

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

In the matter of:	)	Case No. M2008-286
	)	
<b>CHRISTOPHER V. FLORES</b>	)	<b>Notice of Intent to Deny Loan Officer License</b>
592 East Como Avenue	)	<b>Renewal Application</b>
Columbus, Ohio 43202	)	<b>&amp;</b>
	)	<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 residential mortgage loan officers.

**RESPONDENT**

**CHRISTOPHER V. FLORES** ("Respondent") is an individual that held a loan officer license issued by the Division to originate residential mortgage loans pursuant to R.C. Chapter 1322. Respondent's loan officer license expired on April 30, 2008, and Respondent filed an application to renew his license; that renewal application remains pending. Respondent also holds a mortgage broker certificate of registration, MB 802915.000, as a sole proprietor, dba American Financial Mortgage Group, whose main office is located at 832 South High Street, Columbus, Ohio 43206. Respondent is the Operations Manager and Loan Officer for MB 802915.000.

**NOTICE OF PROPOSED ACTION**

In accordance with R.C. sections 1322.041 and 1322.10 and R.C. Chapter 119, the Division intends to DENY Respondent's loan officer license renewal application.

**BASIS FOR PROPOSED ACTION**

Pursuant to R.C. 1322.10(B) and R.C. 1322.031(B), the Division conducted an investigation into the affairs of Respondent, and as a result thereof, alleges the following:

- A. On or around March 18, 2002, Respondent attested in a sworn statement that information provided about Respondent's criminal background on Respondent's loan officer license application submitted to the Division was complete and truthful when it was not.
- B. On or around April 2, 2002, in an attempt to obtain a loan officer license, Respondent provided untruthful information about his criminal background to the Division.
- C. On or around October 8, 2002, Respondent attested in a sworn statement that information provided about Respondent's criminal background on Respondent's mortgage broker certificate of registration application submitted to the Division was complete and truthful when it was not.

- D. On or around October 9, 2002, in an attempt to obtain a mortgage broker certificate of registration, Respondent provided untruthful information about his criminal background to the Division.
- E. The Division is authorized by R.C. 1322.10(A)(1)(a) to refuse to renew a loan officer license if the Division finds that the licensee has violated “or fail[ed] to comply with any provision of sections 1322.01 to 1322.12 of the Revised Code or the rules adopted under those sections or any other law applicable to the business conducted[.]”
- F. R.C. 1322.041(B)(3) provides that a loan officer license will be renewed annually if the superintendent finds that the applicant meets the conditions set forth in divisions (A)(2) to (6) of R.C. 1322.041.
- G. R.C. 1322.041(A)(2) lists as a condition for licensure as a loan officer, made a condition for a loan officer license renewal, that the applicant complies with sections 1322.01 to 1322.12 of the Revised Code.
- H. Respondent’s actions, as listed above, 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).
- I. Respondent’s actions, as listed above, violated R.C. 1322.07(A), which prohibits a loan officer applicant from “mak[ing] any substantial misrepresentation in any registration or license application[.]”
- J. Respondent’s actions, as listed above, violated R.C. 1322.07(B), which prohibits a loan officer applicant from “[m]ak[ing] false or misleading statements of a material fact, [or] omissions of statement required by state law[.]”
- K. Respondent’s actions, as listed above, violated R.C. 1322.07(C), which prohibits a loan officer applicant from “[e]ngage[ing] in conduct that constitutes improper, fraudulent, or dishonest dealings.”
- L. Respondent does not meet the renewal requirements set forth in divisions (A)(2) and (6) of R.C. 1322.041.

#### **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 a loan officer renewal application 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: Martha S. Rhea, Consumer Finance Attorney Examiner, 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 denying Respondent's loan officer license renewal application.

Signed and sealed this 20th day of June 2008.

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**LEIGH A. WILLIS**

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