

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

In the matter of:	)	Case No. M2006-9992900
	)	
<b>DONALD W. EHRHARDT</b>	)	<b><u>DIVISION ORDER</u></b>
10955 Pippin Road	)	<b>Approval of Loan Officer License Application</b>
Cincinnati, Ohio 45231	)	<b>&amp;</b>
	)	<b>Notice of Appellate Rights</b>
	)	

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Respondent, Donald W. Ehrhardt ("Respondent"), submitted a loan officer license application ("Application") to the Division of Financial Institutions ("Division") on June 9, 2006. On October 26, 2006, the Division notified Respondent that it intended to deny his Application because: (1) In or around 1995, in the Common Pleas Court of Hamilton County, Ohio, Respondent was convicted of theft by deception (welfare), (2) Respondent had not proven that he was honest, truthful and of good reputation and will not commit another criminal offense involving theft or any offense involving money or securities; and (3) because 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 R.C. sections 1322.01 to 1322.12, the Ohio Mortgage Broker Act.

Respondent requested an administrative hearing, which was held on December 14, 2006. Respondent appeared without counsel. A Report and Recommendation ("Report") was filed with the Division on January 4, 2007, recommending that the Division approve 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. (A copy of the Report is attached hereto).

The Division disapproves the third sentence in paragraph 7 on page 5 of the Report.

Administrative rule 1301:8-7-21(A) and (B) does not prohibit the Division from considering convictions more than ten years old when determining an applicants' character and fitness to be a loan officer.

Following its review of the record, the Division hereby adopts the hearing officer's recommendation. Therefore, the Division approves the loan officer license application of Donald W. Ehrhardt.

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 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 21<sup>st</sup> day of March 2007.

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**RICHARD F. KECK**

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