ARIZONA DEPARTMENT OF FINANCIAL INSTITUTIONS

In the Matter of the Revocation of the Mortgage Broker License of: **GLOBAL MORTGAGE, LLC DBA LIKE FINANCIAL AND SUZANNE G. KENSINGTON-LIKE, OWNER** 12639 N. 136th Street Scottsdale, AZ 85259 Respondents.	No.: 09F-BDO59-BNK **NOTICE OF HEARING TO REVOKE**

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PLEASE TAKE NOTICE that, pursuant to Arizona Revised Statutes ("A.R.S.") §§ 6-138, and 41-1092.02, the above-captioned matter will be heard through the Office of Administrative Hearings, an independent agency, and is scheduled for May 8, 2009 at 9:00 a.m., at the Office of Administrative Hearings, 1400 West Washington, Suite 101, Phoenix, Arizona, (602) 542-9826 (the "Hearing").

The purpose of the Hearing is to determine whether grounds exist to suspend or revoke Respondents' mortgage broker license; to order any other remedy necessary or proper for the enforcement of statutes and rules regulating mortgage brokers in Arizona pursuant to A.R.S. §§ 6-123 and 6-131; and to impose a civil money penalty pursuant to A.R.S. § 6-132.

Pursuant to A.R.S. § 6-138, the Superintendent of Financial Institutions for the State of Arizona (the "Superintendent") delegates the authority vested in the Superintendent, whether implied or expressed, to the Director of the Office of Administrative Hearings or the director's designee to preside over the Hearing as the Administrative Law Judge, to make written recommendations to the Superintendent consisting of proposed Findings of Fact, Conclusions of Law, and Order. The Office of Administrative Hearings has designated Lewis Kowal, at the address and phone number listed above, as the Administrative Law Judge for these proceedings. Pursuant to Arizona Administrative Code ("A.A.C.") Rule 2-19-104 and A.R.S. §§ 41-1092.01(H)(1) and 41-1092.08, the Superintendent retains authority to enter orders granting a stay, orders on motions for rehearing, final decisions pursuant to A.R.S. § 41-1092.08 or other order or process which the Administrative Law Judge is specifically prohibited from entering.

Motions to continue this matter shall be made in writing to the Administrative Law Judge not less than fifteen (15) days prior to the date set for the Hearing. A copy of any motion to continue shall be mailed or hand-delivered to the opposing party on the same date of filing with the Office of Administrative Hearings.

A.R.S. § 41-1092.07 entitles any person affected by this Hearing to appear in person and by counsel, or to proceed without counsel when submitting evidence, to have a reasonable opportunity to inspect all documentary evidence, to cross-examine witnesses, to present evidence and witnesses in support of his/her interests, and to have subpoenas issued by the Administrative Law Judge to compel attendance of witnesses and production of evidence. Pursuant to A.R.S. § 41 1092.07(B), any person may appear on his or her own behalf or by counsel.

Pursuant to A.R.S. § 41-1092.07(E), a clear and accurate record of the proceedings will be made by a court reporter or by electronic means. Any party that requests a transcript of the proceedings shall pay the cost of the transcript for the court reporter or other transcriber.

Questions concerning issues raised in this Notice of Hearing should be directed to Assistant Attorney General Nicholle Harris, (602) 542-7719, 1275 West Washington, Phoenix, Arizona 85007.

NOTICE OF APPLICABLE RULES

On February 7, 1978, the Arizona Department of Financial Institutions (the "Department") adopted A.A.C. R20-4-1201 through R20-4-1220, which were amended September 12, 2001, setting forth the rules of practice and procedure applicable in contested cases and appealable agency actions before the Superintendent. The hearing will be conducted pursuant to these rules and the rules governing procedures before the Office of Administrative Hearings, A.A.C. R2-19-101 through R2-19-122. A copy of these rules is enclosed.

