

Bob Taft
Governor

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

Doug White
Director

In the matter of:)	Case No. 04-0422-LOD
)	
JEFFREY P. RUSSELL)	<u>DIVISION ORDER</u>
1835 Chimney Lane, Apt. 1A)	
Kettering, Ohio 45440)	Denial of Loan Officer License Application
)	

DIVISION ORDER

On June 23, 2004, Jeffrey P. Russell ("Russell") submitted a loan officer license application to the Division of Financial Institutions ("Division"). On August 24, 2004, the Division issued Russell a notice that it intended to deny his application because in 2000 he had been convicted of theft, and notified Russell of his right to a hearing on the matter. Russell requested a hearing, and pursuant thereto, an administrative hearing was held in accordance with Ohio Revised Code Chapter 119 on October 12, 2004.

The hearing officer filed his written report and recommendation with the Division on November 19, 2004, recommending that the Division deny Russell's application. Russell was served with a copy of the report and recommendation and a letter explaining his right to submit written objections. On December 9, 2004, Russell submitted a letter containing objections to the report. Attached to the letter were two additional letters which purport to be reference letters. In his objections Russell asked the Division to consider the statements within the letter as evidence of his character as well as those from the two character references. Russell also requested a new hearing. In accordance with R.C. Chapter 119, the Division has considered Russell's objections, but has not reviewed any new evidence submitted in or with the December 9th objection letter. The record was closed at the conclusion of the administrative hearing on October 12, 2004. Additionally, Russell's request for a new hearing is denied.

Upon consideration of the hearing officer's report and recommendation, the record of the hearing, and Russell's objections, the Division confirms and approves the recommendation. Accordingly, Russell's application for a loan officer license is hereby denied.

NOTICE OF RIGHT TO APPEAL

Russell 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 Russell is located, or the county in which Russell 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 9th day of March, 2005.

ROBERT M. GRIESER

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

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