

STATE OF OHIO  
DEPARTMENT OF COMMERCE  
DIVISION OF FINANCIAL INSTITUTIONS  
77 South High Street, 21<sup>st</sup> Floor  
Columbus, Ohio 43215-6120

53 OCT 19 PM 2:00

In the matter of:

**QUICK FUND MORTGAGE, LTD.**  
3001 Brice Rd., Suite 200  
P.O. Box 290  
Brice, OH 43109

Case No. 05-NOV-106

**SETTLEMENT AND  
CONSENT ORDER**

CHECK NO. 420743625

AMOUNT \$500.-

DATE

REC. BY

OCT 18 2005

WHEREAS, the Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division"), is charged with the responsibility of enforcing the Ohio Mortgage Broker Act, codified in Ohio Revised Code ("R.C.") Chapter 1322; and

WHEREAS, Quick Fund Mortgage, Ltd. ("Respondent") is an Ohio limited liability company that is registered with the Division as a mortgage broker pursuant to R.C. Chapter 1322. The business address of record for Respondent's main office is 3001 Brice Rd., Suite 200, P.O. Box 290, Brice, OH 43109; and

WHEREAS, on September 16, 2005, the Division issued Quick Fund Mortgage, Ltd. ("Respondent") a Notice of Violation ("the Notice"); and

WHEREAS, the Notice contained allegations that:

Respondent failed to notify the Division as required by R.C. 1322.05(B) in the manner directed in the statute of the lawsuit pending against Respondent alleging violations of the Ohio Mortgage Broker Act.

WHEREAS, Quick Fund Mortgage, Ltd. admits the allegations of the Division but avers the violation was due to error not intent, and further, to avoid the cost and uncertainty of litigation Respondent agrees to enter into this Consent Order for purposes of settlement.

NOW THEREFORE, in consideration of the foregoing and the mutual promises set forth herein, the parties agree to the following:

- 1) The parties acknowledge and agree to the accuracy of the foregoing recitals.
- 2) This Settlement and Consent Order represents a compromise between the parties for the full, complete, and final settlement of all of their claims, differences, and causes of action with respect to the allegations contained in the Notice.

- 3) The parties agree that the terms of this Settlement and Consent Order bind the parties hereto, and their shareholders, partners, members, assigns, and successors in interest.
- 4) The Division hereby terminates the Notice of Violation, and agrees that it shall not, as long as Respondent is in compliance with this Settlement and Consent Order pursue the matters set forth in such Notice through its administrative process. Nothing, however, in this order shall be deemed to prevent the Division or its employees, agents, or assigns from participating in, as a witness or otherwise, any lawful action by another, or obeying any lawful court order, arising out of or related to the matters set forth in the Notice.
- 5) Other than specifically set forth herein, nothing in this Settlement and Consent Order shall be deemed an admission of guilt or liability, or agreement with the allegations set forth in the Notice on the part of Respondent.
- 6) Respondent acknowledges lawful service and receipt of the Notice, and stipulates to the jurisdiction of the Division in this matter.
- 7) The Respondent hereby agrees to forego its administrative remedies, and waive any and all rights to an administrative hearing, as well as any right to appeal this matter or order.
- 8) This Settlement and Consent Order shall be effective on the date it is signed by the Superintendent of the Division of Financial Institutions or his designee and on such date it will become a final order.
- 9) This Settlement and Consent Order contains the entire agreement between the parties as to the matters set forth herein and no promises, conditions or obligations, either expressed or implied, other than those set forth herein, shall be binding on either party.

For purposes of effecting this Settlement and Consent Order, it is hereby ORDERED and DECREED that:

- A. The parties to this Settlement and Consent Order shall abide by the terms of this order as agreed.
- B. Respondent shall abide by the Ohio Mortgage Broker Act, R.C. 1322.01 et. seq. and the rules thereunder, and in the future shall provide the Division notice, in the manner specified in R.C. 1322.05(B), of any action in which allegations are brought against it of violations of the Ohio Mortgage Broker Act.
- C. The Respondent is hereby assessed a fine in the amount of Five Hundred Dollars (\$500). Respondent shall pay the Five Hundred Dollars (\$500) fine to the Consumer Finance Fund pursuant to R.C. § 1321.21 within ten days of the effective date of this Settlement and Consent Order. Payment shall be made by certified check or money order made payable to the Ohio Division of Financial Institutions delivered to the Division's counsel.

The Respondent understands that any breach of this Settlement and Consent Order may result in the reinstitution of administrative proceedings, including suspension or revocation, the imposition of additional fines and any other remedy available to the Division.

Robert M. Grieser  
Robert M. Grieser  
Deputy Superintendent of Consumer Finance

10/19/05  
Date

Approved and Agreed

Quick Fund Mortgage, Ltd.

By: [Signature]  
Its: member Parker

OCT 18 2005  
Date

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