Pursuant to A.A.C. R20-4-1209, Respondents shall file a written answer within twenty (20) days after issuance of this Notice of Hearing. The answer shall briefly state the Respondents' position or defense and shall specifically admit or deny each of the assertions contained in this Notice of Hearing. If the answering Respondents are without or are unable to reasonably obtain knowledge or information

sufficient to form a belief as to the truth of an assertion, Respondents shall so state, which shall have the effect of a denial. Any assertion not denied is deemed admitted. When Respondents intend to deny only a part or a qualification of an assertion, or to qualify an assertion, Respondents shall expressly admit so much of it as is true and shall deny the remainder. Any defense not raised in the answer is deemed waived.

If a timely answer is not filed, pursuant to A.A.C. R20-4-1209(D), Respondents will be deemed in default and the Superintendent may deem the allegations in this Notice of Hearing as true and admitted and the Superintendent may take whatever action is appropriate, including suspension or revocation of Respondents' license and imposition of a civil penalty or restitution to any injured party.

Respondents' answer shall be mailed or delivered to the Arizona Department of Financial Institutions, 2910 North 44th Street, Suite 310, Phoenix, Arizona 85018, with a copy mailed or delivered to the Office of Administrative Hearings, 1400 West Washington, Suite 101, Phoenix, Arizona 85007 and to Assistant Attorney General Nicholle Harris, Consumer Protection & Advocacy Section, Attorney General's Office, 1275 West Washington, Phoenix, Arizona 85007.

Persons with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. Requests for special accommodations must be made as early as possible to allow time to arrange the accommodations. If accommodations are required, call the Office of Administrative Hearings at (602) 542-9826.

COMPLAINT

1. Respondent Global Mortgage, LLC dba Like Financial ("Global") is an Arizona limited liability company authorized to transact business in Arizona as a mortgage broker, license number MB 0902138, within the meaning of A.R.S. §§ 6-901, *et seq*. The nature of Global's business is that of making, negotiating, or offering to make or negotiate loans secured by Arizona real property, within the meaning of A.R.S. § 6-901(6).

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2. Respondent Suzanne G. Kensington-Like ("Ms. Like") is the Owner of Global. Ms. Like is authorized to transact business in Arizona as a mortgage broker within the meaning of A.R.S. § 6-903(E).

3. A May 19, 2008 through September 23, 2008 examination of Global, conducted by the Department, revealed that Global and Ms. Like:

a. Failed to advertise in compliance with the disclosure requirements of title I of the Consumer Credit Protection Act ("CCPA") (15 United States Code sections 1601 through 1666j), the Real Estate Settlement Procedures Act ("RESPA") (12 United States Code sections 2601 through 2617), and the regulations promulgated under these acts, specifically:

i. Respondents' website includes the following trigger term within an advertisement, "points" (finance charge) and payment. The website does not include the amount or percentage of down-payment, nor does it include a term of repayment;

b. Failed to conduct the minimum elements of reasonable employee investigations prior to hiring employees. A review of eight (8) employee personnel records revealed:

i. Two (2) completed and signed employment applications were missing from the files;

ii. Respondents failed to consult with the applicant's most recent or next most recent employer prior to hiring three (3) employees;

iii. Respondents failed to inquire regarding the applicant's qualifications and competence for the position prior to hiring three (3) employees;

iv. Respondents failed to obtain a current credit report from a credit reporting agency prior to hiring three (3) employees; and

v. Respondents failed to obtain a completed Employment Eligibility Verification (Form I-9) prior to hiring one (1) employee;

c. Contracted with or paid compensation to unlicensed, independent contractors, specifically:

i. Respondents paid 1099 compensation to an unlicensed independent contractor in the amount of $221,649.25 in 2007 and $1,500.00 in 2008 for originating loans;

d. Failed to provide adequate documentation of updating and reconciling, on a monthly basis, all records having more than ten (10) transactions in a calendar quarter;

e. Failed to maintain originals or copies of all mortgage loan transactions, specifically:

i. For all loan files reviewed, the initial Good Faith Estimate ("GFE") disclosures were missing from the files. Respondents acknowledge that copies of original GFE disclosures have not been maintained and that all GFEs in the files have been altered. Respondents stated, "When the file funds the processor goes in and changes the [GFE] to match the HUD-1 exactly for reference purposes. If a borrower calls it is easily available to have access to the closing information;"

ii. One (1) document showing the application's final disposition ("DFD") was missing from the files;

