

**STATE OF ILLINOIS**  
**DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION**  
**DIVISION OF BANKING**

IN THE MATTER OF )  
 )  
 ) No. 2008-MBR-38  
 )  
**1<sup>st</sup> FAMILY MORTGAGE, INC.** )  
 )  
ATTN: Evan Saad )  
 )  
4 South 100, Route 59, Suite 9 )  
 )  
Naperville, IL 60563 )

**ORDER REVOKING LICENSE**

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking (the "Department"), having conducted a review of activities conducted by 1<sup>st</sup> Family Mortgage, Inc., (the "Licensee"), and having documented violations of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635] and the rules promulgated under the Act (the "Rules") [38 Ill. Adm. Code 1050], hereby issues this ORDER pursuant to the authority provided under Section 4-5(h)(1) of the Act. The Department makes the following:

**FINDINGS**

1. That 1<sup>st</sup> Family Mortgage, Inc. is an Illinois residential mortgage licensee holding license number MB.0006426 (the "License"), and located at 4 South 100, Route 59, Suite 9, Naperville, Illinois, 60563;
2. That Licensee, made a written request to the Department of its request to surrender its residential mortgage license;
3. That on January 23, 2006, the Department sent to Licensee, a letter notifying Licensee that further documentation must be provided for the completion of the surrender process including payment of an outstanding examination fee of \$1,020;
4. That on February 6, 2006, that said letter notifying Licensee that further documentation must be provided for the completion of the surrender process was returned to the Department;
5. That the Department thereafter called Licensee to notify Licensee of the returned mail, message indicated phone was disconnected, this status was documented by Licensing on August 14, 2007 and the matter was then forwarded for Enforcement;
6. That a Potential Disciplinary Letter was sent to Licensee on February 26, 2008, via U.S. first-class mail service and certified mail, notifying Licensee that further documentation must be provided;

7. That on March 12, 2008, the Department received back the aforementioned February 26, 2008 letter from the U.S. Postal Service with the notation "Return to Sender – Not Deliverable as Addressed – Unable to Forward;" and
8. That Licensee, has not paid its examination fee, did not accept Department's correspondence, and failed to properly surrender its license.

### **CONCLUSIONS**

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

That notwithstanding notices and other efforts by the Department, Licensee is in violation of Sections 2-4(s)(t), 2-6(e), 4-1(r) and 4-5(i)(13) of the Act, and Sections 1050.210 & 1050.480 of the Rules, and is in further violation of Sections 4-5(i)(11) and (17) of the Act.

### **ORDER**

NOW THEREFORE IT IS HEREBY ORDERED that the license of **1<sup>ST</sup> FAMILY MORTGAGE, INC.** License No. MB.0006426 is revoked by Order of the Department pursuant to Section 4-5(h)(1) of the Act for failure to comply with the provisions cited herein of the Act and rules, effective ten days after receipt of this Order, unless you request a hearing pursuant to the Act and Subpart N of the Rules, including remitting the hearing fee required by Section 1050.210 of the Rules.

ORDERED THIS 9<sup>TH</sup> DAY OF APRIL, 2008

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION  
DEAN MARTINEZ, SECRETARY

DIVISION OF BANKING  
JORGE A. SOLIS, DIRECTOR

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REYNOLD M. BENJAMIN  
Assistant Director, Division of Banking

**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 and, if so requested, a hearing shall be held on the administrative decision, by the Department of Financial and Professional Regulation, Division of Banking. 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.].**