

# Terms Completed

## ORDER SUMMARY – Case Number: C-03-192

**Name(s):** Golden Pacific Homes dba Pacific Home Mortgage  
Tammy Meyer

**Order Number:** C-03-192-04-FO01

**Effective Date:** March 18, 2005

**License Number:** DFI: 19543 -Golden Pacific  
**Or NMLS Identifier [U/L]** DFI: 21472 -Meyer

(Revoked, suspended, stayed, application denied or withdrawn)  
 If applicable, you must specifically note the ending dates of terms.

**License Effect:** Revoked

**Not Apply Until:** March 18, 2010

**Not Eligible Until:** \_\_\_\_\_

**Prohibition/Ban Until:** March 18, 2010

<b>Investigation Costs</b>	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
<b>Fine</b>	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
<b>Assessment(s)</b>	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
<b>Restitution</b>	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
<b>Judgment</b>	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
<b>Satisfaction of Judgment Filed?</b>		<input type="checkbox"/> Y <input type="checkbox"/> N		
No. of Victims:				

**Comments:** \_\_\_\_\_

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

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

NO. C-03-192-04 FO01

GOLDEN PACIFIC HOMES, DBA PACIFIC HOME  
MORTGAGE, AND TAMMY L. MEYER,  
DESIGNATED BROKER

FINAL ORDER

Respondents.

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**I. DIRECTOR'S CONSIDERATION**

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A. Default. This matter has come before the Director of the Department of Financial Institutions of the State of Washington (Director) pursuant to RCW 34.05.440(1). On September 1, 2004, the Director through her designee Consumer Services Division Director and Enforcement Chief Chuck Cross entered a Statement of Charges and Notice of Intention to Enter an Order to Revoke License, Impose Fine and Collect Investigation Fee, and Prohibit from Participation in the 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 September 7, 2004, a Notice of Opportunity to Defend and Opportunity for Hearing, and blank Applications for Adjudicative Hearing for Golden Pacific Homes and Tammy Meyer, the owner and designated broker. The Department of Financial Institutions of the State of Washington (Department) served the Statement of Charges, cover letter dated September 7, 2004, Notice of Opportunity to Defend and Opportunity for Hearing, and blank Applications for Adjudicative Hearing on Respondents Golden Pacific Homes and Tammy Meyer by Federal Express on September 8, 2004. Neither Golden Pacific Homes nor Tammy Meyer requested an adjudicative hearing within twenty days after service as required by Department rule WAC 208-08-050.

1 B. Record Presented. The record presented to the Director for her review and for entry of a  
2 final decision included the Statement of Charges, cover letter dated September 7, 2004, Notice of  
3 Opportunity to Defend and Opportunity for Hearing, blank Applications for Adjudicative Hearing for Golden  
4 Pacific Homes and Tammy Meyer, and documentation of service.

5 C. Factual Findings and Grounds For Order. Pursuant to RCW 34.05.440(1), the Director  
6 hereby adopts the Statement of Charges, which is attached hereto.

7 II. FINAL ORDER

8 Based upon the foregoing, and the Director having considered the record and being  
9 otherwise fully advised, NOW, THEREFORE:

10 A. IT IS HEREBY ORDERED, That:

- 11
- 12 1. Respondent Golden Pacific Homes' licenses to conduct the business of a Mortgage Broker  
be revoked; and
  - 13 2. Respondent Tammy L. Meyer be prohibited from participation in the conduct of the affairs of any  
14 licensed mortgage broker, in any manner, for a period of five (5) years; and
  - 15 3. Respondents maintain records in compliance with the Act and provide the Department with the  
16 location of the books, records and other information relating to Respondent's mortgage broker  
17 business, and the name, address and telephone number of the individual responsible for  
maintenance of such records in compliance with the Act

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

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

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

9 D. Judicial Review. Respondents have 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 a  
11 Petition for Judicial Review, see RCW 34.050.510 and sections following.

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

14 DATED this 17th day of March, 2005.

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18 STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS

19  
20 /s/ \_\_\_\_\_  
Gloria Papiez  
Acting Director  
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3 **STATE OF WASHINGTON**  
4 **DEPARTMENT OF FINANCIAL INSTITUTIONS**  
5 **CONSUMER SERVICES DIVISION**

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

9 GOLDEN PACIFIC HOMES,  
10 dba Pacific Home Mortgage, and  
11 TAMMY L. MEYER, Designated Broker

12 Respondents.

NO. C-03-192-04-SC01

STATEMENT OF CHARGES AND  
NOTICE OF INTENTION TO ENTER  
AN ORDER TO REVOKE LICENSE,  
IMPOSE FINE AND COLLECT INVESTIGATION  
FEE, AND PROHIBIT FROM PARTICIPATION IN  
THE INDUSTRY

13 **INTRODUCTION**

14 Pursuant to RCW 19.146.220 and RCW 19.146.223, the Director of the Department of Financial  
15 Institutions of the State of Washington (Director) is responsible for the administration of chapter 19.146 RCW, the  
16 Mortgage Broker Practices Act (Act). The referenced statutes (RCW) and rules (WAC) are attached, in pertinent  
17 part. After having conducted an investigation pursuant to RCW 19.146.235, and based upon the facts available as  
18 of August 31, 2004, the Director institutes this proceeding and finds as follows:

19 **I. TENTATIVE FINDINGS OF FACT**

20 **1.1 Respondents:**

21 A. **Golden Pacific Homes**, dba Pacific Home Mortgage (Respondent Golden Pacific) was  
22 licensed by the Department of Financial Institutions of the State of Washington (Department) to conduct  
23 business as a Mortgage Broker on August 18, 1997, and has continued to be licensed to date.