iii. Two (2) 2nd mortgage applications were missing from the files; and

iv. Eight (8) document agreements were missing from the files;

f. Allowed borrowers to sign regulated documents containing blank spaces, specifically:

i. Five (5) Truth in Lending ("TIL") disclosures were signed in blank;

g. Failed to comply with the disclosure requirements of Title I of the Consumer Credit Protection Act (15 U.S.C. §§ 1601 through 1666j), the Real Estate Settlement Procedures Act (12 U.S.C. §§ 2601 through 2617), and the regulations promulgated under these acts, specifically:

i. For all loan files reviewed the initial GFE disclosures were missing. Upon closing a mortgage loan, Respondents adjusted the GFE figures to reflect the exact fees that

were charged and reflected on the final HUD-1. Respondents do not retain copies of the initial disclosure forms or of any of the updated disclosures;

ii. Yield spread premium was not disclosed within the Good Faith Estimate to one (1) borrower;

iii. The Annual Percent Rate ("APR") calculation was not issued to eight (8) borrowers;

iv. A TIL payment schedule was calculated for a fixed rate on an ARM loan when issued to two (2) borrowers;

v. A 2nd Mortgage 1003 Application was missing from one (1) borrower's file;

vi. A duplicate fee or unearned fee was charged to three (3) borrowers;

vii. Incorrect credit report fee charged to one (1) borrower; and

viii. Respondents failed to correct this violation from the previous examination;

h. Misrepresented or concealed essential or material facts in the course of the mortgage broker business and engaged in illegal or improper business practices, specifically:

i. Respondents' loan officer, Ernie B. closed five (5) mortgage loan transactions on three (3) properties for borrower K. H., of which two (2) transactions contained loan misrepresentations and concealments:

(1) A 1st and 2nd mortgage on a property located at 6747 E. Camino De Los Ranchos, Scottsdale, AZ 85254, and a 1st mortgage on a property located at 4607 W. Augusta Avenue, Glendale, AZ 85301,

(a) An application dated August 14, 2006 for an owner occupied property located at 6747 E. Camino De Los Ranchos, Scottsdale, AZ 85254, for 1st and 2nd mortgages in the amount of $775,000.00 failed to disclose on the schedule of real estate owned, the property located at 6101 E. Sweetwater Avenue, Scottsdale, AZ 85254, which was closed in the borrower's name on June 9, 2006. Failure to disclose the above listed

property on the loan application concealed a $935,000.00 mortgage obligation from the lender, Washington Mutual, who funded the loan on September 12, 2006;

(b) An application dated October 19, 2006 for the purchase of a non-owner occupied property located at 4607 W. Augusta Avenue, Glendale, AZ 85301, for a 1st mortgage in the amount of $324,000.00 failed to disclose on the schedule of real estate owned, the property located at 6101 E. Sweetwater Avenue, Scottsdale, AZ 85254, which was closed in the borrower's name on June 9, 2006. Failure to disclose the above listed property on the loan application concealed a $935,000.00 mortgage obligation from the lender, Lehman Brothers Bank, which funded the loan on October 23, 2006;

ii. Respondents' loan officer, Ernie B. closed eight (8) mortgage loan transactions on four (4) properties for borrower C.R., of which three (3) transactions contained loan misrepresentations and concealment:

(1) A 1st and 2nd mortgage loan on a second home purchase property located at 351 Palisades Drive, Sedona, AZ 85336, a 1st and 2nd mortgage loan on an owner occupied property located at 11014 N. Miller Road, Scottsdale, AZ 85258, and a 1st and 2nd mortgage loan on an owner occupied property located at 7848 E. Copper Canyon Street, Mesa, AZ 85207.

