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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
Consumer Loan Act of Washington by:

NO. C-08-307-09-FO01

QUICK LOAN FUNDING, INC., and
N. DANIEL SADEK, President, CEO, and Owner,
Respondents.

FINAL ORDER

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 November 28, 2008, the
Director, through Consumer Services Division Director Deborah Bortner, entered a Statement of
Charges and Notice of Intention to Enter an Order to Revoke License, Prohibit from Industry,
Impose Fine, Collect Investigation Fee, Collect Annual Assessment, and Annual Assessment
Penalty (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
November 19, 2008, a Notice of Opportunity to Defend and Opportunity for Hearing, and blank
Applications for Adjudicative Hearing for Quick Loan Funding, Inc. and N. Daniel Sadek. The
Department served the Statement of Charges, cover letter dated November 19, 2008, Notice of
Opportunity to Defend and Opportunity for Hearing, and blank Applications for Adjudicative Hearing
for Quick Loan Funding, Inc. and N. Daniel Sadek on Respondents on November 19, 2008 by First-
Class mail. The documents sent via First-Class mail to the address on record with the Department as
the records location and mailing address were returned to the Department as "undeliverable as

1 addressed.” The documents sent via Federal Express to the address on record with the Department as
2 the records location and mailing address were returned as “[i]ncorrect address-Recipient moved.” The
3 documents sent via Federal Express to Respondent Sadek’s residential address on records with the
4 Department were returned as “[c]ustomer not available or business closed.” The documents sent via
5 First-Class mail to Respondent Sadek’s residential address on record with the Department were not
6 returned to the Department by the United States Post Office.

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8 On February 9, 2009, the Department received confirmation from the Newport Coast, CA
9 Branch Office of the United States Post Office that mail addressed to Respondent Sadek was being
10 delivered to Respondent Sadek’s residential address on record with the Department.

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

14 B. Record Presented. The record presented to the Director’s designee for her review and
15 for entry of a final decision included the following:

- 16 1. Statement of Charges, cover letter dated November 19, 2008, Notice of Opportunity
17 to Defend and Opportunity for Hearing, and blank Applications for Adjudicative
18 Hearing for Respondents Quick Loan Funding, Inc. and N. Daniel Sadek, with
documentation of service;
- 19 2. Post Office Address Verification Request form completed by Newport Coast, CA
20 Branch Office of the United States Post Office received by the Department on
February 2, 2009.

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

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II. FINAL ORDER

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

A. IT IS HEREBY ORDERED, that:

1. Respondent Quick Loan Funding, Inc.'s license to conduct the business of a consumer loan company is revoked;
2. Respondent Quick Loan Funding, Inc. is prohibited from participating in the conduct of the affairs of any consumer loan company subject to licensure by the Director, in any manner, for a period of five (5) years;
3. Respondent N. Daniel Sadek is prohibited from participating in the conduct of the affairs of any consumer loan company subject to licensure by the Director, in any manner, for a period of five (5) years;
4. Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay a fine of \$27,300;
5. Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay the delinquent 2007 Annual Assessment of \$1,714.20 and a 2007 Annual Assessment late penalty which continues to accrue at the rate of \$100 per day; and
6. Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay an investigation fee of \$914.38; and
7. Respondents Quick Loan Funding, Inc. and N. Daniel Sadek maintain records in compliance with the Act and provide the Department with the location of the books, records, and other information relating to Respondent Quick Loan Funding, Inc.'s consumer loan business, and the name, address and telephone number of the individual responsible for maintenance of such records in compliance with the Act.

B. Reconsideration. Pursuant to RCW 34.05.470, Respondents have the right to file a Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition must be filed in the Office of the Director of the Department of Financial Institutions by courier at 150 Israel Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia, Washington 98504-1200, within ten (10) days of service of the Final Order upon Respondents. The

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.

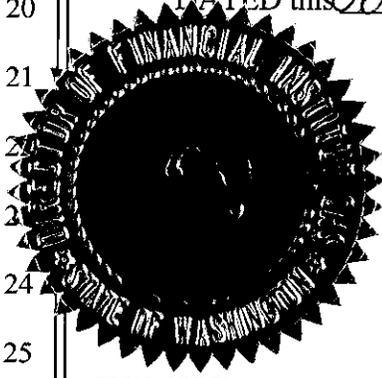
6 C. Stay of Order. The Director's designee has determined not to consider a Petition
7 to Stay the effectiveness of this order. Any such requests should be made in connection with a Petition
8 for Judicial Review made under chapter 34.05 RCW and RCW 34.05.550.

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

12 E. Non-compliance with Order. If you do not comply with the terms of this order, the
13 Department may seek its enforcement by the Office of Attorney General to include the collection of the
14 fines, fees and restitution imposed herein.

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

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20 DATED this 22nd day of May, 2009.



