

**COMMONWEALTH OF KENTUCKY  
ENVIRONMENTAL AND PUBLIC PROTECTION CABINET  
OFFICE OF FINANCIAL INSTITUTIONS  
AGENCY CASE NO. 2008-AH-019**

OFFICE OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

**FINAL ORDER  
REVOKING LICENSE**

THE MORTGAGE CENTER, LLC

RESPONDENT

**Statement of Facts**

1. The Office of Financial Institutions (“OFI”) is responsible for regulating and licensing mortgage loan companies and mortgage loan brokers in accordance with the provisions of KRS Chapter 286.8, the Mortgage Loan Company and Mortgage Loan Broker Act.

2. Respondent applied for and was issued a mortgage broker license by OFI for the purpose of engaging in the mortgage broker business in the Commonwealth of Kentucky at an office located at 230 Swartz Drive, Hazard, Kentucky 41701.

3. Responded was examined by OFI on May 7-8, 2007, and was issued an examination fee bill in the amount of \$609.00 which was due by June 18, 2007. Since that time, OFI has not received payment for the fee bill despite numerous attempts to contact Respondent regarding the bill.

4. On March 10, 2008, OFI filed an Administrative Complaint against Respondent seeking revocation of Respondent’s license to do business as a mortgage loan broker in the Commonwealth of Kentucky for failure to comply with Ch. 286.8 of the Kentucky Revised Statutes and seeking the payment of the fee bill in the amount of

\$609.00. Respondent failed to respond to the complaint, and therefore no hearing was requested in this matter.

### **Statutory Authority**

1. Pursuant to KRS 286.8-090, the executive director may deny, suspend, or revoke any license when the applicant or licensee does not meet or has failed to comply with the requirements of KRS 286.8.

2. Pursuant to KRS 286.8-170(5), a mortgage loan broker shall pay a fee for each examination conducted by OFI based on fair compensation for time and actual expense.

### **Conclusions**

Based upon the foregoing, the executive director has determined as follows:

1. Respondent applied for and was issued a mortgage loan broker license by OFI for the purpose of engaging in the mortgage loan broker business in the Commonwealth of Kentucky at an office located at 230 Swartz Drive, Hazard, Kentucky 41701.

2. Respondent violated KRS 286.8-170(5) by failing to pay the fee bill resulting from the examination conducted on May 7-8, 2007, and thus, Respondent's license as a mortgage loan broker is subject to being revoked pursuant to KRS 286.8-090(1)(a).

3. Despite being properly served pursuant to KRS 13B-050(2) with an Administrative Complaint, Respondent failed to respond to the Complaint or request a hearing within twenty (20) days of service of the complaint as required by 808 KAR 12:030.

**Order**

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

1. That the mortgage loan broker license held by **The Mortgage Center, LLC** is **REVOKED**;

2. That Respondent is prohibited from conducting business in Kentucky as a mortgage loan company or mortgage loan broker without being properly licensed or otherwise entitled to an exemption;

3. That Respondent is prohibited from participating in any business activity of a registrant or licensee and from engaging in any business activity on the premises where a licensee or registrant is conducting its business;

4. That Respondent shall pay the fee bill in the amount of \$609.00 resulting from the examination conducted on May 7-8, 2007; and

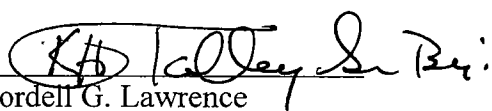
5. This is a **FINAL ORDER**.

This **ORDER** shall become effective upon completion of service as it is 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 Executive Director. 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.

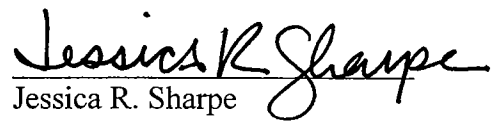
**IT IS SO ORDERED** on this the 21<sup>st</sup> day of April, 2008.

  
Cordell G. Lawrence  
Executive Director  
Office of Financial Institutions  
1025 Capital Center Drive, Ste. 200  
Frankfort, Kentucky 40601

**Certificate of Service**

I, Jessica R. Sharpe, hereby certify that a copy of the foregoing **Final Order Revoking License** was sent on this the 22 day of April, 2008, by certified mail, return receipt requested, to the following:

Charles R. Ford/Rodney Davis  
The Mortgage Center, LLC  
230 Swartz Drive  
Hazard, KY 41701



Jessica R. Sharpe  
Counsel  
Office of Financial Institutions  
1025 Capital Center Drive  
Frankfort, Kentucky 40601  
(502) 573-3390