

**RECEIVED**  
RESPONDENT

SEP 28 2009

ENFORCEMENT UNIT  
DIVISION OF CONSUMER SERVICES  
DEPT OF FINANCIAL INSTITUTIONS

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

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

NO. C-09-239-09-CO01

HOME MORTGAGE RESOURCES INC,

CONSENT ORDER

Respondent.

COMES NOW the Director of the Department of Financial Institutions (Director), through his designee Deborah Bortner, Division Director, Division of Consumer Services, and Home Mortgage Resources Inc (hereinafter Respondent), and finding that the issues raised in the 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 have agreed upon a basis for resolution of the matters alleged in Statement of Charges entered in September 2009, (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 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 contest the Statement of Charges in consideration of the terms of this Consent Order.

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1 Based upon the foregoing:

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

4       B. **Waiver of Hearing.** It is AGREED that Respondent has been informed of the right to a hearing before  
5 an administrative law judge, and that it has waived its right to a hearing and any and all administrative and judicial  
6 review of the issues raised in this matter, or of the resolution reached herein.

7       C. **Fine.** It is AGREED that Respondent shall pay to the Department a fine of \$3,000, in the form of a  
8 cashier's check made payable to the "Washington State Treasurer," upon entry of this Consent Order.

9       D. **Investigation Fee.** It is AGREED that Respondent shall pay to the Department an investigation fee of  
10 \$96, in the form of a cashier's check made payable to the "Washington State Treasurer," upon entry of this Consent  
11 Order.

12       E. **2008 Annual Report.** It is AGREED that Respondent shall file with the Department the 2008 Annual  
13 Report upon entry of this Consent Order.

14       F. **Authority to Execute Order.** It is AGREED that the undersigned Respondent has represented and  
15 warranted that it has the full power and right to execute this Consent Order on behalf of the parties represented.

16       G. **Non-Compliance with Order.** It is AGREED that Respondent understands that failure to abide by  
17 the terms and conditions of this Consent Order may result in further legal action by the Director. In the event of  
18 such legal action, Respondent may be responsible to reimburse the Director for the cost incurred in pursuing  
19 such action, including but not limited to, attorney fees.

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1 H. **Voluntarily Entered.** It is AGREED that the undersigned Respondent has voluntarily entered into  
2 this Consent Order, which is effective when signed by the Director's designee.

3 I. **Completely Read, Understood, and Agreed.** It is AGREED that Respondent has read this Consent  
4 Order in its entirety and fully understands and agrees to all of the same.

5 **RESPONDENT:**

6 *Home Mortgage Resources Inc*

7 By: 

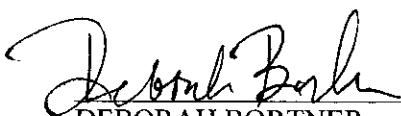
9/15/09  
Date

8 Its: President (Title)

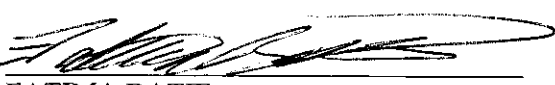
9 Printed Name: Cory Swain

11 DO NOT WRITE BELOW THIS LINE

12 THIS ORDER ENTERED THIS 30<sup>th</sup> DAY OF September, 2009.

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15 DEBORAH BORTNER  
16 Director  
17 Division of Consumer Services  
18 Department of Financial Institutions

17 Presented by:

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19 FATIMA BATIE  
20 Financial Legal Examiner Supervisor



21 Approved by:

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23 JAMES R. BRUSSELBACK  
24 Enforcement Chief