

TERMS COMPLETED

FINAL ORDER SUMMARY – Case Number: C-07-543

Name(s) SERGIO M. MANRIQUE, AKA SERGIO MANRIQUEZ, AKA SERGIO MANRIQUEZ-RENTERIA, AKA SERGIO MANUEL MARIQUES-RETERIA

C-07-543-08-FO01

Order Number

January 17, 2008

Effective Date

N/A

License Number

(Revoked, suspended, stayed, application denied or withdrawn)
If applicable, you must specifically note the ending dates of terms.

License Effect

Application Denied

December 8, 2013

Not Apply until

December 8, 2013

Prohibition/Ban until

Investigation Costs

\$	Due	Paid	Date
		Y N	

Assessment(s)

\$	Due	Paid	Date
		Y N	

Monetary Penalty

\$	Due	Paid	Date
		Y N	

Other

Special Instructions

1 **STATE OF WASHINGTON**
2 **DEPARTMENT OF FINANCIAL INSTITUTIONS**
3 **DIVISION OF CONSUMER SERVICES**

4 IN THE MATTER OF INVESTIGATING
5 the Loan Originator License Application under the
6 Mortgage Broker Practices Act of Washington by:

NO. C-07-543-08-FO01

7 SERGIO M. MANRIQUE, AKA
8 SERGIO MANRIQUEZ, AKA
9 SERGIO MANRIQUEZ-RENERIA, AKA
10 SERGIO MANUEL MANRIQUES-RETERIA

FINAL ORDER

Respondent.

11 **I. DIRECTOR'S CONSIDERATION**

12 A. Default. This matter has come before the Director of the Department of
13 Financial Institutions of the State of Washington (Director), through his designee, Consumer Services
14 Division Director Deborah Bortner, pursuant to RCW 34.05.440(1). On December 17, 2007, the
15 Director, through Consumer Services Division Director Deborah Bortner, entered a Statement of
16 Charges and Notice of Intention to Enter an Order to Deny License Application and Prohibit from
17 Industry (Statement of Charges). A copy of the Statement of Charges is attached and incorporated into
18 this order by this reference. The Statement of Charges was accompanied by a cover letter dated
19 December 17, 2007, a Notice of Opportunity to Defend and Opportunity for Hearing, and a blank
20 Application for Adjudicative Hearing. The Department served the Statement of Charges, cover letter
21 dated December 17, 2007, Notice of Opportunity to Defend and Opportunity for Hearing and blank
22 Application for Adjudicative Hearing on Respondent on December 17, 2007 by first class mail and
23 Federal Express overnight delivery. On December 19, 2007, the documents sent via Federal Express

1 overnight delivery were delivered. The documents sent via first class mail were not returned to the
2 Department by the United States Postal Service.

3 Respondent did not request an adjudicative hearing within twenty calendar days after the
4 Department served him with the Notice of Opportunity to Defend and Opportunity for Hearing, as
5 provided for in WAC 208-08-050(2).

6 B. Record Presented. The record presented to the Director's designee for her review and
7 for entry of a final decision included the Statement of Charges, cover letter dated December 17, 2007,
8 Notice of Opportunity to Defend and Opportunity for Hearing, and blank Application for Adjudicative
9 Hearing, with documentation of service.

10 C. Factual Findings and Grounds For Order. Pursuant to RCW 34.05.440(1), the
11 Director's designee hereby adopts the Statement of Charges, which is attached hereto.

12 II. FINAL ORDER

13
14 Based upon the foregoing, and the Director's designee having considered the record and
15 being otherwise fully advised, NOW, THEREFORE:

16 A. IT IS HEREBY ORDERED, That:

- 17 1. Respondent Sergio M. Manrique's application for a loan originator license is denied;
18 and
- 19 2. Respondent Sergio M. Manrique is banned from participation in the conduct of the
20 affairs of any mortgage broker subject to licensure by the Director, in any manner,
through December 7, 2013.

21 B. Reconsideration. Pursuant to RCW 34.05.470, Respondent has the right to file a
22 Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition
23 must be filed in the Office of the Director of the Department of Financial Institutions by courier at 150
24 Israel Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia,

1 Washington 98504-1200, within ten (10) days of service of the Final Order upon Respondent. The
2 Petition for Reconsideration shall not stay the effectiveness of this order nor is a Petition for
3 Reconsideration a prerequisite for seeking judicial review in this matter.

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

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

10 D. Judicial Review. Respondent has the right to petition the superior court for judicial
11 review of this agency action under the provisions of chapter 34.05 RCW. For the requirements for filing
12 a Petition for Judicial Review, see RCW 34.05.510 and sections following.

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

16
17 DATED this 17th day of January, 2008.



18 STATE OF WASHINGTON
19 DEPARTMENT OF FINANCIAL INSTITUTIONS

20 [Redacted Signature]
21 DEBORAH BORTNER
22 DIRECTOR
23 DIVISION OF CONSUMER SERVICES

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

IN THE MATTER OF INVESTIGATING
the Loan Originator License Application under the
Mortgage Broker Practices Act of Washington by:

SERGIO M. MANRIQUE, AKA
SERGIO MANRIQUEZ, AKA
SERGIO MANRIQUEZ-RENERIA, AKA
SERGIO MANUEL MANRIQUES-RETERIA

Respondent.

