

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

In the matter of:	)	Case No. M2007-694
	)	
<b>VICTORIA L. KING</b>	)	<b>Notice of Intent to Deny Loan Officer License Application</b>
4 Bradnor Place	)	<b>&amp;</b>
Cincinnati, Ohio 45218	)	<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**

**VICTORIA L. KING** ("Respondent") has applied to the Division for a loan officer license. Respondent's address of record is 4 Bradnor Place, Cincinnati, Ohio 45218, and her date of birth is January 21, 1957. Respondent's employer of record is Mortgage Funding USA, LLC, 11224 Cornell Park Drive, Cincinnati, Ohio 45242.

**NOTICE OF PROPOSED ACTION**

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

**BASIS FOR PROPOSED ACTION**

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

- A. In or around 1976, in the Hamilton County, Ohio, Court of Common Pleas, Respondent was convicted of Theft, a felony of the fourth degree.
- B. In or around 1989, in the Hamilton County, Ohio, Court of Common Pleas, Respondent was convicted of Theft, a felony of the third degree.
- C. In or around 2007, in the Hamilton County, Ohio, Municipal Court, Respondent was convicted of Theft, a misdemeanor of the first degree.
- D. On or around October 10, 2007, Respondent attested in a sworn statement that information provided about her criminal background on the loan officer license application submitted to the Division was complete and truthful, when it was not.
- E. On or around October 15, 2007, Respondent provided incomplete or untruthful information about her criminal background to the Division in an attempt to obtain a loan officer license.

- F. On or around August 26, 2004, Respondent attested in a sworn statement that information provided about her criminal background on the loan officer license application submitted to the Division was complete and truthful, when it was not.
- G. On or around September 14, 2004, Respondent provided incomplete or untruthful information about her criminal background to the Division in an attempt to obtain a loan officer license.
- H. On or around August 27, 2003, Respondent attested in a sworn statement that information provided about her criminal background on the loan officer license application submitted to the Division was complete and truthful, when it was not.
- I. On or around September 10, 2003, Respondent provided incomplete or untruthful information about her criminal background to the Division in an attempt to obtain a loan officer license.

As a result of the findings listed above, the Division has determined that:

- 1. Respondent has been convicted three times of a theft offense as described in R.C. 1322.031(A)(2) and R.C. 2913.01(K).
- 2. Pursuant to R.C. 1322.041(A)(3), the Division is statutorily prohibited from issuing a loan officer license to the Respondent due to her convictions for a theft offense.
- 3. Respondent's actions listed in Paragraphs D through I violated R.C. 1322.07(A), which prohibits a loan officer applicant from "mak[ing] any substantial misrepresentation in any registration or license application[.]"
- 4. Respondent's actions listed in Paragraphs D through I 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[.]"
- 5. Respondent's actions listed in Paragraphs D through I 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."
- 6. 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).

**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 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: Mark L. 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 a loan officer license.

Signed and sealed this 9th day of January 2008.

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**LEIGH A. WILLIS**

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