(a) An application dated June 14, 2006, for a second home purchase located at 351 Palisades Drive, Sedona, AZ 85336, for 1st and 2nd mortgages in the amount of $976,391.00, failed to disclose on the schedule of real estate owned the property located at 8301 N. Merion Way, Paradise Valley, AZ 85253, which closed on June 14, 2006. The loan funded on June 15, 2006 with Washington Mutual Bank. Failure to disclose the

8310 N. Merion Way property concealed a $1,732,500.00 mortgage obligation from the lender;

(b) An application dated June 14, 2006, for the purchase of an owner occupied property located at 11014 N. Miller Road, Scottsdale, AZ 85258, for 1st and 2nd mortgages in the amount of $1,079,000.00 failed to disclose on the schedule of real estate owned, a property located at 8301 N. Merion Way, Paradise Valley, AZ 85253, which closed on June 14, 2006. The loan funded on June 15, 2006 with Washington Mutual and National City Bank. Failure to disclose the 8310 N. Merion Way property concealed a $1,732,500.00 mortgage obligation from the lenders;

(c) An application dated June 27, 2006, for the purchase of an owner occupied property located at 7848 E. Copper Canyon Street, Mesa, AZ 85207, for 1st and 2nd mortgages in the amount of $2,122,500.00 failed to disclose three (3) properties owned by the borrower on the schedule of real estate owned, 8301 N. Merion Way, Paradise Valley, AZ 85253, which closed on June 14, 2006, 351 Palisades Drive, Sedona, AZ 85336, which closed on June 15, 2006, and 11014 N. Miller Road, Scottsdale, AZ 85285, which closed on June 15, 2006. The loan funded on June 30, 2006 with Washington Mutual Bank. Failure to disclose property 8301 N. Merion Way, Paradise Valley, AZ 85053 on the application concealed a $1,732,500.00 mortgage obligation from the lender, failure to disclose property 351 Palisades Drive, Sedona, AZ 85336 on the application concealed a $976,391.00 loan obligation from the lender, and failure to disclose property 11014 N. Miller Road, Scottsdale, AZ 85285 on the application concealed a $1,079,000.00 loan obligation from the lender;

iii. Respondents' loan officer, Ernie B. closed twenty-two (22) mortgage loan transactions on eleven (11) properties for borrower A. Rogers, of which eight (8) transactions contained loan misrepresentations and concealment:

(1) A 1st and 2nd mortgage loan on an investment property located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85258, with the 2nd mortgage loan disclosed as an owner occupied purchase, a 1st and 2nd mortgage loan on an owner occupied property located at 26247 N. Paso Trail, Scottsdale, AZ 85255, a 1st and 2nd mortgage loan on an investment property located at 8501 E. Quarterhorse Trial, Scottsdale, AZ 85258, a 1st and 2nd mortgage loan on an owner occupied property located at 8337 E. Quarterhorse Trial, Scottsdale, AZ 85258, a 1st and 2nd mortgage loan on an owner occupied property located at 8621 E. San Ardo, Scottsdale, AZ 85285, a 1st and 2nd mortgage loan on an investment property located at 8411 N. 86th Way, Scottsdale, AZ 85258, a 1st and 2nd mortgage loan on an owner occupied property located at 9077 N. 82nd Street, Scottsdale, AZ 85258, and a 1st and 2nd mortgage loan on an owner occupied property located at 10410 N. 77th Street, Scottsdale, AZ 85258;

(a) An application, dated April 13, 2006, for the purchase of an investment property located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85258, for 1st and 2nd mortgage loans failed to disclose three (3) properties owned by the borrower on the schedule of real estate owned, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #101-104, Cottonwood, AZ 85326, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #401-404, Cottonwood, AZ 85326, and a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #201, 202, 301, 302, Cottonwood, AZ 85326. The loan funded on April

18, 2006 with a first mortgage from Washington Mutual Bank and April 19, 2006 with a second mortgage from National City Bank. The 1st and 2nd mortgage transactions were closed under separate escrow files and the proceeds from the 2nd mortgage were deposited as cash to the 1st mortgage escrow file. Failure to disclose the above three (3) properties on the borrower's application concealed mortgage obligations from the lender in the amounts of $500,000.00, $500,000.00, and $500,000.000 respectively;

(b) An application, dated April 13, 2006, for the purchase of an owner occupied property located at 26247 N. Paso Trail, Scottsdale, AZ 85255, for 1st and 2nd mortgages failed to disclose four (4) properties owned by the borrower on the schedule of real estate owned, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #101-104, Cottonwood, AZ 85326, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #401-404, Cottonwood, AZ 85326, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #201, 202, 301, 302, Cottonwood, AZ 85326, and a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285. The loan funded on April 19, 2006 with Americas Wholesale Lender. Failure to disclose the above four (4) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of $500,000.00, $500,000.00, $500,000.00, and $629,100.00 respectively;

