

ORDER SUMMARY – Case Number: C-20-2921

Name(s): Kyla Leigh Blassingame

Order Number: C-20-2921-20-CO01

Effective Date: 8/5/2020

License Number: 1113590
Or NMLS Identifier [U/L] _____

License Effect: Surrender

Not Apply Until: 8/5/2022

Not Eligible Until: _____

Prohibition/Ban Until: 8/5/2022

Investigation Costs	\$ 600		Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 8/6/20
Fine	\$ 750	Due	Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 8/6/20
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: Fine listed above is non-stayed portion of the total fine of \$2,250

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**STATE OF WASHINGTON
DEPARTMENT 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-20-2921-20-CO01

CONSENT ORDER

KYLA LEIGH BLASSINGAME
Mortgage Loan Originator, NMLS #1113590,

Respondent.

COMES NOW the Director of the Department of Financial Institutions (Director), through his designee Lucinda Fazio, Division of Consumer Services Director, and Kyla Leigh Blassingame, Respondent, and finding that the issues raised in the above-captioned matter 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), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

AGREEMENT AND ORDER

The Department of Financial Institutions, Division of Consumer Services (Department) and Respondent has agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-20-2921-20-SC01 (Statement of Charges), entered June 2, 2020, (copy attached hereto). Pursuant to chapter 31.04 RCW, the Consumer Loan Act (Act), and RCW 34.05.060 of the Administrative Procedure Act, Respondent hereby agrees to the Department's entry of this Consent Order and further agree that the issues raised in the above-captioned matter may be economically and efficiently settled by entry of this Consent Order. The parties intend this Consent Order to fully resolve the Statement of Charges. Respondent is agreeing not to contest the Statement of Charges in consideration of the terms of this Consent Order.

Based upon the foregoing:

CONSENT ORDER
C-20-2921-20-CO01
KYLA LEIGH BLASSINGAME

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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

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

3 B. **Waiver of Hearing.** It is AGREED that Respondent has been informed of the right to a
4 hearing before an administrative law judge, and hereby waives her right to a hearing and any and all
5 administrative and judicial review of the issues raised in this matter, or of the resolution reached
6 herein. Accordingly, Respondent, by her signature below, withdraws her appeal to the Office of
7 Administrative Hearings.

8 C. **Mortgage Loan Originator License Surrender.** It is AGREED that Respondent will
9 surrender her mortgage loan originator license no later than 15 days following the date of entry of this
10 Consent Order.

11 D. **Prohibition from Industry.** It is AGREED that, for a period of two (2) years from the
12 date of entry of this Consent Order, Respondent is prohibited from participating, in any capacity, in
13 the conduct of the affairs of any consumer loan company licensed by the Department or subject to
14 licensure or regulation by the Department.

15 E. **Application for License.** It is AGREED that, for a period of two (2) years from the date
16 of entry of this Consent Order, Respondent shall not apply to the Department for any license under
17 any name. It is further AGREED that, should Respondent apply to the Department for any license
18 under any name at any time later than two (2) years from the date of entry of this Consent Order,
19 Respondent shall be required to meet any and all application requirements in effect at that time.

20 F. **Fine.** It is AGREED that Respondent shall pay a fine to the Department in the amount of
21 \$2,250. It is further AGREED that the Department will stay \$750 of the fine for a period of two (2)
22 years from the date of entry of this Consent Order, at which point the stayed portion of the fine shall
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1 be withdrawn, unless the stay is lifted pursuant to Paragraph G prior to the end of the two-year
2 period.

3 **G. Lifting the Stay and Imposing the Fine.** It is AGREED that:

- 4 i. If the Department determines that Respondent has not complied with the terms of this
5 Consent Order to a degree sufficient to warrant imposition of the full amount of the
6 fine, and the Department accordingly seeks to lift the stay and impose the full amount
7 of the fine set forth in Paragraph F above, the Department will first notify Respondent
8 in writing of its determination.
- 9 ii. The Department's notification will include:
- 10 a. A description of the alleged noncompliance;
- 11 b. A statement that because of the noncompliance, the Department seeks to lift the
12 stay and impose the full amount of the fine;
- 13 c. The opportunity for Respondent to contest the Department's determination of
14 noncompliance in an administrative hearing before an Administrative Law Judge
15 (ALJ) of the Office of Administrative Hearings (OAH); and
- 16 d. A copy of this Consent Order. The notification and hearing process provided in
17 this Consent Order applies only to this Consent Order. It is solely provided in the
18 event Respondent chooses to contest the Department's determination of
19 noncompliance.
- 20 iii. Respondent will be afforded twenty (20) business days from the date of receipt of the
21 Department's notification to submit a written request to the Department for an
22 administrative hearing to be held before an ALJ from the OAH.
- 23 iv. The scope and issues of the hearing are limited solely to whether or not Respondent is
24 in violation of the terms of this Consent Order to a degree sufficient to warrant
imposition of the full amount of the fine.
- v. At the conclusion of the hearing, the ALJ will issue an initial decision. Either party
may file a Petition for Review with the Director of the Department.

