

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

In the matter of:)	Case No. M2006-9993062
)	
Jacqueline Marie McCaskey)	Notice of Intent to Deny Mortgage Broker
dba McCaskey Financial Services)	Certificate of Registration Application
2665 Navarre Avenue, Suite C)	&
Oregon, Ohio 43616)	Notice of Opportunity for a Hearing
)	

JURISDICTION

The Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division"), is charged with the responsibility of administering and enforcing the Ohio Mortgage Broker Act, codified in Ohio Revised Code ("R.C.") Chapter 1322.

RESPONDENT

MCCASKEY FINANCIAL SERVICES, LLC ("Respondent") is a limited liability company that has applied to the Division for a mortgage broker certificate of registration pursuant to R.C. Chapter 1322. Respondent's principal business address is 2665 Navarre Avenue, Suite C, Oregon, Ohio 43616.

NOTICE OF PROPOSED ACTION

In accordance with R.C. § 1322.10 and R.C. Chapter 119, the Division intends to DENY Respondent's application for an Ohio mortgage broker certificate of registration.

BASIS FOR PROPOSED ACTION

The Division has conducted an investigation of Respondent, pursuant to R.C. § 1322.03(B) and has found the following:

1. On or around April 22, 2004, in an attempt to renew an Ohio Loan Officer License, Jacqueline McCaskey, sole member of Respondent, attested in a sworn statement that information she provided about her criminal background on her 2004 loan officer renewal application was complete and accurate when it was not. Specifically, she did not provide complete and accurate information concerning her arrest(s) or charge(s) brought against her.
2. On or around April 30, 2004, in an attempt to renew an Ohio Loan Officer License, Jacqueline McCaskey, sole member of Respondent, provided untruthful information about her criminal background the Division. Specifically, she did not provide complete and accurate information concerning her arrest(s) or charge(s) brought against her.

As a result, the Division has determined that:

- A. Jacqueline McCaskey's actions, listed in paragraphs 1 and 2, violated R.C. 1322.07(A), which prohibits a mortgage broker registrant/applicant from "mak[ing] any substantial misrepresentation in any registration or license application[.]"

- B. Jacqueline McCaskey's actions, listed in paragraphs 1 and 2, violated R.C. 1322.07(B), which prohibits a mortgage broker registrant/applicant from "[m]ak[ing] false or misleading statements of a material fact, [or] omissions of statements required by state law[.]"
- C. Jacqueline McCaskey's actions, listed in paragraphs 1 and 2, violated R.C. 1322.07(C), which prohibits a mortgage broker registrant/applicant from "[e]ngag[ing] in conduct that constitutes improper, fraudulent, or dishonest dealings."
- D. Due to the prior actions and violations of the Ohio Mortgage Broker Act of Jacqueline McCaskey, sole member of Respondent, listed above, Respondent's character and general fitness do not command the confidence of the public and warrant the belief that its business will be operated honestly and fairly in compliance with the purposes of the Ohio Mortgage Broker Act. See R.C. 1322.04(A)(10).

NOTICE OF OPPORTUNITY FOR A HEARING ON PROPOSED ACTION

Therefore, pursuant to R.C. Chapters 1322 and 119, Respondent is hereby notified that thirty-one (31) days from the date of the mailing of this Notice, the Superintendent intends to issue an order denying Respondent's mortgage broker certificate of registration application.

Respondent is further notified, pursuant to R.C. Chapter 119, that Respondent is entitled to a hearing on this matter. If Respondent desires to request a hearing, the request must be made in writing, and must be received in the offices of the Ohio Division of Financial Institutions within thirty (30) days of the time of the mailing of this Notice. Hearing requests should be addressed: Ohio Division of Financial Institutions, Attn: Mark L. Rhea—Consumer Finance Licensing Attorney, 77 South High Street, 21st Floor, Columbus, Ohio 43215-6120.

At the hearing, Respondent may appear in person, by Respondent's attorney, or by such other representative as is permitted to practice before the Agency, or Respondent may present its position, arguments, or contentions in writing, and, at the hearing, may present evidence and examine witnesses appearing for and against Respondent. Note: At the hearing, corporations must have a representative that is permitted to practice before the Agency, such as an attorney.

If the Ohio Division of Financial Institutions does not receive a written request for a hearing in its offices within thirty (30) days of the time of the mailing of this Notice, the Superintendent will issue an order denying Respondent's mortgage broker certificate of registration.

Signed and sealed this 21st day of September 2006.

ROBERT M. GRIESER

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