

STATE OF ILLINOIS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

DIVISION OF BANKS AND REAL ESTATE

IN THE MATTER OF:)
)
CITYWIDE MORTGAGE PROS, INC.,) No. 2004-BRF-49
14020 Lemont Road)
Lockport, IL 60441)

ORDER SUSPENDING LICENSE & ASSESSING PENALTY FEE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banks and Real Estate (the "Department"), having conducted an examination of the facts related to Citywide Mortgage Pros, Inc., 14020 Lemont Road, Lockport, Illinois, 60441, (the "Licensee"), and having found that the Licensee committed a violation of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635 3-5], and Sections 1050.140, 1050.360, 1050.410, and 1050.910 of the rules promulgated under the Act (the "Rules") [38 Ill. Adm. Code 1050. 140, 1050.360, 1050.410, and 1050.910], hereby issues this ORDER pursuant to the authority provided under Section 4-5 of the Act. The Department makes the following:

FINDINGS

1. That Citywide Mortgage Pros, Inc., is an Illinois residential mortgage licensee holding license No. MB.0004757 and located at 14020 Lemont Road, Lockport, Illinois, 60441;
2. That a supervisory letter was sent by the Department via U.S. first class mail on May 23, 2003, advising Licensee that the Department had performed an examination on Licensee on April 14, 2003, and that the examiner found the following violations;
3. That the Licensee was not in compliance and had violated the Net Worth Requirements (Rules Section 1050.410 & Act Section 3-5), Employee (Rules Section 1050.140), Continuing Education (Rules Section 1050.360), Advertising (Rules Section 1050.910(b));
4. That a supervisory meeting was held on June 18, 2003, and that Licensee was given a response due date of July 9, 2003;
5. That the Department had placed telephone calls to Licensee on July 9th, July 14th, July 18th, August 29th, and September 4th to procure a response;
6. That on September 5, 2003, Licensee telephoned the Department, and Licensee was instructed to submit a written response to the Department on September 22, 2003;
7. That an additional letter was sent by the Department via U.S. first class mail on October 8, 2003, that Licensee would be assessed a \$50 per day penalty fee until the requested response

was received;

8. That a final response due date was given to Licensee by the Department of October 17, 2003;
9. That the additional response was finally received December 9, 2003;
10. That several phone conversations occurred between November 18, 2003, and January 6, 2004 between the Department and Mrs. Rebecca Corlew, who was representing Citywide to help resolve their licensing and examination issues;
11. That notification was received on February 10, 2004 of non-sufficient funds for late payment of the renewal fee;
12. That a meeting was held with Licensee on February 19, 2004 to discuss unresolved exam issues, expiration of license, and reactivation of license; and that Licensee was requested to consult with his CPA, and have the CPA provide in writing a statement of Licensee's current financial position as a basis for whether or not Licensee should pursue reactivation of its expired license;
13. That a supervisory letter was sent by the Department via U.S. first class mail on March 24, 2004 advising Licensee, that Citywide Mortgage Pros, Inc., was not in compliance with the Act had not complied with the February 19, 2004 meeting requests;
14. That Licensee was given a final response due date of March 31, 2004; and
15. That has not submitted the response, which was due March 31, 2004 to the Department.

CONCLUSIONS

BASED UPON THE ABOVE FINDINGS, THE DEPARTMENT IS OF THE OPINION AND CONCLUDES:

1. That notwithstanding notices and other efforts by the Department, Licensee repeatedly failed to respond to the Department; and
2. That Licensee is not currently complying with the Act and Rules promulgated under the Act.

ORDER

NOW THEREFORE IT IS HEREBY ORDERED:

1. That Citywide Mortgage Pros, Inc., License No. MB.0004757, shall be and hereby is suspended and assessed a penalty fee in the amount of \$1,450.00;

2. The penalty fee in the amount of \$1,450.00 shall be paid no later than thirty (30) days of the effective date of this Order upon Citywide Mortgage Pros, Inc.; and
3. The penalty fee in the amount of \$1,450.00 shall be paid by means of a certified check or money order made payable to the:

**Department of Financial and Professional Regulation
Division of Banks and Real Estate
500 East Monroe Street, Suite 800
Springfield, IL 62701-1509**

ORDERED THIS 13th DAY OF JULY 2004

DEPARTMENT OF FINANCIAL
AND PROFESSIONAL REGULATION
of the State of Illinois;
FERNANDO E. GRILLO, SECRETARY

DAVID S. RODRIGUEZ
Deputy Director
Division of Banks and Real Estate

You are hereby notified that this Order is an administrative decision. Pursuant to 205 ILCS 635/4-12 and 38 Ill. Adm. Code, 1050.1510 *et seq.* any party may file a request for a hearing on an administrative decision. The request for a hearing shall be filed within 10 days after the receipt of an administrative decision. A hearing shall be held within 30 days after the receipt by the Department of Financial and Professional Regulation, Division of Banks and Real Estate of a request for a hearing. Absent a request for a hearing, this Order shall constitute a final administrative Order subject to the Administrative Review Law [735 ILCS 5/3-101 *et seq.*].