(c) An application, dated May 4, 2006, for the purchase of an investment property located at 8501 E. Quarterhorse Trail, Scottsdale, AZ 85258, for

1st and 2nd mortgage loans failed to disclose four (4) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #101-104, Cottonwood, AZ 85326, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #401-404, Cottonwood, AZ 85326, a property closed in the borrower's name on November 14, 2005, located at 642 S. 8th Street #201, 202, 301, 302, Cottonwood, AZ 85326, and a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285. The loan funded on May 8, 2006 with Countrywide Home Loans. Failure to disclose the above four (4) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of $500,000.00, $500,000.00, $500,000.00, and $629,100.00 respectively;

(d) An application dated, May 26, 2006, for the purchase of an owner occupied property located at 8337 E. Quarterhorse Trail, Scottsdale, AZ 85258, for a 1st and 2nd mortgage loan failed to disclose three (3) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285, a property closed in the borrower's name on April 19, 2006, located at 26247 N. Paso Trail, Scottsdale, AZ 85255, and a property closed in the borrower's name on May 8, 2006, located at 8501 E. Quarterhorse Trail, Scottsdale, AZ 85258. The loan funded on May 26, 2006 with IndyMac Bank. Failure to disclose the above three (3) properties on the borrower's application

concealed mortgage loan obligations from the lender in the amounts of $629,100.00, $1,237,500.00, and $657,000.00 respectively;

(e) An application, dated June 1, 2006, for the purchase of an owner occupied property located at 8621 E. San Ardo, Scottsdale, AZ 85258, for 1st and 2nd mortgages failed to disclose four (4) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285, a property closed in the borrower's name on April 19, 2006, located at 26247 N. Paso Trail, Scottsdale, AZ 85255, a property closed in the borrower's name on May 8, 2006, located at 8501 E. Quarterhorse Trail, Scottsdale, AZ 85258, and a property closed in the borrower's name on May 26, 2006, located at 8337 E. Quarterhorse Trail, Scottsdale, AZ 85258. The loan funded on June 2, 2006 with Bear Sterns Residential Mortgage Corp. Failure to disclose the above four (4) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of $629,100.00, $1,237,500.00, $657,000.00, and $639,000.00 respectively;

(f) An application, dated June 29, 2006, for the purchase of an investment property located at 8411 N. 86th Way, Scottsdale, AZ 85258, for 1st and 2nd mortgages failed to disclose five (5) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285, a property closed in the borrower's name on April 19, 2006, located at 26247 N. Paso Trail, Scottsdale, AZ 85255, a property closed in the borrower's name on May 8, 2006, located at

8501 E. Quarterhorse Trail, Scottsdale, AZ 85258, a property closed in the borrower's name on May 26, 2006, located at 8337 E. Quarterhorse Trail, Scottsdale, AZ 85258, and a property closed in the borrower's name on June 2, 2006, located at 8621 E. San Ardo, Scottsdale, AZ 85258. The loan funded on June 30, 2006 with IndyMac Bank. Failure to disclose the above five (5) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of $629,100.00, $1,237,500.00, $657,000.00, $639,000.00, and $630,000.00 respectively;

(g) An application, dated June 28, 2006, for the purchase of an owner occupied property located at 9077 N. 82nd Street, Scottsdale, AZ 85258, for 1st and 2nd mortgages failed to disclose six (6) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285, a property closed in the borrower's name on April 19, 2006, located at 26247 N. Paso Trail, Scottsdale, AZ 85255, a property closed in the borrower's name on May 8, 2006, located at 8501 E. Quarterhorse Trail, Scottsdale, AZ 85258, a property closed in the borrower's name on May 26, 2006, located at 8337 E. Quarterhorse Trail, Scottsdale, AZ 85258, a property closed in the borrower's name on June 2, 2006, located at 8621 E. San Ardo, Scottsdale, AZ 85258, and a property closed in the borrower's name on July 5, 2006, located at 8411 N. 86th Way, Scottsdale, AZ 85258. The loan funded on July 5, 2006 with Metrocities Mortgage, LLC. Failure to disclose the above six (6) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of

