

**COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2013-AH-0037**

DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

CROSSCOUNTRY MORTGAGE, INC.

RESPONDENT

AGREED ORDER

* * * * *

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. CrossCountry Mortgage, Inc. (“CrossCountry”) was not at the time of the DFI investigation, on January 25th 2013 licensed in Kentucky. The investigation yielded the following violations:

- a. There are three in-process loans against Kentucky properties from the unlicensed Jeffersonville, IN branch.
- b. Unlicensed KY Processor, Emily Sprigler, was processing loans against Kentucky Properties
- c. An unlicensed Branch of CrossCountry Mortgage operated from June 2012 through the date of the investigation; branch is located at 316 East Court Avenue in Jeffersonville, IN.

d. Two loans were closed in CY 2012 against Kentucky Properties from the unlicensed Jeffersonville, IN branch.

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

4. In this case, DFI has assessed a fine against CrossCountry in the amount of six-thousand dollars (\$6,000.00) for the four violations listed above, in violation of KRS 286.8-100.

5. CrossCountry does not admit to the violations of KRS 286.8-100, but is entering into this Agreed Order in lieu of proceeding with a formal hearing on the issues that comprise this matter.

6. CrossCountry's actions as related to this matter were in no way designed to defraud or deceive DFI or consumers.

7. In the interest of economically and efficiently resolving the violation(s) described herein, DFI and CrossCountry agree as follows:

a. CrossCountry agrees to a fine assessment in the amount of six thousand (\$6,000.00) for the violation(s) described herein;

b. CrossCountry has already, as of February 25, 2013 submitted a check to DFI in the amount of six thousand dollars made payable to "Kentucky State Treasurer" and mailed to the Department of Financial Institutions, Attn: Walker C. Cunningham III, 1025 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601;

c. CrossCountry 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.

8. CrossCountry 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.

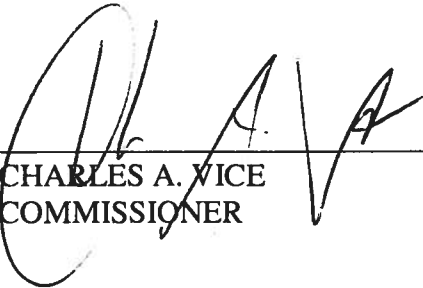
9. CrossCountry consents to and acknowledges the jurisdiction of DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

10. In consideration of execution of this Agreed Order, CrossCountry for itself, 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 CrossCountry 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.

11. 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.

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

IT IS SO ORDERED on this the 25th day of March, 2013.



CHARLES A. VICE
COMMISSIONER

Consented to:

This 18 day of MARCH, 2013.

This 12th day of MARCH, 2013.

S. Butler
Sarah Butler, Director
Division of Non-Depository Institutions
Department of Financial Institutions

Ronald J. Leonardt, Jr.
Ronald J. Leonardt, Jr. - President
Authorized Representative
CrossCountry Mortgage, Inc.

ACKNOWLEDGEMENT

STATE OF OHIO)
)
COUNTY OF Cuyahoga)

On this the 12th day of MARCH, 2013, before me Ronald J. Leonardt, Jr., the undersigned, **representative of CrossCountry Mortgage**, did personally appear and acknowledge himself to be the President of CrossCountry Mortgage Company, Inc. and that he, being authorized to do so, entered into and executed the foregoing instrument for the purposes therein contained.

In witness whereof I hereunto set my hand.

My Commission Expires: 7/19/14



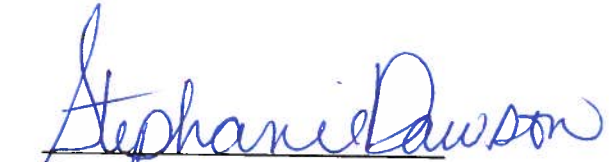
MARIA FODOR
NOTARY PUBLIC
STATE OF OHIO
Recorded in
Cuyahoga County
My Comm. Exp 7/19/14

Maria Fodor
Notary Public

Certificate of Service

I, Stephanie Dawson, hereby certify that a copy of the foregoing **Agreed Order** was sent on this the 20th day of March, 2013, by certified mail, return receipt requested, to the following:

CrossCountry Mortgage, Inc.
6850 Miller Road
Brecksville, OH 44141
Attn: Barb Voytek & Ronald Leonhardt



Stephanie Dawson
Department of Financial Institutions
1025 Capital Center Drive
Suite 200
Frankfort, Kentucky 40601
502-573-2183 (facsimile)