

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

In the matter of:)	Case No. 02-LO-D-41
)	
ELIZABETH M. HOGUE)	<u>DIVISION ORDER</u>
417 Livingston Avenue)	Denial of loan officer license application
Dayton, Ohio 45410)	&
)	Notice of Appellate Rights

Respondent, Elizabeth M. Hogue, submitted a loan officer license application to the Division of Financial Institutions ("Division") on April 5, 2002. On October 2, 2002, the Division notified Hogue that it intended to deny her loan officer license application because: (1) she was convicted of aggravated drug trafficking in 1994; (2) she had not proven to the Division that she is honest, truthful, and of good reputation and that there is no basis in fact for believing that she will not commit another offense involving drug trafficking; (3) and her character and general fitness do not command the confidence of the public and warrant the belief that her business will be operated honestly and fairly in compliance with the purposes of R.C. §§ 1322.01 to 1322.12—the Ohio Mortgage Broker Act; and (4) the public would be best served by the denial of her loan officer license application.

Hogue requested a hearing and an administrative hearing was held on January 24, 2003. A Report and Recommendation was filed with the Division on April 21, 2003, recommending that the Division deny Hogue's application and not grant her a loan officer license. Hogue filed objections, which have been considered.

In accordance with R.C. §119.09, the Division has considered the record, consisting of the Report and Recommendation, Hogue's objections, the transcript of testimony and exhibits, as well as all applicable laws. As a result, the Division makes the following findings and conclusions.

The Division strikes paragraph 53 on pages 9 and 10 of the Report and Recommendation. The Division believes the information contained in paragraph 53 is not pertinent. The record already establishes that Hogue used illegal drugs after her release from incarceration.

In accordance with the foregoing, the Division otherwise adopts the Report and Recommendation of the hearing officer and concludes that Hogue's loan officer license application should be denied.

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, 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 8th day of July 2005.

ROBERT M. GRIESER

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

CERTIFIED MAIL: 6806 2521