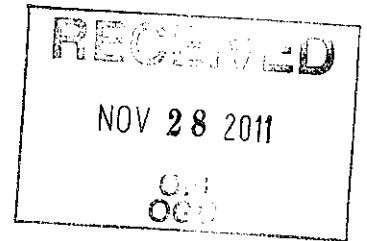


COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2011-AH-0191



DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

v.

AGREED ORDER

LENDING SOLUTIONS, INC. D/B/A
LSI MORTGAGE-PLUS

RESPONDENT

* * * * *

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

2. Lending Solutions, Inc. d/b/a LSI Mortgage-Plus (“Respondent”) is licensed as a mortgage loan company in Kentucky pursuant to the Act. Respondent’s initial license was effective on November 1, 2005 and in effect at all times relevant herein. Respondent’s Nationwide Mortgage Licensing System and Registry (“NMLS”) number is 3085. Respondent also operates a branch office located at 11885 Lackland Road, #310, St. Louis, Missouri 63146, the NMLS number for which branch is 7672.

3. During an examination on June 7, 2011, the DFI discovered that in July 2009, Respondent directly or indirectly employed or used the services of an unregistered mortgage loan originator in connection with a Kentucky loan application, in violation of KRS 286.8-030(1)(d), which prohibits a mortgage loan company from employing or using a mortgage loan originator or a mortgage loan processor who is not registered in accordance with KRS 286.8-255.

4. The DFI possesses a range of administrative authority in addressing violations of the Act, including license revocation or denial, and/or the imposition of fines in an amount up to \$25,000 per violation. *See* KRS 286.8-046; 286.8-090.

5. In this case, the DFI has assessed a fine against Respondent in the amount of two thousand, five hundred dollars (\$2,500.00) for employing or using an unregistered mortgage loan originator in Kentucky in violation of KRS 286.8-030(1)(d).

6. 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 two thousand, five hundred dollars (\$2,500.00) for the violation(s) described herein;
- b. Respondent agrees to and shall pay the total fine assessed herein in a single installment payment of two thousand, five hundred dollars (\$2,500.00), which shall be due on the date Respondent signs the Agreed Order and returns it to the DFI, but in no event later than December 2, 2011. Said 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: Michael T. Davis, 1025 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601; and
- c. Respondent shall devote the time and resources necessary to ensure continual and full compliance with all statutory requirements set forth in the Act and the regulations set forth in 808 KAR Chapter 12.

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 the DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

9. 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.

10. 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.

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

IT IS SO ORDERED on this the 28th day of November, 2011.



CHARLES A. VICE
COMMISSIONER

Consented to:

This 22nd day of November, 2011.

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

This 22 day of NOVEMBER, 2011.

David I. Kushner
David I. Kushner, President of
Respondent Lending Solutions, Inc.

ACKNOWLEDGEMENT

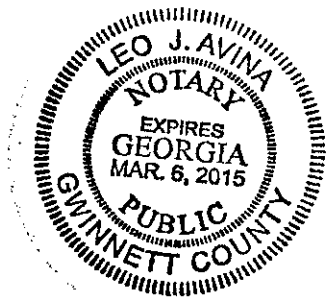
STATE OF GEORGIA)
)
COUNTY OF FULTON)

On this the 22 day of NOVEMBER, 2011, before me LEO J. AVINA, the undersigned, David I. Kushner, as President and authorized representative of Lending Solutions, Inc. d/b/a LSI Mortgage-Plus, 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: 03/06/2015

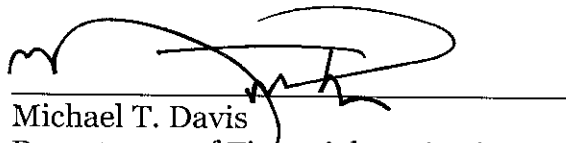
Leo J. Avina
Notary Public



Certificate of Service

I, Michael T. Davis, hereby certify that a copy of the foregoing **Agreed Order** was sent on this the 27th day of November, 2011, by certified mail, to the following:

Franklin American Mortgage Company
Attn: David Bray
6470 East Johns Crossing, Suite 220
Duluth, Georgia 30097



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