

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

In the matter of:	)	Case No. 2010-901
	)	
<b>SCOTT E. COLLINS</b>	)	<b>Notice of Intent to Refuse to Renew Loan Originator License</b>
80 Janney Lane	)	&
Springboro, OH 45066	)	<b>Notice of Opportunity for a Hearing</b>
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**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. In accordance therewith, the Division is accountable for the licensing of individuals as loan originators.

**RESPONDENT**

**SCOTT E. COLLINS** ("Respondent") is an individual that held a loan originator license issued by the Division to originate residential mortgage loans pursuant to R.C. Chapter 1322. Respondent's loan originator license expired on April 30, 2010, and Respondent filed an application to renew his license; that renewal application remains pending. Respondent's employer of record is Franklin Mortgage Solutions, LLC. 835 West Central Avenue, Springboro, Ohio 45066.

**NOTICE OF PROPOSED ACTION**

In accordance with R.C. sections 1322.041 and 1322.10 and R.C. Chapter 119, the Division intends to REFUSE to renew Respondent's loan originator license.

**BASIS FOR PROPOSED ACTION**

The Division has conducted an investigation of Respondent, pursuant to R.C. 1322.031(D) and R.C. 1322.10(B), and has found the following:

- A. Pursuant to R.C. 1322.041(B)(3), in order for a loan originator license to be renewed, the Division must find that the applicant meets the conditions set forth in R.C. 1322.041(A)(2) to (8). R.C. 1322.041(A)(2) requires that an applicant is in compliance with R.C. 1322.01 through 1322.12.
- B. Pursuant to R.C. 1322.031(A), an application for a loan originator license must be in the form prescribed by the Division.
- C. Pursuant to R.C. 1322.041(B)(3) and R.C. 1322.041(A)(5), in order for a loan originator license to be renewed, the applicant must successfully complete the written test required under division (B) of section 1322.051 of the Revised Code.
- D. Respondent was required to submit an Attestation to Ohio Application for Licensure ("Ohio Attestation") as part of his renewal application.

- E. On or about June 11, 2010, the Division informed Respondent that his renewal application was deficient because he failed to submit the Ohio Attestation and did not successfully complete the required written test. In a letter dated November 1, 2010, the Division informed Respondent that his application was incomplete because he did not submit the Ohio Attestation and did not successfully complete the required written test.
- F. As of the date of this Notice, Respondent has not submitted an Ohio Attestation required by R.C. 1322.031(A) and had not successfully completed the written test required by R.C. 1322.051 and R.C. 1322.041(A)(5).
- G. Because Respondent has not submitted the Ohio Attestation, the Division is authorized to refuse to renew his loan originator license.
- H. Because Respondent has not successfully completed the written test, the Division is authorized to refuse to renew his loan originator license.

As a result of the findings listed above, the superintendent is authorized to refuse the renewal application for failure to meet all of the requirements for renewal set forth in R.C. 1322.041(B).

**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 refusing to renew Respondent's loan originator license under the Ohio Mortgage Broker Act.

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: Lori Massey, Consumer Finance Attorney, 77 South High Street, 21<sup>st</sup> 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.

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 refusing to renew Respondent's loan originator license.

Signed and sealed this 10<sup>th</sup> day of December, 2010.

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**CAROLYN L. BRADFORD**  
Superintendent  
Division of Financial Institutions  
Ohio Department of Commerce