24 B. **Tammy L. Meyer** (Respondent Meyer), was named Designated Broker for Respondent Golden  
25 Pacific on November 10, 1999, and has continued as Designated Broker to date.

1 **1.2 Licensed Locations:** Respondent Golden Pacific is licensed to conduct the business of a Mortgage  
2 Broker at the following locations:

3 A. **Main Office:** 8115 SE 82<sup>nd</sup> Avenue  
4 Portland Oregon 97266

5 B. **Branch Office:** 8515 NE Highway 99  
6 Vancouver Washington 98665

7 **1.3 Records Location:** Respondent Golden Pacific has received approval from the Department to maintain  
8 its records at the following out of state location:

9 8115 SE 82<sup>nd</sup> Avenue  
10 Portland Oregon 97266.

11 **1.4 Failure to Pay Annual Assessments:** An annual assessment fee for each license location is due to the  
12 Department no later than the last business day of August for the year then ended. To date, the Department has  
13 not received the following annual assessments due from Respondents, totaling \$1061.72:

14 A. Payment of the main office annual assessment of \$530.86 for the year ended August 2004 was  
15 due to the Department no later than August 31, 2004.

16 B. Payment of the branch office annual assessment of \$530.86 for the year ended August 2004  
17 was due to the Department no later than August 31, 2004.

18 **1.5 State Corporate License:** Respondent Golden Pacific was incorporated to do business in the State of  
19 Washington on June 29, 1990. The license of the corporation, issued by the Washington State Secretary of  
20 State, expired on June 30, 2002. To date, Respondents have not notified the Department of this change in  
21 standing with the State of Washington Secretary of State. In addition, Respondent Meyer has represented a  
22 number of times to Department personnel that she would reinstitute her corporate license.

23 **1.6 Master Business License:** Respondent Golden Pacific initially received its Master Business License in  
24 March 1998. The Respondent's Master Business License, issued by the Washington State Department of  
25 Licensing, was dissolved on September 23, 2002. To date, Respondents have not notified the Department of  
this change in standing with the State of Washington Department of Licensing. In addition, Respondent Meyer  
has represented a number of times to Department personnel that she would reinstitute her Master Business  
License with the State of Washington.

1 **1.7 Failure to Respond to Directives:** On April 27, 2004, the Department issued a Directive and  
2 Requirement by Certified Mail to Respondent Golden Pacific's licensed Main Office location, requiring  
3 Respondents to: (a) renew Respondent Golden Pacific's Master Business License with the Washington State  
4 Department of Licensing; and (b) renew Respondent Golden Pacific's corporate registration with the  
5 Washington Secretary of State. Respondents were required to comply with this Directive no later than ten days  
6 from the date of the Directive. To date, Respondents have failed to comply with this Directive. On March 17,  
7 2004, the Department issued a Directive and Requirement by Certified Mail to Respondent Golden Pacific's  
8 licensed Main Office location, requiring Respondents to: (a) renew Respondent Golden Pacific's Master  
9 Business License with the Washington State Department of Licensing; and (b) renew Respondent Golden  
10 Pacific's corporate registration with the Washington Secretary of State. Respondents were required to comply  
11 with this Directive no later than ten days from the date of the Directive. To date, Respondents have failed to  
12 comply with this Directive.

13 On December 3, 2003, the Department issued a Directive and Requirement by Certified Mail to  
14 Respondent Golden Pacific's licensed Main Office requiring Respondents to: (a) submit Certificates of  
15 Completion for Continuing Education; (b) renew Respondent Golden Pacific's Master Business License; and  
16 (c) renew Respondent Golden Pacific's corporate registration with the Washington Secretary of State.  
17 Respondents were required to comply with this Directive no later than ten days from the date of the Directive.  
18 Respondents submitted the required Certificates of Completion of Continuing Education, but to date,  
19 Respondents have failed to comply with the remaining requirements of this Directive.

20 **1.6 Failure to Notify DFI of Significant Developments:**

21 **A.** Respondent Golden Pacific's corporate license, maintained with the office of the Secretary of State,  
22 expired on June 30, 2002. To date, Respondents have not notified the Department of this change in  
23 Respondent Golden Pacific's status with the Secretary of State, nor has Respondent Golden Pacific  
24 renewed its corporate license.

1 **B.** Respondent Golden Pacific's Master Business License account with the Washington State Department  
2 of Licensing was dissolved on September 23, 2002. To date, Respondents have not notified the  
3 Department of this change in Respondent Golden Pacific's Master Business License.

