

OHIO DEPARTMENT OF COMMERCE

INFORMATION RELEASE

Division of Financial Institutions Orders and Enforcement Actions

April 1, 2011 to April 30, 2011

During April 2011, the Consumer Finance Section of the Division took 22 administrative enforcement actions under the Ohio Mortgage Broker Act (OMBA) and Ohio Mortgage Loan Act (OMLA), for a 2011 calendar year total of 116 administrative actions. These include actions against mortgage brokers, OMBA mortgage banker and credit union service organization letter of exemption holders, loan originators under the OMBA, OMLA credit union service organization letter of exemption holders, and mortgage loan originators under the OMLA. Additionally, four administrative actions were taken against licensees in other Consumer Finance industries in April 2011 for a calendar year total of 20 actions.

Order or Case Number	Name	Date	Type of Action
M2010-1105	Aaron M. Braden Franklin OH	04-07-11	Final order refusing mortgage loan originator license
M2010-233	Timothy R. Bullock Cuyahoga Falls OH	04-12-11	Final order terminating notice of intent to refuse loan originator license renewal and mortgage loan originator license
M2011-620	Deborah K. Burt Columbus OH	04-27-11	Notice of intent to refuse loan originator license renewal
0035519.001 (2009 CE)	Chad A. Cattani West Chester OH	04-29-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
007056.001 (2004 & 2005 CE)	Josef A. Davis Columbus OH	04-13-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$1,000
M2009-868	DFM of Ohio, LLC dba www.paydayspot.com Reno NV	04-26-11	Final order refusing credit service organization certificate of registration
2011-1	Daniel G. Dorko Lebanon OH	04-27-11	Notice of intent to refuse loan originator license renewal
2010-1091	Ricky Feacher Cleveland OH	04-07-11	Final order refusing loan originator license renewal
M2010-1228	Jessica R. Gibbins Kenton OH	04-13-11	Notice of intent to refuse mortgage loan originator license
M2010-803	Golden Summit, LLC Akron OH	04-27-11	Final order terminating notice of intent to refuse precious metals dealers license
013284.001 (2004 CE)	Timothy S. Howard Cincinnati OH	04-20-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
M2010-1154	Robert L. Larson Hazlet NJ	04-04-11	Notice of intent to refuse loan originator license renewal
003463.001 (2008 CE)	Arnold S. Mann Cincinnati OH	04-06-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
M2009-1066	Aaron R. Martinez	04-06-11	Final order against loan originator

	Westerville OH		to cease and desist /impose fine; assessed \$20,000
M2010-1107	Shawn A. Mieczkowski Cleveland OH	04-07-11	Final order refusing loan originator license
M2010-1127	William E. Miller Milford OH	04-04-11	Notice of intent to refuse loan originator license renewal
006920.001 (2008 CE)	Beverly S. Pineault Loveland OH	04-20-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
002316.001 (2006 CE)	Bryan P. Pond Powell OH	04-04-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
M2011-36	Vicky Reed-Cartwright South Euclid OH	04-13-11	Notice of intent to refuse loan originator license
029022.001 (2007 CE)	Joan G. Roberts Batavia OH	04-12-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$500
M2010-1011	Steven O. Shonk Orrville OH	04-13-11	Final order refusing loan originator license
023165.001 (2006 & 2007 CE)	Daniel L. Sparks Powell OH	04-06-11	Settlement agreement – loan originator failed to comply with continuing education requirements; assessed \$1,000
300221	We Buy Gold, Incorporated Cincinnati OH	04-20-11	Settlement agreement with precious metals dealer; assessed \$300
M2011-601	William P. Marino, Jr. dba Guy's Jewelry and Loan Akron OH	04-12-11	Consent cease and desist order with unlicensed pawnbroker/termination of notice of intent to issue cease and desist order; assessed \$1,950
M2011-493	Robert M. Wilson Kennesaw GA	04-05-11	Notice of intent to refuse loan originator license
2010-1047	Charles S. Wolfenbarger Springboro OH	04-18-11	Notice of intent to refuse loan originator license renewal

*“Loan originators” are licensed pursuant to the Ohio Mortgage Broker Act whereas “mortgage loan originators” are licensed pursuant to the Ohio Mortgage Loan Act. An individual may need to be licensed under both Acts.

A Notice of Intent/Opportunity for Hearing details allegations by the Division of Financial Institutions Consumer Finance Section for violation(s) of the Ohio Revised Code within its jurisdiction and gives a respondent (defendant) notice of the right to an administrative hearing.

Final orders contain findings by the Consumer Finance Section and represent the final disposition of a matter pending before the Division. All final orders of the Division contain appeal rights to common pleas courts within a specific time period as provided for in Ohio Revised Code Chapter 119.

Termination orders or settlement agreements containing “provisions terminating an order” may include termination of summary suspension orders, notices of opportunity for hearings (NOHs) and, in rare instances, termination (or vacation) of a final order. When an order is terminated, this means circumstances have changed or new evidence has been found, and the Division no longer wishes to go forward with the original action or has agreed to resolve a matter through an agreed upon or “consent” order/agreement.

Even when an order is terminated, the fact remains that it was issued as a formal adjudicative action of the Division. As a consequence, the subsequently terminated order continues to be a public record and remains on the Division's website along with the termination order or settlement agreement.