$629,100.00, $1,237,500.00, $657,000.00, $639,000.00, $630,000.00, and $620,100.00 respectively;

(h) An application, dated June 29, 2006, for the purchase of an owner occupied property located at 10410 N. 77th Street, Scottsdale, AZ 85258, for 1st and 2nd mortgages failed to disclose seven (7) properties owned by the borrower on the schedule of real estate owned: a property closed in the borrower's name on April 18-19, 2006, located at 8626 E. San Alfredo Drive, Scottsdale, AZ 85285, a property closed in the borrower's name on April 19, 2006, located at 26247 N. Paso Trail, Scottsdale, AZ 85255, a property closed in the borrower's name on May 8, 2006, located at 8501 E. Quarterhorse Trail, Scottsdale, AZ 85258, a property closed in the borrower's name on May 26, 2006, located at 8337 E. Quarterhorse Trail, Scottsdale, AZ 85258, a property closed in the borrower's name on June 2, 2006, located at 8621 E. San Ardo, Scottsdale, AZ 85258, a property closed in the borrower's name on July 5, 2006, located at 8411 N. 86th Way, Scottsdale, AZ 85258, and a property closed in the borrower's name on July 5, 2006, located at 9077 N. 82nd Street, Scottsdale, AZ 85258. The loan funded on July 31, 2006 with Washington Mutual. Failure to disclose the above seven (7) properties on the borrower's application concealed mortgage loan obligations from the lender in the amounts of $629,100.00, $1,237,500.00, $657,000.00, $639,000.00, $630,000.00, $620,100.00, and $675,000.00 respectively;

i. Failed to use and maintain a statutorily correct written fee/document agreement;

i. The written fee agreement form used did not contain a provision for accepting documents in connection with an application for a mortgage loan;

ii. The written fee/document agreement was missing from seven (7) borrowers' loan files; and

iii. Respondents failed to correct this violation from the previous examination;

j. Suzanne G. Kensington-Like, Global's Responsible Individual, failed to be in active management of Respondents' activities as governed by A.R.S. Title 6, Chapter 9 and all applicable rules, specifically:

i. Compensation has been paid to unlicensed, independent contractors;

ii. Respondents originated and closed thirteen (13) loans that contain misrepresentations and/or concealed material facts;

iii. Accurate loan records have not been maintained properly and all files are missing origination documents to show compliance with Federal Disclosure; and

iv. The number of violations and repeat violations cited herein; and

k. Failed to maintain records at the principal place of business without prior approval from the Superintendent, specifically:

i. Respondents maintained records at a location other than the principal place of business without first obtaining the Superintendent's approval.

CONCLUSIONS OF LAW

1. Pursuant to A.R.S. §§ 6-901, *et seq.*, the Superintendent has the authority and duty to regulate all persons engaged in the mortgage broker business and with the enforcement of statutes, rules, and regulations relating to mortgage brokers.

2. By conduct set forth in the Complaint, Global and Ms. Like violated the following:

a. A.R.S. §§ 6-903(M) and 6-906(D), by failing to advertise in compliance with the disclosure requirements of title I of the Consumer Credit Protection Act ("CCPA") (15 United States Code sections 1601 through 1666j), the Real Estate Settlement Procedures Act ("RESPA") (12 United States Code sections 2601 through 2617), and the regulations promulgated under these acts;

b. A.R.S. § 6-903(N) and A.A.C. R20-4-102, by failing to conduct the minimum elements of reasonable employee investigations before hiring employees;

c. A.R.S. § 6-909(B) and A.A.C. R20-4-102, by contracting with or paying compensation to unlicensed, independent contractors;

d. A.A.C. R20-4-917(C), by failing to reconcile records and accounts on a monthly basis;

e. A.R.S. § 6-906(A) and A.A.C. R20-4-917(B)(6), by failing to keep and maintain originals or copies of all loan transactions;

