

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

In the matter of:) Case No. 04-0008-LOR
)
DAVID J. GOURLEY) **DIVISION ORDER**
18115 Lakeshore Boulevard)
Cleveland, Ohio 44119) **TERMINATION of AMENDED Notice of Intent**
) **to Revoke Loan Officer License**
)

WHEREAS, the Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division"), on July 7, 2004, issued David J. Gourley ("Respondent"), an AMENDED Notice of the Division's intent to revoke his loan officer license; and

WHEREAS, on April 7, 2004, the Division completed service of its Notice of Intent to Revoke Loan Officer License and Notice of Opportunity for a Hearing issued by the Division on April 1, 2004. The Division received a hearing request on the April 1, 2004 Notice on April 30, 2004. The Division scheduled a hearing on its April 1, 2004 Notice. Prior to the hearing and upon the discovery of another issue, the Division issued an AMENDED Notice of Intent to Revoke Loan Officer License and Notice of Opportunity for a Hearing on July 7, 2004. Despite attempts at serving the Respondent with the July 7, 2004 Amended Notice, the Respondent's certified mailings were returned to the Division "unclaimed." The Division finds that the Amended Notice of July 7, 2004 is not necessary for it to proceed with enforcement of the Mortgage Broker Act. The Division may still proceed on the Notice of April 1, 2004.

The Division hereby terminates the July 7, 2004 Amended Notice.

IT IS SO ORDERED.

NOTICE OF RIGHT TO APPEAL

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 25TH day of January 2005.

ROBERT M. GRIESER

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