21 **H. Investigation Fee.** It is AGREED that Respondent shall pay to the Department an
22 investigation fee of \$600. Respondent shall pay the non-stayed portion of the fine and the
23 investigation fee together in the form of one cashier's check in the amount of \$2,100, made payable

1 to the “Washington State Treasurer,” upon delivery of this Consent Order to the Department,
2 properly dated and signed.

3 **I. 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 **J. 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 **K. Completely Read, Understood, and Agreed.** It is AGREED that Respondent has read
10 this Consent Order in its entirety and fully understand and agree to all of the same.

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1 **RESPONDENT:**

Kyla Leigh Blassingame

2 /s/

3 Mortgage Loan Originator

July 28, 2020

Date

4 Approved for Entry:

5 /s/

6 Sallye Wilton, State Bar of Texas #24066765

Attorney at Law

7 The Law Offices of Sallye Wilton, PLLC

Attorney for Respondent

July 20, 2020

Date

8 **DO NOT WRITE BELOW THIS LINE**

9 THIS ORDER ENTERED THIS 5th DAY OF August, 2020.

10 /s/

11 Lucinda Fazio, Director

12 Division of Consumer Services

13 Department of Financial Institutions

14 Presented by:

15 /s/

16 BRETT CARNAHAN

17 Financial Legal Examiner

18 Approved by:

19 /s/

20 STEVEN C. SHERMAN

21 Enforcement Chief

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

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

5 KYLA LEIGH BLASSINGAME,
6 Mortgage Loan Originator,
NMLS #1113590,

7 Respondent.

No. C-20-2921-20-SC01

STATEMENT OF CHARGES and
NOTICE OF INTENT TO ENTER AN
ORDER TO REVOKE LICENSE, PROHIBIT
FROM INDUSTRY, IMPOSE FINE,
COLLECT INVESTIGATION FEE, and
RECOVER COSTS AND EXPENSES

8 INTRODUCTION

9 Pursuant to RCW 31.04.093 and RCW 31.04.165, the Director of the Department of Financial
10 Institutions of the State of Washington (Director) is responsible for the administration of chapter
11 31.04 RCW, the Consumer Loan Act (Act). After having conducted an investigation pursuant to
12 RCW 31.04.145, and based upon the facts available as of the date of this Statement of Charges, the
13 Director, through his designee, Division of Consumer Services Director Lucinda Fazio, institutes this
14 proceeding and finds as follows:

15 I. FACTUAL ALLEGATIONS

16 1.1 **Kyla Leigh Blassingame (Respondent)** was licensed by the Department of Financial
17 Institutions of the State of Washington (Department) to conduct business as a mortgage loan
18 originator on or about December 27, 2018, and continues to be licensed to date. Respondent has been
19 employed by Cardinal Financial Company, Limited Partnership (NMLS #66247), a licensee of the
20 Department, since June 25, 2018, and continues to be employed at this company to date.

21 1.2 **Pending Misdemeanor Charge.** [REDACTED]
22 [REDACTED]
23 [REDACTED]
24 [REDACTED]

1 [REDACTED]
2 [REDACTED]
3 [REDACTED],¹ [REDACTED]
4 [REDACTED]
5 [REDACTED]
6 [REDACTED]
7 [REDACTED]

8 **1.3 False Statement to the Department.** Licensees are required to submit and maintain accurate
9 and truthful answers at all times in connection with reports filed with the Department. As part of
10 Respondent’s application for a mortgage loan originator license, she was required to submit answers
11 to questions in her NMLS record, under the section “State Disclosures.” In particular, Question
12 (H)(2) asks the following: “Are there pending charges against you for a misdemeanor specified in
13 (H)(1)?” Question (H)(1) specifies a number of misdemeanor offenses, including “theft or wrongful
14 taking of property.” Respondent did not amend her original answer to Question (H)(2) to the
15 affirmative following the entry of her pre-trial diversion agreement on January 30, 2020. Thereafter,
16 Respondent attested to the accuracy of that answer at least twice through NMLS. As of the date of
17 this Statement of Charges, Respondent has not amended the answer to the affirmative while her
18 misdemeanor charge remains pending.

19 **1.4 On-Going Investigation.** The Department’s investigation into the alleged violations of the
20 Act by Respondent continues to date.

