

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

In the matter of:)	Case No. M2009-946
)	
WILLIAM M. JAMES)	<u>DIVISION ORDER</u>
4975 Timber Creek Drive)	Refusal of Loan Officer License
Medina, OH 44256)	&
)	Notice of Appellate Rights
)	

Respondent, William M. James ("Respondent"), submitted a loan officer license application ("Application") to the Division of Financial Institutions ("Division") on or about August 21, 2009. On July 6, 2010, the Division notified Respondent that it intended to refuse the Application because: (1) per R.C. 1322.041(A)(6), 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 the Ohio Mortgage Broker Act; (2) he made a false or misleading statement of material fact on his license application in violation of R.C. 1322.07(A) and (B) and 1322.031(A)(2); (3) R.C. 1322.041(A)(3) and R.C. 1322.031(A)(2) (as they were in effect at the time of Respondent's application) bar the Division from issuing a loan officer license to Respondent because of his theft conviction.

Respondent requested an administrative hearing, which was held on October 13, 2010. Respondent did not appear at the hearing. A Report and Recommendation ("Report") was filed with the Division on October 29, 2010, recommending that the Division deny Respondent's Application. Respondent did not file objections to the report.

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). Following its review of the record, the Division hereby adopts the hearing officer's recommendation. Therefore, the Division refuses the loan officer license application of William M. James.

It is so ordered.

NOTICE OF APPELLATE RIGHTS

Respondent is hereby notified that pursuant to R.C. 119.12, this Division Order may be appealed by filing a notice of appeal with the Division setting forth the order that Respondent is appealing from and stating that the Division's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The notice of appeal may also include, but is not required to include, the specific grounds for the appeal. The notice of appeal must also be filed with the appropriate court of common pleas in accordance with R.C. 119.12. In filing the notice of appeal with the Division or court, the notice that is filed may be either the original notice or a copy of the original notice. The notice of appeal must be filed within fifteen (15) days after the date of mailing of this Division Order.

Signed and sealed this 29th day of November, 2010.

LEIGH A. WILLIS

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