

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

In the matter of:	)	Case No. M2006-9992873
	)	
<b>LORA J. MARTIN</b>	)	<b><u>DIVISION ORDER</u></b>
10042 Deerfield Court	)	<b>Loan Officer License Application Approval</b>
Twinsburg, OH 44087	)	<b>&amp;</b>
	)	<b>Notice of Appellate Rights</b>

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Respondent, Lora J. Martin (“Respondent”), submitted a loan officer license application (“Application”) to the Division of Financial Institutions (“Division”) on May 3, 2006. On July 28, 2006, the Division notified Respondent that it intended to deny her Application because: (1) in or around 1982, in the Municipal Court of Bowling Green, Ohio, Respondent was convicted of theft; (2) Respondent had not proven that she is honest, truthful, and of good reputation, and that there is no basis in fact for believing that she will not commit another criminal offense involving theft or any criminal offense involving money or securities; (3) in 2006, Respondent attested in a sworn statement that information she provided about her criminal background in the Application was complete and truthful when it was not; (4) in 2006, in an attempt to obtain a loan officer license, Respondent provided untruthful information about her criminal background to the Division; (5) she violated R.C. 1322.07(A) by making a material misrepresentation in the Application; (6) she violated R.C. 1322.07(B) by making a false statement of a material fact or by omitting a statement required by state law in the Application; (7) she violated R.C. 1322.07(C), which prohibits an applicant from engaging in improper or dishonest conduct; and (9) because her character and general fitness did 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. 1322.01 to 1322.12—the Ohio Mortgage Broker Act.

Respondent requested an administrative hearing, which was held on October 17, 2006. Respondent appeared without counsel. A Report and Recommendation (“Report”) was filed with the Division on March 8, 2007, recommending that the Division grant Respondent’s application. No objections were 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. As a result, the Division makes the following findings and conclusions. Any finding and/or conclusion not

specifically addressed below is approved, adopted, and incorporated herein. (A copy of the Report is attached).

The Division modifies paragraph 2 on page 2 of the Report.

Respondent's employer of record is Northcoast Home Mortgage, Inc., as indicated in the Application. (State's Ex. D).

The Division disapproves paragraph 7 on page 4 of the Report.

The interpretation of R.C. 1322.07 in the Report is in error. R.C. 1322.07(A), (B), and (C) do not require a deliberative act for their violation. In contrast to 1322.07(E) and (F), which contain language of intent by use of the term "knowingly," R.C. 1322.07(A), (B), and (C) do not employ such language.

Except for the above noted modification and disapproval, the Division hereby adopts the Report and Recommendation and approves the loan officer license application of Lora J. Martin.

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, pursuant to R.C. 119.12, 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 13<sup>th</sup> day of April 2007.

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**RICHARD F. KECK**

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