

**COMMONWEALTH OF KENTUCKY  
PUBLIC PROTECTION CABINET  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
AGENCY CASE NO. 2011-AH-0131**

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

SHEILA GOETZ

RESPONDENT

**FINAL ORDER**

**STATEMENT OF FACTS**

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 Loan Company and Mortgage Loan Broker Act (the “Act”).

2. Sheila Goetz (“Goetz”) is an individual whose last known address is 1510 Becker Drive Fairfield, OH 45014. Goetz previously worked for Consumer Mortgage Source, LLC.

3. On June 10, 2010, the DFI conducted an examination of Consumer Mortgage Source and discovered that Consumer Mortgage Source had utilized Goetz to process mortgage loans on Kentucky properties even though Goetz was not registered with the DFI as a mortgage loan processor.

4. On July 15<sup>th</sup> 2011, the DFI filed an Administrative Complaint against Goetz seeking a fine in the amount of \$1,000 for violations of the Act.

5. The Administrative Complaint was served on Goetz by certified mail return receipt requested on July 19, 2011. Goetz did not file an answer to the Administrative Complaint.

### **VIOLATIONS**

6. Pursuant to KRS 286.8-030(1)(c), “it is unlawful for any natural person to transact business in Kentucky, either directly or indirectly, as a mortgage loan originator or mortgage loan processor, unless otherwise exempted, if the mortgage loan originator or mortgage loan processor is not registered in accordance with KRS 286.8-255.”

7. Pursuant to KRS 286.8-255(1), “no natural person shall transact business in Kentucky, either directly or indirectly, as a mortgage loan originator or mortgage loan processor unless such mortgage loan originator or mortgage loan processor is registered with the office and has been issued a current certificate of registration by the office, complies with all applicable requirements of this subtitle, and maintains a valid unique identifier issued by the Nationwide Mortgage Licensing System and Registry.”

8. Pursuant to KRS 286.8-046(1), the Commissioner may assess a fine of not less than one thousand dollars (\$1,000) nor more than twenty-five thousand dollars (\$25,000) per violation, “plus the state’s costs and expenses for the examination, investigation, and prosecution of the matter, including reasonable attorney’s fees and court costs” against any person that violates any provision of the Act or accompanying regulations.

### **LEGAL CONCLUSIONS**

9. Goetz violated KRS 286.8-030(1)(c) by performing the acts set forth in paragraph three (3).

10. The Administrative Complaint was served on Goetz at her last known address.

**ORDER**

**THEREFORE**, based upon the foregoing statement of facts, statutory authority, and legal conclusions, the Commissioner **HEREBY ORDERS**:

1. Sheila Goetz shall pay a fine in the amount of one thousand dollars (\$1,000).
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 286.8.210, 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 sixty (60) days after entry of this Order.

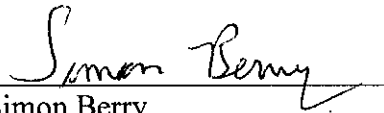
**IT IS SO ORDERED** on this the 2<sup>nd</sup> day of September 2011.

  
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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 return receipt requested on this the 6<sup>th</sup> day of September, 2011, to the following:

Sheila Goetz  
1510 Becker Drive  
Fairfield, OH 45014



Simon Berry  
Department of Financial Institutions  
1025 Capital Center Drive, Suite 200  
Frankfort, Kentucky 40601  
(502) 573-3390 Ext. 232  
(502) 573-2183 (facsimile)