

Terms Completed

ORDER SUMMARY – Case Number: C-21-3195

Name(s): Evolve Mortgage Services, LLC

Order Number: C-21-3195-22-CO01

Effective Date: 06/01/2022

License Number: 838854

License Effect: The Department will continue processing Respondent’s license application

Not Apply Until: N/A

Not Eligible Until: N/A

Prohibition/Ban Until: N/A

Investigation Costs	\$ 4,816.89		Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date
Fine	\$ N/A	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Assessment(s)	\$ N/A	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Restitution	\$ N/A	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Financial Literacy and Education	\$ 12,000	Due	Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date
Cost of Prosecution	\$ N/A	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
	No. of Victims:	N/A		

Comments: _____

1 **CONCLUSIONS OF LAW**

2 **2.1** Based on the above Findings of Fact, Respondent violated RCW 31.04.035 by engaging in the
3 business of a consumer loan company in the state of Washington without first obtaining and
4 maintaining a license in accordance with the Act or meeting an exclusion from the Act under RCW
5 31.04.025.

6 **AGREEMENT AND ORDER**

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

13 Based upon the foregoing:

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

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

19 **C. License Required.** Subject to Paragraph F of this Consent Order, it is AGREED that
20 Respondent understands that in order to perform underwriting activities for residential mortgage
21 loans in Washington, Respondent must obtain a license in accordance with the Act or the Mortgage
22 Brokers Practices Act, or qualify for an exemption from licensing as delineated in the Act or the
23 Mortgage Brokers Practices Act.

1 **D. Financial Literacy Payment.** It is AGREED that, in lieu of a fine and pursuant to RCW
2 31.04.093(7), Respondent shall pay \$12,000 to the Department for purposes of financial literacy and
3 education. It is further AGREED that Respondent shall not advertise or publicize the Financial
4 Literacy Payment.

5 **E. Investigation Fee.** It is AGREED that Respondent shall pay an investigation fee to the
6 Department in the amount of \$4,816.89. The Financial Literacy Payment and Investigation Fee shall
7 be paid together in one \$16,816.89 cashier's check made payable to the "Washington State
8 Treasurer," upon delivery of this Consent Order to the Department.

9 **F. Application for Consumer Loan License.** It is AGREED that the entry of this Consent
10 Order will not preclude Respondent from obtaining a consumer loan license pursuant to Respondent's
11 pending consumer loan license application with the Department. It is further AGREED that upon
12 payment to the Department of the sums required under paragraphs D and E of this Consent Order, SO
13 LONG AS all requirements under chapter 31.04 RCW and 208-620 WAC are satisfactorily met and
14 the application is complete as determined by the Department, the Department will process
15 Respondent's pending consumer loan license application in due course. Respondent will be timely
16 notified of any additional licensing requirements. Respondent agrees to timely respond to any such
17 requests.

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

22 **H. Voluntarily Entered.** It is AGREED that Respondent has voluntarily entered into this
23 Consent Order, which is effective when signed by the Director's designee.

1 **I. Completely Read, Understood, and Agreed.** It is AGREED that Respondent has read this
2 Consent Order in its entirety and fully understands and agrees to all of the same.

3 **J. Authority to Execute Order.** It is AGREED that the undersigned authorized representative
4 has represented and warranted that he has the full power and right to execute this Consent Order on
5 behalf of Respondent.

6 **K. Counterparts.** This Consent Order may be executed by the Respondent in any number of
7 counterparts, including by facsimile or e-mail of a .pdf or similar file, each of which shall be deemed
8 to be an original, but all of which, taken together, shall constitute one and the same Consent Order.

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