f. A.R.S. § 6-909(A) and A.A.C. R20-4-921, by allowing borrowers to sign regulated documents containing blank spaces without obtaining the proper written authorization from the borrowers to complete the blank spaces;

g. A.R.S. § 6-906(D) and A.A.C. R20-4-917(B)(6)(e), by failing to comply with the disclosure requirements of Title I of the Consumer Credit Protection Act (15 U.S.C. §§ 1601 through 1666j), the Real Estate Settlement Procedures Act (12 U.S.C. §§ 2601 through 2617), and the regulations promulgated under these acts;

h. A.R.S. § 6-909(L) and A.R.S. § 6-909(N), by making a false promise or misrepresentation or concealing an essential or material fact in the course of the mortgage broker business and engaging in illegal or improper business practices;

i. A.R.S. § 6-906(C), by failing to use a written fee/document agreement form as required;

j. A.R.S. § 6-903(E) and A.A.C. R20-4-102, by Ms. Like's failure to be in active management of Respondents' activities as governed by A.R.S. Title 6, Chapter 9 and all applicable rules; and

k. A.R.S. § 6-906(A), by failing to notify the Superintendent that Global stored records at a location other than its principal place of business.

3. The violations of applicable laws, set forth above, constitute grounds to suspend or revoke Global's and Ms. Like's mortgage broker license, number MB 0902138, pursuant to A.R.S. § 6-905(A).

4. Respondents misrepresented or concealed an essential or material fact in the course of the mortgage broker business by concealing material facts and making misrepresentations to lenders involving at least three (3) borrowers, which is grounds for suspension or license revocation pursuant to A.R.S. § 6-905(A)(3).

5. The violations, set forth above, constitute grounds for the pursuit of any other remedy necessary or proper for the enforcement of statutes and rules regulating mortgage brokers in Arizona pursuant to A.R.S. §§ 6-123 and 6-131.

6. Pursuant to A.R.S. § 6-132, Respondents' violations of the aforementioned statutes are grounds for a civil penalty of not more than five thousand dollars ($5,000.00) for each violation for each day.

7. Pursuant to A.R.S. § 6-125(B)(4), Respondents shall be assessed an examination fee of seven thousand five hundred seven dollars and fifty cents ($7,507.50) pursuant to A.R.S. § 6-122(B)(3).

WHEREFORE, if after a hearing, the Superintendent makes a finding of one or more of the above-described violations or other grounds for disciplinary action, the Superintendent may suspend or revoke Global's and Ms. Like's mortgage broker license pursuant to A.R.S. § 6-905(A); order any other remedy necessary or proper for the enforcement of statutes and rules regulating mortgage brokers in Arizona under A.R.S. §§ 6-123 and 6-131; and impose a civil money penalty pursuant to A.R.S. § 6-132.

DATED this 31st day of March, 2009.

Felecia A. Rotellini
Superintendent of Financial Institutions

By _____
Robert D. Charlton
Assistant Superintendent of Financial Institutions

ORIGINAL of the foregoing filed this 31st day of March, 2009 in the office of:

Felecia A. Rotellini
Superintendent of Financial Institutions
Arizona Department of Financial Institutions
Attention: Susan Longo
2910 North 44th Street, Suite 310
Phoenix, AZ 85018

COPY mailed same date to:

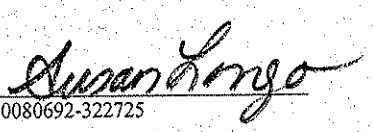
Lewis Kowal, Administrative Law Judge
Office of Administrative Hearings
1400 West Washington Street, Suite 101
Phoenix, AZ 85007

Nicholle Harris, Assistant Attorney General
Office of the Attorney General
1275 West Washington Street
Phoenix, AZ 85007

Robert Charlton, Assistant Superintendent
Brian R. Naig, Examiner
Arizona Department of Financial Institutions
2910 North 44th Street, Suite 310
Phoenix, AZ 85018

AND COPY MAILED SAME DATE by Certified Mail, Return Receipt Requested, to:

Suzanne G. Kensington-Like, Owner
Global Mortgage, LLC dba Like Financial
12639 N. 136th Street
Scottsdale, AZ 85259
Respondents



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