NO. C-07-543-07-SC01

STATEMENT OF CHARGES and
NOTICE OF INTENTION TO ENTER
AN ORDER TO DENY LICENSE APPLICATION
AND PROHIBIT FROM INDUSTRY

INTRODUCTION

Pursuant to RCW 19.146.220 and RCW 19.146.223, the Director of the Department of Financial Institutions of the State of Washington (Director) is responsible for the administration of chapter 19.146 RCW, the Mortgage Broker Practices Act (Act)¹. After having conducted an investigation pursuant to RCW 19.146.310, and based upon the facts available as of the date of this Statement of Charges, the Director, through his designee, Division of Consumer Services Director Deborah Bortner, institutes this proceeding and finds as follows:

I. FACTUAL ALLEGATIONS

1.1 **Respondent Sergio M. Manrique (Respondent Manrique)** submitted an application to the Department of Financial Institutions of the State of Washington (Department) for a loan originator license under Loan Network LLC, a mortgage broker licensed under the Act. The on-line application was received by the Department on or about December 7, 2006. Respondent Manrique amended his application to transfer his relationship to A+ Mortgage, Inc, a mortgage broker licensed under the Act. The Form MU4 transferring the relationship to A+ Mortgage, Inc. was received by the Department on or about July 19, 2007.

¹ RCW 19.146 (Amended 2006; Effective January 1, 2007)

1 **1.2 Existing Federal Tax Liens.** On or about June 29, 2006, the U.S. Internal Revenue Service filed
2 federal tax liens with the King County Auditor's office (Lien Nos. 20060711001375 and 20060711001376) for
3 liens against Respondent Manrique in excess of \$100,000.

4 **1.3 Responses to Application Questions.** The "Financial Disclosure" section of the loan originator
5 license application consists of four questions, and includes the following instruction:

6 "If the answer to any of the following is "YES", provide complete details of all events or proceedings"

7 Respondent Manrique answered "no" to the following question on the "Financial Disclosure" section of his loan
8 originator license application:

- 9 • 4 – Do you have any unsatisfied judgments or liens against you?

10 Respondent Manrique was obligated by statute to answer questions on the loan originator license application
11 truthfully and to provide the Department with complete details of all events or proceedings.

12 **II. GROUNDS FOR ENTRY OF ORDER**

13 **2.1 Prohibited Practices.** Based on the Factual Allegations set forth in Section I above, Respondent
14 Manrique is in apparent violation of RCW 19.146.0201(8) and WAC 208-660-500(3)(i) for negligently making
15 any false statement or willfully making any omission of material fact in connection with any application or any
16 information filed by a licensee in connection with any application, examination or investigation conducted by
17 the Department.

18 **2.2 Requirement to Provide Information on License Application.** Based on the Factual Allegations set
19 forth in Section I above, Respondent Manrique fails to meet the requirements of RCW 19.146.300(1) and (2)
20 and RCW 19.146.310(1)(b) by failing to provide an accurate and complete license application in the form
21 prescribed by the Director.

22 **2.3 Requirement to Demonstrate Character and General Fitness.** Based on the Factual Allegations set
23 forth in Section I above, Respondent Manrique fails to meet the requirements of RCW 19.146.310(1)(g) and
24 WAC 208-660-350(2)(a) by failing to demonstrate character and general fitness such as to command the
25

1 confidence of the community and to warrant a belief that the business will be operated honestly and fairly
2 within the purposes of the Act.

3 III. AUTHORITY TO IMPOSE SANCTIONS

4 **3.1 Authority to Deny Application for Loan Originator License.** Pursuant to RCW 19.146.220(1), the
5 Director may deny licenses to loan originators. Pursuant to RCW 19.146.310(2) and WAC 208-660-350(7), the
6 Director shall not issue a loan originator license if the conditions of RCW 19.146.310(1) have not been met by
7 the applicant, and shall notify the loan originator applicant and any mortgage brokers listed on the application
8 of the denial.

9 **3.2 Authority to Prohibit from Industry.** Pursuant to RCW 19.146.220(5)(a), the Director may issue
10 orders removing from office or prohibiting from participation in the conduct of the affairs of a licensed
11 mortgage broker, or both, any officer, principal, employee, or loan originator of any licensed mortgage broker
12 or any person subject to licensing under the Act for any violation of RCW 19.146.0201(1) through (9).

13 IV. NOTICE OF INTENTION TO ENTER ORDER

14 Respondent's violations of the provisions of chapter 19.146 RCW and chapter 208-660 WAC, as set forth
15 in the above Factual Allegations, Grounds for Entry of Order, and Authority to Impose Sanctions, constitute a basis
16 for the entry of an Order under RCW 19.146.220, RCW 19.146.221, RCW 19.146.223 and RCW 19.146.310.
17 Therefore, it is the Director's intention to ORDER that:

18 **4.1** Respondent Sergio M. Manrique's application for a loan originator license be denied.

19 **4.2** Respondent Sergio M. Manrique be prohibited from participation in the conduct of the affairs of any
20 mortgage broker subject to licensure by the Director, in any manner, through December 7, 2013.

21 V. AUTHORITY AND PROCEDURE

22 This Statement of Charges and Notice of Intention to Enter an Order to Deny License Application and
23 Prohibit from Industry (Statement of Charges) is entered pursuant to the provisions of RCW 19.146.220,
24 RCW 19.146.221, RCW 19.146.223 and RCW 19.146.230, and is subject to the provisions of chapter 34.05
25 RCW (The Administrative Procedure Act). Respondent may make a written request for a hearing as set forth in

1 the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this
2 Statement of Charges.

3 Dated this 17th day of December, 2007.

[Redacted signature]

DEBORAH BORTNER
Director
Division of Consumer Services
Department of Financial Institutions

8 Presented by:

[Redacted signature]

FATIMA BATIE
Financial Legal Examiner Supervisor



12 Approved by:

[Redacted signature]

JAMES R. BRUSSELBACK
Enforcement Chief