Terms Completed

ORDER SUMMARY – Case Number: C-12-1129

Name(s):	Michael How	shar		
Order Number:	C-12-1129-13-CO01			
Effective Date :	March 5, 2013			
License Number: Or NMLS Identifier [U/L] License Effect:	(Revoked, suspended	NMLS ID: 487463 , stayed, application denied or st st specifically note the ending of		
Not Apply Until:	N/A			
Not Eligible Until:	N/A			
Prohibition/Ban Until:	N/A			
Investigation Costs	\$336	Due	Paid N N	Date 3/5/2013
Fine	\$500	Due	Paid ⊠ Y □ N	Date 3/5/2013
Assessment(s)	\$	Due	Paid N N	Date
Restitution	\$	Due	Paid N	Date
Judgment	\$	Due	Paid Y N	Date
Satisfaction of Judgment F	□ Y □ N			
	Victims:	<u> </u>		
Comments:				

MAR 0 5 2013

STATE OF WASHINGTON DEPARTMENT OF FINANCIAL INSTITUTIONS **Enforcement Uni** Division of Consumer Services Dept. of Financial Institutions DIVISION OF CONSUMER SERVICES

IN THE MATTER OF DETERMINING: Whether there has been a violation of the Consumer Loan Act of Washington by:

No. C-12-1129-13-CO01

CONSENT ORDER

MICHEAL T. HOWSHAR, NMLS# 487463,

Respondent.

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CONSENT ORDER C-12-1129-13-CO01 Michael T. Howshar

designee Deborah Bortner, Division Director, Division of Consumer Services, and Michael T. Howshar (Respondent), and finding that the matters alleged herein may be economically and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter 31.04 of the Revised Code of Washington (RCW), the Consumer Loan Act (Act), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

COMES NOW the Director of the Department of Financial Institutions (Director), through his

FINDINGS OF FACT

- 1.1 Respondent was licensed as a mortgage loan originator under the Act with the Department of Financial Institutions of the State of Washington (Department) from July 3, 2007, until December 31, 2012.
- 1.2 In September 2012, Respondent knowingly submitted a document for the underwriting of a residential mortgage loan that was inaccurate.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, Respondent violated RCW 31.04.027(2) by engaging in 2.1 an unfair or deceptive practice.

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DEPARTMENT OF FINANCIAL INSTITUTIONS Division of Consumer Services 150 Israel Rd SW PO Box 41200 Olympia, WA 98504-1200 (360) 902-8703

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CONSENT ORDER C-12-1129-13-COOI Michael T. Howshar

AGREEMENT AND ORDER

The Department and Respondent have agreed upon a basis for resolution of the violations of the Act identified in the foregoing Findings of Fact and Conclusions of Law. Pursuant to chapter 31.04 RCW and RCW 34.05.060, Respondent and the Department agree to entry of this Consent Order and further agree that the matters alleged herein may be economically and efficiently settled by the entry of this Consent Order.

Based upon the foregoing:

- **A. Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter of the activities discussed herein.
- **B.** Waiver of Hearing. It is AGREED that Respondent hereby waives any right it has to a hearing and any and all administrative and judicial review of the issues raised in this matter, or the resolution reached herein.
- C. Fine. It is AGREED that Respondent shall pay a fine to the Department in the amount of \$500 in the form of a cashier's check made payable to the "Washington State Treasurer" upon entry of this Consent Order.
- D. Investigation Fee. It is AGREED that Respondent shall pay an investigation fee to the Department in the amount of \$336 in the form of a cashier's check made payable to the "Washington State Treasurer" upon entry of this Consent Order. The Fine and Investigation Fee may be paid together in one \$836 cashier's check made payable to the "Washington State Treasurer."
- **E.** Application for Licensure. It is AGREED that, should Respondent apply to the Department for any license, Respondent shall be required to meet any and all application requirements in effect at that time. The conduct giving rise to this matter will not be used by the Department in assessing an application by Respondent. It is further AGREED that, should Respondent apply for and obtain any

1	license, Respondent will comply with RCW 31.04.027 and all other applicable statutes and				
2	regulations.				
3	F. Non-Compliance with Order. It is AGREED that Respondent understands that failure to				
4	abide by the terms and conditions of this Consent Order may result in further legal action by the				
5	Director. In the event of such legal action, Respondent may be responsible to reimburse the Director				
6	for the cost incurred in pursuing such action, including but not limited to, attorney fees.				
7	G. Voluntarily Entered. It is AGREED that Respondent has voluntarily entered into this				
8	Consent Order, which is effective when signed by the Director's designee.				
9	H. Completely Read, Understood, and Agreed. It is AGREED that Respondent's Authorized				
10	Representative has read this Consent Order in its entirety and fully understands and agrees to all of				
11	the same.				
12	RESPONDENT: Michael T. Howshar				
13	By:				
14	3/4/13				
15	Michael T. Howshar Date				
16					
17	DO NOT WRITE BELOW THIS LINE				
18	$\exists t \qquad 0 \qquad 0$				
19	THIS ORDER ENTERED THIS 5 DAY OF MULL, 2013				
20					
21	DEBORAH BORTNER				
22	Director Division of Consumer Services				
23	Department of Financial Institutions				
24	CONSENT ORDER 3 DEPARTMENT OF FINANCIAL INSTITUTIONS C 13 1130 13 5001				
	C-12-1129-13-CO01 Division of Consumer Services Michael T. Howshar 150 Israel Rd SW PO Box 41200				
	Olympia, WA 98504-1200 (360) 902-8703				

Presented by:

Deborah Taellious
Financial Legal Examiner

Approved by:

Charles E. Clark
Enforcement Chief

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CONSENT ORDER C-12-1129-13-CO01 Michael T. Howshar DEPARTMENT OF FINANCIAL INSTITUTIONS
Division of Consumer Services
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