21 STATE OF WASHINGTON
22 DEPARTMENT OF FINANCIAL INSTITUTIONS

23 *Deborah Bortner*

24 DEBORAH BORTNER
25 DIVISION DIRECTOR
DIVISION OF CONSUMER SERVICES

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

IN THE MATTER OF DETERMINING
Whether there has been a violation of the
Consumer Loan Act of Washington by:

QUICK LOAN FUNDING, INC. and N.
DANIEL SADEK, President, CEO, and Owner,

Respondents.

NO. C-08-307-08-SC01

STATEMENT OF CHARGES and
NOTICE OF INTENTION TO ENTER
AN ORDER TO REVOKE LICENSE, PROHIBIT
FROM INDUSTRY, IMPOSE FINE, COLLECT
INVESTIGATION FEE, AND COLLECT ANNUAL
ASSESSMENT AND ANNUAL ASSESSMENT
PENALTY

INTRODUCTION

Pursuant to RCW 31.04.093 and RCW 31.04.165, the Director of the Department of Financial Institutions of the State of Washington (Director) is responsible for the administration of chapter 31.04 RCW, the Consumer Loan Act (Act). After having conducted an investigation pursuant to RCW 31.04.145, and based upon the facts available as of the date of this Statement of Charges, the Director, through his designee Division of Consumer Services Director Deborah Bortner, institutes this proceeding and finds as follows:

I. FACTUAL ALLEGATIONS

1.1 Respondents.

A. **Quick Loan Funding, Inc. (Respondent Quick Loan Funding)** was licensed by the Department of Financial Institutions of the State of Washington (Department) to conduct business as a Consumer Loan Company on September 25, 2006, and has continued to be licensed to date. Respondent Quick Loan Funding is licensed to conduct business at 535 Anton Blvd., Suite 600, Costa Mesa, CA 92626.

B. **N. David Sadek (Respondent Sadek)** is President, CEO, and Owner of Respondent Quick Loan Funding.

1.2 Failure to Maintain Bond. On August 27, 2007, the Department received notice from The Hartford that Respondents' surety bond would be cancelled effective November 2, 2007. To date, Respondents have not

1 notified the Department of the cancellation of the surety bond and have not provided the Department with proof
2 of the required surety bond or an approved alternative.

3 **1.3 Failure to File Annual Reports and Pay Annual Assessment.** Each year a licensee is required to file a
4 consolidated annual report. A licensee must provide the completed consolidated annual report, worksheet, and
5 annual fee to the department by March 1st of each year. To date, the Department has not received Respondents'
6 2007 reports and annual assessment fee, which was due no later than March 1, 2008.

7 **1.4 Failure to Notify Department of Significant Developments.** On or about May 27, 2008, the
8 Department of Corporations of the State of California issued an Order Summarily Revoking Respondent Quick
9 Loan Funding's lender's license. To date, the Department has not received notice from Respondents of this
10 administrative action.

11 **1.5 On-Going Investigation.** The Department's investigation into the alleged violations of the Act by
12 Respondents continues to date.

13 II. GROUNDS FOR ENTRY OF ORDER

14 **2.1 Requirement to Maintain Surety Bond.** Based on the Factual Allegations set forth in Section I above,
15 Respondents are in apparent violation of RCW 31.04.045(3) and WAC 208-620-320 for failing to file and
16 maintain a surety bond or approved alternative with the Department.

17 **2.2 Requirement to File Reports and Pay Annual Assessment.** Based on the Factual Allegations set forth
18 in Section I above, Respondents are in apparent violation of RCW 31.04.085, WAC 208-620-430(1) and WAC
19 208-620-440 for failing to pay to the Director an annual assessment fee and any associated late penalty.

20 **2.3 Requirement to Notify Department of Significant Developments.** Based on the factual allegations set
21 forth in Section I above, Respondents are in apparent violation of WAC 208-620-490(3) for failure to notify the
22 director in writing within twenty days after receipt of notification of the institution of license revocation
23 procedures in any state against the licensee.

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1 **III. AUTHORITY TO IMPOSE SANCTIONS**

2 **3.1 Authority to Revoke License.** Pursuant to RCW 31.04.093(3)(a) and (b), the Director may revoke a
3 license if a licensee fails to pay any fee due the state of Washington, or fails to comply with any specific order
4 or demand of the Director lawfully made and directed to the licensee in accordance with the Act, or violates any
5 provision of the Act or any rule adopted under the Act either knowingly or without exercise of due care.

6 **3.2 Authority to Prohibit from the Industry.** Pursuant to RCW 31.04.093(6), the Director may issue
7 orders removing from office or prohibiting from participation in the conduct of the affairs of any licensee, or
8 both, any officer, principal, employee, or loan originator or any person subject to the Act for suspension or
9 revocation of a license to engage in lending, or perform a settlement service related to lending, in this state or
10 another state or failure to comply with any order or subpoena issued under this chapter.