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

2 **2.1 Character and Fitness.** Based on the Factual Allegations set forth in Section I above,
3 Respondent fails to meet the mortgage loan originator licensing standards established under RCW
4 31.04.247 (1)(e) by lacking the character and general fitness such as to command the confidence of
5 the community and to warrant a determination that Respondent will operate honestly, fairly, and
6 efficiently within the purposes of the Act as evidenced by commission of a crime of dishonesty while
7 licensed as mortgage loan originator.

8 **2.2 Failure to Report.** Based upon the Factual Allegations set forth in Section I above,
9 Respondent is in apparent violation of WAC 208-620-710(27) for failing to report within 10 days of a
10 change to an answer to one of the NMLS generated disclosure questions.

11 **2.3 Negligent False Statement.** Based on the Factual Allegations set forth in Section I above,
12 Respondent is in apparent violation of RCW 31.04.027(1)(h) for negligently making a false statement
13 in connection with a report filed with the Department by a licensee.

14 **III. AUTHORITY TO IMPOSE SANCTIONS**

15 **3.1 Authority to Revoke License.** Pursuant to RCW 31.04.093(3) (b) and (c), the Director may
16 revoke a license if the licensee, either knowingly or without the exercise of due care, has violated any
17 provision of the Act or any rule adopted under the Act, or a fact or condition exists that, if it had
18 existed at the time of the original application for the license, clearly would have allowed the director
19 to deny the application for the original license.

20 **3.2 Authority to Prohibit from the Industry.** Pursuant to RCW 31.04.093(6) (a), the Director
21 may issue an order prohibiting from participation in the affairs of any licensee for false statements or
22 omission of material information from an application for a license that, if known, would have allowed
23 the director to deny the original application for a license.

1 **3.3 Authority to Impose Fine.** Pursuant to RCW 31.04.093(4), the Director may impose fines of
2 up to one hundred dollars per day, per violation, upon the licensee for any violation of the Act.

3 **3.4 Authority to Collect Investigation Fee.** Pursuant to RCW 31.04.145(3), WAC 208-620-
4 590, and WAC 208-620-610(7), every licensee examined or investigated by the Director or the
5 Director's designee shall pay for the cost of the examination or investigation, calculated at the rate of
6 \$69.01 per staff hour devoted to the examination or investigation.

7 **3.5 Authority to Recover Costs and Expenses.** Pursuant to RCW 31.04.205(2), the Director
8 may recover the state's costs and expenses for prosecuting violations of the Act.

9 **IV. NOTICE OF INTENT TO ENTER ORDER**

10 Respondent's violations of the provisions of chapter 31.04 RCW and chapter 208-620 WAC,
11 as set forth in the above Factual Allegations, Grounds for Entry of Order, and Authority to Impose
12 Sanctions, constitute a basis for the entry of an Order under RCW 31.04.093, RCW 31.04.165, RCW
13 34.04.202, and RCW 31.04.205. Therefore, it is the Director's intent to ORDER that:

- 14 **4.1** Respondent Kyla Leigh Blassingame's license to conduct the business of a mortgage
15 loan originator be revoked.
- 16 **4.2** Respondent Kyla Leigh Blassingame be prohibited from participation in the
17 conduct of the affairs of any consumer loan company subject to licensure by the
18 Director, in any manner, for a period of five (5) years.
- 19 **4.3** Respondent Kyla Leigh Blassingame pay a fine. As of the date of this Statement of
20 Charges, the fine totals \$2,250.
- 21 **4.4** Respondent Kyla Leigh Blassingame pay an investigation fee. As of the date of this
22 Statement of Charges, the investigation fee totals \$600.
- 23 **4.5** Respondent Kyla Leigh Blassingame pay the Department's costs and expenses
24 for prosecuting violations of the Act in an amount to be determined at hearing or by
declaration with supporting documentation in event of default by Respondent.

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1 **V. AUTHORITY AND PROCEDURE**

2 This Statement of Charges and Notice of Intent to Enter an Order to Revoke License, Prohibit
3 from Industry, Impose Fine, Collect Investigation Fee, and Recover Costs and Expenses (Statement
4 of Charges) is entered pursuant to the provisions of RCW 31.04.093, RCW 31.04.165, RCW
5 31.04.202, and RCW 31.04.205, and is subject to the provisions of chapter 34.05 RCW (The
6 Administrative Procedure Act). Respondent may make a written request for a hearing as set forth in
7 the NOTICE OF OPPORTUNITY FOR ADJUDICATIVE HEARING AND TO DEFEND
8 accompanying this Statement of Charges.

9 Dated this 2nd day of June, 2020.

10 /s/
11 Lucinda Fazio, Director
12 Division of Consumer Services
Department of Financial Institutions

13 Presented by:

14 /s/
15 BRETT CARNAHAN
16 Financial Legal Examiner

17 Approved by:

18 /s/
19 STEVEN C. SHERMAN
20 Enforcement Chief
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