

STATE OF OHIO
DEPARTMENT OF COMMERCE
Division of Financial Institutions
Consumer Finance

In the matter of:)	Case No. M2006-9992819
)	
THOMAS F. SANDS)	<u>DIVISION ORDER</u>
4217 North High Street)	Denial of Loan Officer License Renewal Application
Columbus, Ohio 43214)	&
)	Notice of Appellate Rights
)	

Respondent, Thomas F. Sands (“Respondent”), submitted a loan officer license renewal application (“Application”) to the Division of Financial Institutions (“Division”) in April 2006. On March 27, 2007, the Division notified Respondent that it intended to deny his Application because: (1) In October 1998, a delinquent federal tax was assessed against Respondent in the amount of \$266,166.50 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1976 at page 572 having instrument #200500013204; (2) In April 2001, a delinquent federal tax was assessed against Respondent in the amount of \$1915.04 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1981 at page 389 having instrument #200500014365; (3) In May 2002, a delinquent federal tax was assessed against Respondent in the amount of \$28,874.73 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1981 at page 389 having instrument #200500014365; (4) In May 2002, a delinquent federal tax was assessed against Respondent in the amount of \$24,941.01 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1981 at page 389 having instrument #200500014365; (5) In February 2005, a delinquent federal tax was assessed against Respondent in the amount of \$32,962.78 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1981 at page 389 having instrument #200500014365; (6) In February 2005, a delinquent federal tax was assessed against Respondent in the amount of \$10,048.99 and a Federal Tax Lien was last filed in the Muskingum County Recorder’s office in book 1981 at page 389 having instrument #200500014365; (7) In August 2005, a Notice of Lien was issued for delinquent state tax against Respondent in the amount of \$311.54 and was last filed in the Muskingum County Recorder’s office in book 1971 at page 97 having instrument #200500012006; (8) In August 2006, a judgment lien was recorded for delinquent state tax against Respondent in the amount of

\$2,183.96 in the Court of Common Pleas of Muskingum County having case number 59-436 contained in docket 59, page 436; (9) In August 2006, a judgment lien was recorded for delinquent state tax against Respondent in the amount of \$754.35 in the Court of Common Pleas of Muskingum County having case number 59-437 contained in docket 59, page 437; (10) Respondent's actions show Respondent's character and general fitness do not command the confidence of the public and warrant the belief that the business will be operated honestly and fairly in compliance with the purposes of the Ohio Mortgage Broker Act. See R.C. 1322.041(A)(6) and (B)(3); and (11) because Respondent's character and general fitness do not command the confidence of the public and warrant the belief that the business will be operated honestly and fairly in compliance with the purposes of R.C. sections 1322.01 to 1322.12, the Ohio Mortgage Broker Act.

Respondent requested an administrative hearing, which was held on July 16, 2007. Respondent appeared with counsel. A Report and Recommendation ("Report") was filed with the Division on August 1, 2007, recommending that the Division deny Respondent's Application. Objections were untimely filed.

In accordance with R.C. 119.09, the Division has considered the record, consisting of the Report, the transcript of testimony and exhibits, as well as all applicable laws. (A copy of the Report is attached hereto). Following its review of the record, the Division hereby adopts the hearing officer's recommendation. Therefore, the Division denies the Application of Thomas F. Sands.

It is so ordered.

NOTICE OF APPELLATE RIGHTS

Respondent is hereby notified that pursuant to R.C. 119.12, this Order may be appealed by filing a notice of appeal with the Ohio Division of Financial Institutions setting forth the Order appealed from and the grounds for the appeal. A copy of such notice of appeal must also be filed with the court of common pleas of the county in which the place of business of the Respondent is located, or the county in which the Respondent is a resident. A notice of appeal must be filed within fifteen (15) days after the date of mailing of this Order.

Signed and sealed this 15th day of August 2007.

RICHARD F. KECK

Acting Deputy Superintendent for Consumer Finance
Division of Financial Institutions
Ohio Department of Commerce