11 **3.3 Authority to Impose Fine.** Pursuant to RCW 31.04.093(4), the Director may impose fines of up to one
12 hundred dollars per day upon the licensee, its employee, or any other person subject to the Act for any violation
13 of the Act or failure to comply with any order or subpoena issued by the Director under the Act.

14 **3.4 Authority to Charge Investigation Fee.** Pursuant to RCW 31.04.145(3) and WAC 208-620-590(1),
15 every licensee examined or investigated by the Director or the Director's designee shall pay for the cost of the
16 investigation, calculated at the rate of sixty-nine dollars and one cent (\$69.01) per staff hour devoted to the
17 examination or investigation, and shall pay travel costs if the licensee maintains its records outside the state.

18 **3.5 Authority to Collect Annual Assessments and Late Penalty.** Pursuant to RCW 31.04.085 and WAC 208
19 620-430(1) each licensee must pay to the Director an annual assessment as determined in rule by the Director by
20 March 1st of the following year. Pursuant to WAC 208-620-430(2) a licensee that fails to submit the required
21 annual report and worksheet by March 1 is subject to a penalty of fifty dollars per report for each day of delay.

22 **IV. NOTICE OF INTENTION TO ENTER ORDER**

23 Respondents' violations of the provisions of chapter 31.04 RCW and chapter 208-620 WAC, as set forth in
24 the above Factual Allegations, Grounds for Entry of Order, and Authority to Impose Sanctions constitute a basis for
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1 the entry of an Order under RCW 31.04.093, RCW 31.04.165, and RCW 31.04.205. Therefore, it is the Director's
2 intention to ORDER that:

- 3 4.1 Respondent Quick Loan Funding, Inc.'s license to conduct the business of a Consumer Loan
4 Company be revoked;
- 5 4.2 Respondent Quick Loan Funding, Inc. be prohibited from participating in the conduct of the affairs of
6 any consumer loan company subject to licensure by the Director, in any manner, for a period of five (5)
7 years;
- 8 4.3 Respondent N. Daniel Sadek be prohibited from participating in the conduct of the affairs of any
9 consumer loan company subject to licensure by the Director, in any manner, for a period of five (5)
10 years;
- 11 4.4 Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay a fine, which as
12 of the date of these charges, is \$27,300 for the violations set forth above;
- 13 4.5 Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay the delinquent
14 Annual Assessment of \$1,714.20 and a 2007 Annual Assessment late penalty that continues to accrue
15 at the rate of \$100 per day; and
- 16 4.6 Respondents Quick Loan Funding, Inc. and N. Daniel Sadek jointly and severally pay an investigation
17 fee which as of the date of these charges is \$914.38 calculated at \$69.01 per hour for eleven and three-
18 quarters (13.25) staff hours devoted to the investigation; and
- 19 4.7 Respondents Quick Loan Funding, Inc. and N. Daniel Sadek maintain records in compliance with the
20 Act and provide the Department with the location of the books, records, and other information relating
21 to Respondent Quick Loan Funding, Inc.'s consumer loan business, and the name, address and
22 telephone number of the individual responsible for maintenance of such records in compliance with the
23 Act.
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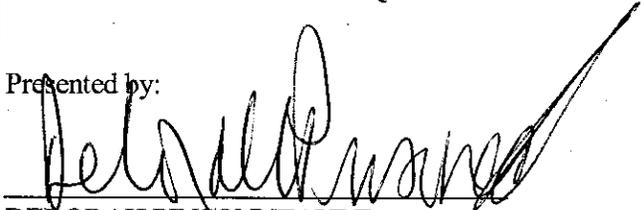
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1 **V. AUTHORITY AND PROCEDURE**

2 This Statement of Charges and Notice of Intention to Enter an Order to Revoke License, Prohibit from
3 Industry, Impose Fine, Collect Investigation Fee, and Collect Annual Assessment and Annual Assessment
4 Penalty, (Statement of Charges) is entered pursuant to the provisions of RCW 31.04.093, RCW 31.04.165, RCW
5 31.04.202 and RCW 31.04.205, and is subject to the provisions of chapter 34.05 RCW (The Administrative
6 Procedure Act). Respondents may make a written request for a hearing as set forth in the NOTICE OF
7 OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this Statement of
8 Charges.

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10 Dated this 14th day of November, 2008.

11 
12 DEBORAH BORTNER
13 Director
14 Division of Consumer Services
15 Department of Financial Institutions

16 Presented by:
17 
18 DEBORAH PINSONNEAULT
19 Financial Legal Examiner



20 Approved by:
21 
22 JAMES R. BRUSSELBACK
23 Enforcement Chief