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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF CONSUMER SERVICES**

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IN THE MATTER OF DETERMINING
Whether there has been a violation of the
Mortgage Broker Practices Act of Washington by:

NO. C-05-241-09-CO01

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MICHAEL VAKSMAN and
TANYA VAKSMAN, AKA
TATYANA NEMIROVSKY,

CONSENT ORDER
MICHAEL VAKSMAN

Respondents.

COMES NOW the Director of the Department of Financial Institutions (Director), through his designee Deborah Bortner, Division Director, Division of Consumer Services, and Michael Vaksman (hereinafter Respondent Michael Vaksman), through his attorney, Douglas L. Davies, and finding that the issues raised in the above-captioned matter may be economically and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter 19.146 of Revised Code of Washington (RCW), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

AGREEMENT AND ORDER

The Department of Financial Institutions, Division of Consumer Services (Department) and Respondent Michael Vaksman have agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-05-241-06-SC01 (Statement of Charges), entered December 18, 2007, (copy attached hereto). Pursuant to chapter 19.146 RCW, the Mortgage Broker Practices Act (Act) and RCW 34.05.060 of the Administrative Procedure Act, Respondent Michael Vaksman hereby agrees to the Department's entry of this Consent Order and further agrees that the issues raised in the above-captioned matter may be economically and efficiently settled by entry of this Consent Order. The parties intend this Consent Order to fully resolve the Statement of Charges. Respondent is agreeing not to further contest the Statement of Charges in consideration of the terms of this Consent Order.

Based upon the foregoing:

CONSENT ORDER
C-05-241-09-CO01
Michael Vaksman

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DEPARTMENT OF FINANCIAL INSTITUTIONS
Division of Consumer Services
150 Israel Rd SW
PO Box 41200
Olympia, WA 98504-1200
(360) 902-8703

1 A. **Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter of the
2 activities discussed herein.

3 B. **Waiver of Hearing.** It is AGREED that Respondent Michael Vaksman has been informed of the
4 right to a hearing before an administrative law judge, and that he hereby waives his right to a hearing and any and
5 all administrative and judicial review of the issues raised in this matter, or of the resolution reached herein.
6 Accordingly, Respondent Michael Vaksman by his signature below withdraws his appeal to the Office of
7 Administrative Hearings.

8 C. **No Admission of Liability.** The parties intend this Consent Order to fully resolve the Statement of
9 Charges and agree that Respondent Michael Vaksman does not admit to any wrongdoing by its entry.

10 D. **License Application.** It is AGREED that Respondent Michael Vaksman's application for a loan
11 originator license is denied, and Respondent Michael Vaksman agrees not to apply for a license of any type under
12 any name with the Department for a period of five (5) years from the date of entry of this Consent Order.

13 E. **Prohibition from Industry.** It is AGREED that Respondent Michael Vaksman is prohibited from
14 participating in the conduct of the affairs of any mortgage broker licensed by the Department or any person subject
15 to licensure or regulation by the Department for five (5) years from the date of entry of this Consent Order in any
16 capacity.

17 F. **Investigation Fee.** It is AGREED that Respondent Michael Vaksman shall pay to the Department an
18 investigation fee of \$1,212, in the form of a cashier's check made payable to the "Washington State Treasurer,"
19 upon entry of this Consent Order.

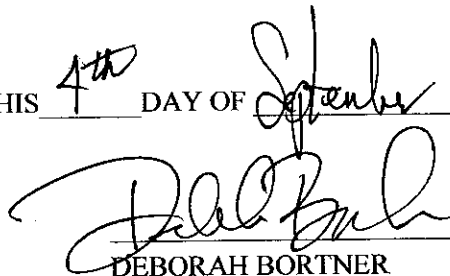
20 G. **Interpreter Cost.** It is AGREED that Respondent Michael Vaksman shall pay to the Department an
21 interpreter cost of \$180, in the form of a cashier's check made payable to the "Washington State Treasurer," upon
22 entry of this Consent Order.

23 H. **Total Monies Owed:** It is AGREED and understood by all parties that the total monies owed to
24 the Department are a joint and several liability of both Respondent Tanya Vaksman and Respondent Michael

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DO NOT WRITE BELOW THIS LINE

THIS ORDER ENTERED THIS 4th DAY OF September, 2009.



DEBORAH BORTNER
Director
Division of Consumer Services
Department of Financial Institutions

Presented by:



FATIMA BATIE
Financial Legal Examiner Supervisor



Approved by:



JAMES R. BRUSSELBACK
Enforcement Chief