day of July, 2013 to:

John Phillip Gamarra  
32709 Sunrise Drive  
Warren, MI 48093

  
Stephanie Dawson  
Department of Financial Institutions