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

IN THE MATTER OF INVESTIGATING  
the Loan Originator License Application under the  
Mortgage Broker Practices Act of Washington by:

RICHARD JOSEPH LINDSAY,  
Respondent.

NO. C-08-234-08-FO01

FINAL ORDER

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**I. DIRECTOR'S CONSIDERATION**

A. Default. This matter has come before the Director of the Department of  
Financial Institutions of the State of Washington (Director), through his designee, Consumer Services  
Division Director Deborah Bortner, pursuant to RCW 34.05.440(1). On August 26, 2008, the Director,  
through Consumer Services Division Director Deborah Bortner, entered a Statement of Charges and  
Notice of Intention to Enter an Order to Deny License Application and Prohibit from Industry  
(Statement of Charges). A copy of the Statement of Charges is attached and incorporated into this  
order by this reference. The Statement of Charges was accompanied by a cover letter dated August 26,  
2008, a Notice of Opportunity to Defend and Opportunity for Hearing, and a blank Application for  
Adjudicative Hearing. The Department served the Statement of Charges, cover letter dated August 26,  
2008, Notice of Opportunity to Defend and Opportunity for Hearing, and blank Application for  
Adjudicative Hearing on Respondent on August 26, 2008 by first class mail and Federal Express  
overnight delivery. On August 28, 2008, the documents sent via Federal Express overnight delivery  
were delivered. The documents sent via first class mail were not returned to the Department by the  
United States Postal Service.

1 Respondent did not request an adjudicative hearing within twenty calendar days after the  
2 Department served him with the Notice of Opportunity to Defend and Opportunity for Hearing, as  
3 provided for in WAC 208-08-050(2).

4 B. Record Presented. The record presented to the Director's designee for her review and  
5 for entry of a final decision included the Statement of Charges, cover letter dated August 26, 2008, Notice  
6 of Opportunity to Defend and Opportunity for Hearing, and blank Application for Adjudicative Hearing,  
7 with documentation of service.

8 C. Factual Findings and Grounds For Order. Pursuant to RCW 34.05.440(1), the  
9 Director's designee hereby adopts the Statement of Charges, which is attached hereto.

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11 II. FINAL ORDER

12 Based upon the foregoing, and the Director's designee having considered the record and  
13 being otherwise fully advised, NOW, THEREFORE:

14 A. IT IS HEREBY ORDERED, That:

- 15 1. Respondent Richard Joseph Lindsay's application for a loan originator license is  
16 denied; and  
17 2. Respondent Richard Joseph Lindsay is banned from participation in the conduct of the  
18 affairs of any mortgage broker subject to licensure by the Director, in any manner,  
through March 14, 2015.

19 B. Reconsideration. Pursuant to RCW 34.05.470, Respondent has the right to file a  
20 Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition  
21 must be filed in the Office of the Director of the Department of Financial Institutions by courier at 150  
22 Israel Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia,  
23 Washington 98504-1200, within ten (10) days of service of the Final Order upon Respondent. The  
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1 Petition for Reconsideration shall not stay the effectiveness of this order nor is a Petition for  
2 Reconsideration a prerequisite for seeking judicial review in this matter.

3 A timely Petition for Reconsideration is deemed denied if, within twenty (20) days from the date  
4 the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written  
5 notice specifying the date by which it will act on a petition.

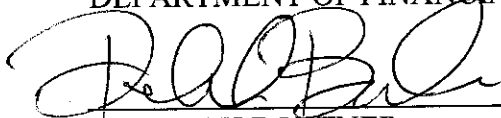
6 C. Stay of Order. The Director's designee has determined not to consider a Petition  
7 to Stay the effectiveness of this order. Any such requests should be made in connection with a Petition  
8 for Judicial Review made under chapter 34.05 RCW and RCW 34.05.550.

9 D. Judicial Review. Respondent has the right to petition the superior court for judicial  
10 review of this agency action under the provisions of chapter 34.05 RCW. For the requirements for filing  
11 a Petition for Judicial Review, see RCW 34.05.510 and sections following.

12 E. Service. For purposes of filing a Petition for Reconsideration or a Petition for  
13 Judicial Review, service is effective upon deposit of this order in the U.S. mail, declaration of service  
14 attached hereto.  
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16 DATED this 29th day of October, 2008.

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18 STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS

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20 DEBORAH BORTNER  
21 DIRECTOR  
22 DIVISION OF CONSUMER SERVICES

