

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

In the matter of:)	Case No. 04-0008-LOR
)	
DAVID J. GOURLEY)	<u>DIVISION ORDER</u>
18115 Lakeshore Boulevard)	Revocation of Loan Officer License
Cleveland, OH 44119)	&
)	Notice of Appellate Rights
)	

Respondent, David J. Gourley (“Respondent”), held a mortgage broker loan officer license issued by the Division of Financial Institutions (“Division”) during calendar year 2002 and 2003. On April 2, 2004, the Division notified Respondent that it intended to revoke his loan officer license because: (1) Respondent failed to comply with the 2002 continuing education requirement set forth in R.C. 1322.052; and (2) because Respondent failed to comply with R.C. 1322.052 and, the Division has the authority to revoke Respondent’s loan officer license. On July 7, 2004, in an amended notice, the Division notified Respondent that it intended to revoke his loan officer license because: (1) Respondent failed to comply with the 2002 and 2003 continuing education requirement set forth in R.C. 1322.052; and (2) because Respondent failed to comply with R.C. 1322.052 and, the Division has the authority to revoke Respondent’s loan officer license.

Respondent requested an administrative hearing, which was held on March 8, 2005. Respondent failed to appear. A Report and Recommendation (“Report”) was filed with the Division on June 29, 2005, recommending that the Division revoke Respondent's loan officer license. 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. (The Report is attached). Following its review of the record, the Division hereby adopts the hearing officer’s recommendation and revokes the loan officer license of David J. Gourly.

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 25th day of October 2006.

ROBERT M. GRIESER

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