

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

IN THE MATTER OF:)
)
) No. 2008-MBR-65
ALLIED HOME MORTGAGE CAPITAL CORPORATION)
License No. MB.0004571)
Attention: Carla Patrick)
6110 Pinemont Dr., Ste. 215)
Houston, TX 77092-3216)

ORDER ASSESSING FINE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking (the "Department"), having reviewed of advertising activities conducted by Allied Home Mortgage Capital Corporation (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)(5) of the Act. The Department makes the following:

FINDINGS

1. That Allied Home Mortgage Capital Corporation is an Illinois residential mortgage licensee holding license No. MB.0004571 and located at 6110 Pinemont Dr., Ste. 215, Houston, Texas 77092-3216;
2. That the Department received a complaint about an email solicitation advertising residential mortgage products and services offered through Licensee and upon review of said complaint found that the advertisement fails to sufficiently identify Licensee by name and address on record with the Department and fails to identify the Licensee as an "Illinois Residential Mortgage Licensee" as required by the Act and Rules;
3. That on May 21,2008, the Department sent by U.S. registered, return receipt and first class mail a potential disciplinary letter describing the violations as well as a copy of the advertisement; and
4. That the Licensee signed for receipt of said potential disciplinary letter and the Department received this receipt on May 27, 2008, and the Licensee has not responded in writing nor

provided any documentation of compliance with the advertising requirements of the Act and Rules.

CONCLUSIONS

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

That notwithstanding notices and other efforts by the Department, Licensee has not complied with advertising requirements of Section 3-3 of the Act and Section 1050.940 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:

1. That Allied Home Mortgage Capital Corporation, License No. MB.0004571 shall be and hereby is assessed a fine of \$500;
2. The fine in the amount of \$500 shall be due thirty (30) days after the effective date of this Order upon Allied Home Mortgage Capital Corporation, and
3. The fine in the amount of \$500 shall be paid by means of a certified check or money order made payable to the:

**Department of Financial and Professional Regulation
Division of Banking
ATTN: FISCAL DIVISION, 2ND FLOOR
320 W. Washington Street
Springfield, IL 62786**

ORDERED THIS 26th DAY OF JUNE, 2008

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF BANKING
JORGE SOLIS, DIRECTOR

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.*].