

Terms Completed

ORDER SUMMARY – Case Number: C-18-2438

Name(s): Towne Mortgage Company

Order Number: C-18-2438-19-CO01

Effective Date: 5-3-2019

License Number: 3028
Or NMLS Identifier [U/L]

License Effect:

Not Apply Until:

Not Eligible Until:

Prohibition/Ban Until:

Investigation Costs	\$ 1,559.62		Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 5/1/2019
Fine	\$ 10,000	Due	Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 5/1/2019
Assessment(s)	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Restitution	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Financial Literacy and Education	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Cost of Prosecution	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
	No. of Victims:			

Comments:

1 the Act that included servicing Washington residential mortgage loans from Respondent's 340 E. Big
2 Beaver Road location prior to obtaining a branch license.

3 **1.4** On or about June 5, 2018, Respondent submitted an application to the Department to engage
4 in the business of a consumer loan company under the Act from the 340 E. Big Beaver Road location,
5 and the application was approved on or about August 6, 2018. Respondent's branch license was
6 terminated on or about September 13, 2018.

7 **CONCLUSIONS OF LAW**

8 **2.1** Based on the above Findings of Fact, Respondent violated RCW 31.04.035 by engaging in
9 the business of a consumer loan company in the state of Washington without first obtaining and
10 maintaining a branch license in accordance with the Act.

11 **AGREEMENT AND ORDER**

12 The Department and Respondent have agreed upon a basis for resolution of the Findings of
13 Fact and Conclusions of Law identified in this Consent Order. Pursuant to RCW 31.04.093(7) and
14 RCW 34.05.060, Respondent and the Department agree to entry of this Consent Order and further
15 agree that the matters alleged herein may be economically and efficiently settled by the entry of this
16 Consent Order. Respondent hereby admits the Findings of Fact and Conclusions of Law identified in
17 this Consent Order.

18 Based upon the foregoing:

19 **A. Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter
20 of the activities discussed herein.

21 **B. Waiver of Hearing.** It is AGREED that Respondent hereby waives any right it has to a
22 hearing and any and all administrative and judicial review of the issues raised in this matter or the
23 resolution reached herein.

1 **C. Consumer Loan License Required.** It is AGREED that Respondent understands
2 that in order to service residential mortgage loans secured by real property located in the state of
3 Washington, it must obtain a license for all locations performing such services. It is further
4 AGREED that Respondent will not conduct any business requiring licensure under the Act from any
5 unlicensed location.

6 **D. Fine.** It is AGREED that Respondent shall pay a fine to the Department in the
7 amount of \$10,000 in the form of a cashier's check made payable to the "Washington State
8 Treasurer" upon entry of this Consent Order.

9 **E. Investigation Fee.** It is AGREED that Respondent shall pay an investigation fee to
10 the Department in the amount of \$1,559.62 in the form of a cashier's check made payable to the
11 "Washington State Treasurer" upon entry of this Consent Order. The fine and investigation fee may
12 be paid together in one \$11,559.62 cashier's check made payable to the "Washington State
13 Treasurer" upon entry of this Consent Order.

14 **F. Records Retention.** It is AGREED that Respondent, its officers, employees, and
15 agents shall maintain records in compliance with the Act and provide the Director with the location
16 of the books, records and other information relating to Respondent's consumer loan business
17 conducted prior to licensure, and the name, address and telephone number of the individual
18 responsible for maintenance of such records in compliance with the Act.

19 **G. Non-Compliance with Order.** It is AGREED that Respondent understands that
20 failure to abide by the terms and conditions of this Consent Order may result in further legal action
21 by the Director. In the event of such legal action, Respondent may be responsible to reimburse the
22 Director for the cost incurred in pursuing such action, including but not limited to, attorney fees.

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DO NOT WRITE BELOW THIS LINE

THIS ORDER ENTERED THIS 3rd DAY OF May, 2019.

/s/ _____
RICHARD ST. ONGE
Acting Director
Division of Consumer Services
Department of Financial Institutions

Presented by:

/s/ _____
RACHELLE VILLALOBOS
Financial Legal Examiner

Approved by:

/s/ _____
STEVEN C. SHERMAN
Enforcement Chief