4 **C.** Respondent Golden Pacific's Vancouver Branch Office has apparently closed, as the telephone number  
5 listed in the Department's records for Respondent Golden Pacific's Vancouver Branch Office is no  
6 longer a valid telephone number for Respondent, and Respondent is no longer listed in the Vancouver  
7 telephone directory at the licensed location for the Vancouver Branch Office. To date, Respondents  
8 have not notified the Department of this change in status of Respondent Golden Pacific's Vancouver  
9 Branch Office.

10 **1.7 Operating at an Unlicensed Location:** Respondent Golden Pacific has changed its business location  
11 from its licensed address at 8115 SE 82<sup>nd</sup> Avenue, Portland Oregon, to 17665 SE McLoughlin, Suite F,  
12 Milwaukie, Oregon 97267 without notifying the Department of this change of business location.

## 13 **II. TENTATIVE CONCLUSIONS OF LAW**

14 **2.1 Requirement to Notify Department of Significant Developments:** Based on the Tentative Findings  
15 of Fact set forth in Section I above, Respondents are in apparent violation of WAC 208-660-150(1)(e), WAC  
16 208-660-150(2), and WAC 208-660-150(3)(b), (e) and (f) for failing to notify the Director in writing ten days  
17 prior to a change of the location of the licensee's principal place of business or any of its branch offices, and  
18 failing to notify the Director in writing within five days after a change in State master business license or  
19 standing with the state of Washington Secretary of State.

20 **2.2 Requirement to Comply with Directive:** Based on the Tentative Findings of Fact set forth in Section  
21 I above, Respondents are in apparent violation of RCW 19.146.235 for failing to comply with a directive within  
22 the time period established in the directive.

23 **2.3 Authority to Revoke License:** Pursuant to RCW 19.146.220(2)(b)(ii) and (iii), and WAC 208-660-  
24 160(1), and (13), the Director may revoke a license if a licensee fails to comply with any directive or order of  
25 the Director.

1 **2.4 Authority to Impose Fine:** Pursuant to RCW 19.146.220(2)(c)(ii) and WAC 208-660-165, the Director  
2 may impose fines on a licensee that fails to comply with any directive or order of the Director.

3 **2.5 Authority to Prohibit from the Industry:** Pursuant to RCW 19.146.220(2)(e)(iv), the Director may  
4 prohibit from participation in the conduct of the affairs of a licensed mortgage broker, any officer, principal,  
5 employee, or loan originator of any licensed mortgage broker or any person subject to licensing under the Act  
6 that fails to comply with any directive or order of the Director.

7 **2.6 Authority to Charge Investigation Fee:** Pursuant to RCW 19.146.228(2), WAC 208-660-060(4) and  
8 WAC 208-660-061, upon completion of any investigation of the books and records of a licensee, the Department  
9 will furnish to the licensee a billing to cover the cost of the investigation. The investigation charge will be  
10 calculated at the rate of forty-seven dollars and seventy-eight cents (\$47.78) per hour that each staff person devoted  
11 to the investigation.

### 12 **III. NOTICE OF INTENTION TO ENTER ORDER**

13 Respondents' violations of the provisions of chapter 19.146 RCW and chapter 208-660 WAC, as set forth  
14 in the above Tentative Findings of Fact and Tentative Conclusions of Law, constitute a basis for the entry of an  
15 Order under RCW 19.146.220, RCW 19.146.221 and RCW 19.146.223. Therefore, it is the Director's intention to  
16 **ORDER that:**

- 17 3.1 Respondent Golden Pacific Homes' licenses to conduct the business of a Mortgage Broker be  
18 revoked;
- 19 3.2 Respondent Tammy L. Meyer be prohibited from participation in the conduct of the affairs of any  
20 licensed mortgage broker, in any manner, for a period of five (5) years;
- 21 3.3 Respondents jointly and severally pay a fine of \$3000 for failure to comply with a directive,  
22 calculated at \$100.00 per day for 30 days; and
- 23 3.4 Respondents jointly and severally pay an investigation fee in the amount of \$286.68 calculated at  
24 \$47.78 per hour for six (6) staff hours devoted to the investigation; and
- 25 3.5 Respondents maintain records in compliance with the Act and provide the Department with the  
location of the books, records and other information relating to Respondent's mortgage broker  
business, and the name, address and telephone number of the individual responsible for  
maintenance of such records in compliance with the Act.

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#### IV. AUTHORITY AND PROCEDURE

This Statement of Charges and Notice of Intention to Enter an Order to Revoke Licenses, Impose Fine and Collect Investigation Fee, and Prohibit from Participation in the Industry is entered pursuant to the provisions of RCW 19.146.220, RCW 19.146.221, RCW 19.146.223 and RCW 19.146.230, and is subject to the provisions of chapter 34.05 RCW (The Administrative Procedure Act). Respondents may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this Statement of Charges.

Dated this 1st day of September, 2004.

/s/  
CHUCK CROSS  
Acting Director and Enforcement Chief  
Division of Consumer Services  
Department of Financial Institutions

Presented by:  
Deborah Bortner  
Financial Legal Examiner