

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

In the matter of:)	Case No. M2008-459
)	
PAUL R. AZBELL)	<u>DIVISION ORDER</u>
3577 Hatter Road)	Denial of Loan Officer License Renewal Application
Lancaster, OH 43130)	&
)	Notice of Appellate Rights

WHEREAS, the Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division") and charged with the responsibility of administering and enforcing the Ohio Mortgage Broker Act, as codified in Ohio Revised Code ("R.C.") Chapter 1322, the Division finds that this Order is necessary and appropriate, in the interest of the public, and is consistent with the purposes of the Ohio Mortgage Broker Act; and

WHEREAS, Paul R. Azbell ("Respondent") applied to the Division for renewal of his loan officer license pursuant to R.C. Chapter 1322; and

WHEREAS, on September 30, 2008, the Division issued Respondent a Notice which informed him that the Division had conducted an investigation of Respondent and, as a result thereof, found that:

On or around August 15, 2008, in the Fairfield County Municipal Court, Ohio, Respondent plead guilty to unauthorized use of property. As a result, the Division has determined that the Respondent has been convicted of a theft offense as described in R.C. 1322.031(A)(2), and, therefore, the Division is denying the renewal of Respondent's loan officer license pursuant to R.C. 1322.041(A)(3) & (B)(3).

WHEREAS, the Notice informed Respondent of the Division's intent to deny Respondent's loan officer license renewal application and of the opportunity for a hearing regarding the denial if requested within thirty days from the mailing of the Notice. The Notice further cautioned Respondent that "[i]f the Ohio Division of Financial Institutions d[id] not receive a written request for a hearing in its offices within thirty (30) days of the time of the mailing of th[e] Notice, the Superintendent w[ould] issue an order denying Respondent's loan officer license renewal application[;]"

WHEREAS, the Notice was mailed to Respondent, via certified mail, on September 30, 2008, and service was perfected;

WHEREAS, Respondent timely requested a hearing, which was initially scheduled for November 3, 2008, was continued until December 9, 2008;

WHEREAS, on December 2, 2008, Respondent provided to the Division a letter which withdrew Respondent's request for a hearing;

WHEREAS, the Division finds that the allegations contained in the Notice are true and that Respondent's renewal application should be denied;

Respondent, Paul R. Azbell's loan officer license renewal application is hereby DENIED.

It is so ordered.

NOTICE OF RIGHT TO APPEAL

Respondent is hereby notified that this Order may be appealed, pursuant to R.C. 119.12, 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 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 5th day of December, 2008.

LEIGH A. WILLIS

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