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**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
CONSUMER SERVICES DIVISION**

IN THE MATTER OF DETERMINING  
Whether there has been a violation of the  
Escrow Agent Registration Act of Washington by:

BURIEN ESCROW COMPANY, INC.,  
CYNDI A. OHRT, Owner, President And  
Individually,  
CHAD K. OHRT, Owner, Secretary, And  
Individually,  
RAYMOND W. HOLLIDAY,  
TERRY A. HOLLIDAY, AND  
DONA M. DVORAK,

Respondents.

NO. C-03-082-03-FO02

FINAL ORDER

BURIEN ESCROW COMPANY, INC.,  
and  
CYNDI A. OHRT  
and  
CHAD K. OHRT

I. DIRECTOR'S CONSIDERATION

A. Default. This matter has come before the Director pursuant to RCW 34.05.440(1).  
On May 30, 2003, the Director through her designee Consumer Services Division Director Mark  
Thomson, entered a Statement of Charges and Notice of Intention to Enter an Order to Cease and  
Desist, to Deny Licenses, Prohibit from Participation in the Industry, Collect Examination Fees, and  
Impose Monetary Fines ("Statement of Charges"). A copy of the Statement of Charges is attached and  
incorporated into this order by this reference. The Department served the Statement of Charges on  
Respondents Burien Escrow Company, Inc., Cyndi A. Ohrt and Chad K. Ohrt by certified mail on June 2,  
2003.

The attorney for Respondents Burien Escrow Company, Inc., Cyndi A. Ohrt and Chad K. Ohrt  
filed a Notice of Appearance with the Department by telefacsimile on June 18, 2003. Although this notice  
was received within the twenty (20) day period within which Respondents must request an adjudicative

1 hearing, the Notice of Appearance does not constitute a Request for Hearing. Respondents Burien  
2 Escrow Company, Inc., Cyndi A. Ohrt and Chad K. Ohrt did not file a Request for Hearing.

3 B. Record Presented. The records presented to the Director for her review and for entry of  
4 a final decision included the Statement of Charges, documentation of service, and the Notice of Appearance.

5 C. Factual Findings and Grounds For Order. Pursuant to RCW 34.05.440(1), the Director  
6 hereby adopts the Statement of Charges, which is attached hereto.

7  
8 II. FINAL ORDER

9 Based upon the foregoing, and the Director having considered the record and being  
10 otherwise fully advised, NOW, THEREFORE:

11 A. IT IS HEREBY ORDERED, That:

- 12 1. Burien Escrow Company, Inc., Cyndi A. Ohrt, and Chad K. Ohrt cease and desist  
13 from any and all escrow activity requiring a license issued pursuant to chapter 18.44  
RCW;
- 14 2. Burien Escrow Company, Inc.'s application for a license to conduct the business of  
15 an escrow agent is denied;
- 16 3. Cyndi A. Ohrt's application for a license to act as an Escrow Officer is denied;
- 17 4. Cyndi A. Ohrt is prohibited from participation in the conduct of the affairs of any  
18 licensed escrow agent, in any manner, to include but not be limited to holding the  
19 position of Designated Escrow Officer, escrow officer, officer, director, partner,  
manager, controlling person, stockholder, employee, or independent contractor  
of an escrow agent for a period of five (5) years;
- 20 5. Chad K. Ohrt is prohibited from participation in the conduct of the affairs of any  
21 licensed escrow agent, in any manner, to include but not be limited to holding the  
22 position of Designated Escrow Officer, escrow officer, officer, director, partner,  
manager, controlling person, stockholder, employee, or independent contractor  
of an escrow agent for a period of five (5) years;
- 23 6. Burien Escrow Company, Inc., Cyndi A. Ohrt, and Chad K. Ohrt provide the  
24 Department with the location of the books, records and other information relating to  
25 Burien Escrow Company, Inc.'s escrow business, and the name, address and

1 telephone number of the individual responsible for the maintenance of such records in  
2 compliance with the Act;

3 7. Burien Escrow Company, Inc., Cyndi A. Ohrt, and Chad K. Ohrt jointly and  
4 severally pay a fine of \$25,000;

5 8. Burien Escrow Company, Inc., Cyndi A. Ohrt, Chad K. Ohrt jointly and severally  
6 pay a fine of \$12,500 for their violation of RCW 18.44.430(1)(e).

7 B. Reconsideration. Pursuant to RCW 34.05.470, Respondents have the right to file a  
8 Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition must be  
9 filed in the Office of the Director of the Department of Financial Institutions by courier at 150 Israel Road  
10 SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia, Washington 98504-1200,  
11 within ten (10) days of service of the Final Order upon Respondent. The Petition for Reconsideration shall  
12 not stay the effectiveness of this order nor is a Petition for Reconsideration a prerequisite for seeking judicial  
13 review in this matter.

14 A timely Petition for Reconsideration is deemed denied if, within twenty (20) days from the date the  
15 petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice  
16 specifying the date by which it will act on a petition.

17 C. Stay of Order. The Director has determined not to consider a Petition to Stay the  
18 effectiveness of this order. Any such requests should be made in connection with a Petition for Judicial  
19 Review made under chapter 34.05 RCW and RCW 34.05.550.

20 D. Judicial Review. Respondents have the right to petition the superior court for judicial  
21 review of this agency action under the provisions of chapter 34.05 RCW. For the requirements for filing a  
22 Petition for Judicial Review, see RCW 34.050.510 and sections following.

23 E. Service. For purposes of filing a Petition for Reconsideration or a Petition for Judicial  
24 Review, service is effective upon deposit of this order in the U.S. mail, affidavit of service attached hereto.

25 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

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STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS

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Helen P. Howell  
Director