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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:

VASILY VASILIEVICH STUPIN,
Respondent.

NO. C-08-072-08-FO01

FINAL ORDER

I. DIRECTOR'S CONSIDERATION

A. Default. This matter has come before the Director of the Department of Financial Institutions of the State of Washington (Director), through his designee, Consumer Services Division Director Deborah Bortner, pursuant to RCW 34.05.440(1. On March 12, 2008, the Director, through Consumer Services Division Director Deborah Bortner, entered a Statement of Charges and Notice of Intention to Enter an Order Declining to Renew License Application (Statement of Charges). A copy of the Statement of Charges is attached and incorporated into this order by this reference. The Statement of Charges was accompanied by a cover letter dated March 12, 2008, a Notice of Opportunity to Defend and Opportunity for Hearing, and a blank Application for Adjudicative Hearing. The Department served the Statement of Charges, cover letter dated March 12, 2008, Notice of Opportunity to Defend and Opportunity for Hearing, and blank Application for Adjudicative Hearing on Respondent on March 12, 2008 by first class mail and Federal Express overnight delivery. On March 13, 2008, the documents sent via Federal Express overnight delivery were delivered. The documents sent via first class mail were not returned to the Department by the United States Postal Service.

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

4 B. Record Presented. The record presented to the Director's designee for her review and
5 for entry of a final decision included the Statement of Charges, cover letter dated March 12, 2008, Notice
6 of Opportunity to Defend and Opportunity for Hearing, and blank Application for Adjudicative Hearing,
7 with documentation of service.

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

11 II. FINAL ORDER

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

14 A. IT IS HEREBY ORDERED, That:

15 Respondent Vasily Vasilievich Stupin's application to renew his loan originator license
16 is declined.

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

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

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

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

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

14 DATED this 21st day of April, 2008.



16 STATE OF WASHINGTON
17 DEPARTMENT OF FINANCIAL INSTITUTIONS

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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:

VASILY VASILIEVICH STUPIN,

Respondent.

NO. C-08-072-08-SC01

STATEMENT OF CHARGES AND
NOTICE OF INTENTION TO ENTER
AN ORDER DECLINING TO RENEW LICENSE
APPLICATION

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 Vasily Vasilievich Stupin (Respondent Stupin) submitted an application to the Department of Financial Institutions of the State of Washington (Department) for a renewal of his loan originator license under Synergy Lending Group, Inc, a mortgage broker licensed under the Act. The on-line application to renew his license was received by the Department on or about January 9, 2008.

1.2 Prior Criminal Acts. On or about December 21, 2007, Respondent Stupin made a false or misleading material statement to a Lacey law enforcement officer. Subsequently, on or about December 21, 2007, Respondent Stupin was charged with Obstructing a Law Enforcement Officer under Lacey Municipal Code (LMC) 9.32.030(A)(1). On or about February 7, 2008, Respondent Stupin pled guilty in Thurston County

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

1 District Court, and was convicted of Obstructing a Law Enforcement Officer, a Gross Misdemeanor, pursuant
2 to the LMC 9.32.030(C). The Court deferred Respondent Stupin's sentence for twelve (12) months.

3 II. GROUNDS FOR ENTRY OF ORDER

4 **2.1 Requirement of No Prior Convictions.** Based on the Factual Allegations set forth in Section I above,
5 Respondent Stupin fails to meet the requirements of RCW 19.146.310(1)(d) and WAC 208-660-350(2)(c) by
6 having been convicted of a gross misdemeanor involving dishonesty within seven years of the filing of the
7 present application.

8 **2.2 Requirement to Demonstrate Character and General Fitness.** Based on the Factual Allegations set
9 forth in Section I above, Respondent Stupin fails to meet the requirements of RCW 19.146.310(1)(g) and WAC
10 208-660-350(2)(a) by failing to demonstrate character and general fitness such as to command the confidence of
11 the community and to warrant a belief that the business will be operated honestly and fairly within the purposes
12 of the Act.

13 III. AUTHORITY TO IMPOSE SANCTIONS

14 **3.1 Authority to Decline to Renew Loan Originator License.** Pursuant to RCW 19.146.220(2), the
15 Director may decline to renew licenses to loan originators. Pursuant to RCW 19.146.310, the Director shall not
16 renew a loan originator license if the conditions of RCW 19.146.310 have not been met by the applicant, and
17 shall notify the loan originator applicant and any mortgage brokers listed on the application of the decline to
18 renew the license.

19 IV. NOTICE OF INTENTION TO ENTER ORDER

20 Respondent's violations of the provisions of chapter 19.146 RCW and chapter 208-660 WAC, as set forth
21 in the above Factual Allegations, Grounds for Entry of Order, and Authority to Impose Sanctions, constitute a basis
22 for the entry of an Order under RCW 19.146.220, RCW 19.146.221, RCW 19.146.223 and RCW 19.146.310.

23 Therefore, it is the Director's intention to ORDER that:

24 Respondent VASILY VASILIEVICH STUPIN's application to renew loan originator license be declined.
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V. AUTHORITY AND PROCEDURE

This Statement of Charges and Notice of Intention to Enter an Order Declining to Renew License Application (Statement of Charges) is entered pursuant to the provisions of RCW 19.146.220, RCW 19.146.221, RCW 19.146.223 and RCW 19.146.230, and is subject to the provisions of chapter 34.05 RCW (The Administrative Procedure Act). Respondent may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this Statement of Charges.

Dated this 12th day of March, 2008.



DEBORAH BORTNER
Director
Division of Consumer Services
Department of Financial Institutions

Presented by:



CHARLES E. WOODE
Financial Legal Examiner



Approved by:



FATIMA BATIE
Financial Legal Examiner Supervisor