

STATE OF ILLINOIS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

DIVISION OF BANKS AND REAL ESTATE

IN THE MATTER OF:)
)
) No. 2005-MBR-17
)
EZM MORTGAGE, INC.)
)
Attn: Joey Tapper)
)
2521 N. Pulaski Road)
)
Chicago, IL 60639)

ORDER 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 EZM Mortgage, Inc. 2521 N. Pulaski Road, Chicago, Illinois 60639, (the "Licensee"), and having found that the Licensee committed a violation of the Residential Mortgage License Act of 1987, [205 ILCS 635] (the "Act"), and of the rules promulgated under the Act [38 Ill. Adm. Code 1050] (the "Rules") hereby issues this ORDER pursuant to the authority provided under Section 4-5 of the Act. The Department makes the following:

FINDINGS

1. That EZM Mortgage, Inc. is an Illinois residential mortgage Licensee holding license MB.0005457 and located at 2521 N. Pulaski Road, Chicago, Illinois, 60639; and
2. That September 16, 2004, Licensee was mailed a letter via U.S. mail service regarding Licensee compliance examination, and a written response due date of October 1, 2004 was established.
3. That on November 3, 2004, Licensee was mailed a letter via U.S. mail service regarding overdue response to Licensee compliance examination, and advising Licensee that penalties were continuing to accrue.
4. That the requested documentation was received by the Department on November 15, 2004, and assessing a penalty fee of \$50 per day for 46 days in the amount of \$2,300 that the information/documentation was submitted late by the Licensee to the Department.
5. That on January 21, 2005, the Department mailed to Licensee a Potential Disciplinary Action letter via certified and U.S. first class mail service.

6. That on January 28, 2005, the Department received a written response from Licensee regarding the Potential Disciplinary Action letter.
7. That on February 10, 2005, the Department mailed to Licensee a letter via certified mail service, informing Licensee that the Department had determined that the disciplinary actions taken against EZM will continue to proceed.

CONCLUSIONS

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

That notwithstanding notices and other efforts by the Department, Licensee failed to respond and submit documentation to the Department in a timely manner.

ORDER

NOW THEREFORE IT IS HEREBY ORDERED:

1. That EZM Mortgage, Inc., License No. MB.0005457, shall be and hereby is assessed a penalty fee in the amount of \$2,300 pursuant to Section 4-5(h)(5) of the Act;
2. The penalty fee in the amount of \$2,300 shall be paid no later than thirty (30) days after the effective date of this Order upon EZM Mortgage, Inc.; and
3. The penalty fee in the amount of \$2,300 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
ATTN: FISCAL DIVISION, 2ND FLOOR
320 W. Washington Street
Springfield, IL 62786**

ORDERED THIS 4TH DAY OF MARCH 2005

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.*].