

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

In the matter of:)	Case No. M2006-9992796
)	
GARY WILLIAMS)	<u>DIVISION ORDER</u>
2042 Wynburgh Drive)	Denial of Loan Officer License Application
Columbus, Ohio 43219)	&
)	Notice of Appellate Rights
)	

Respondent, Gary Williams ("Respondent"), submitted a loan officer license application ("Application") to the Division of Financial Institutions ("Division") on October 6, 2005. On May 19, 2006, the Division notified Respondent that it intended to deny his Application because:

(1) in or around 2005, in the Franklin County, Ohio, Court of Common Pleas, Respondent was convicted of Trafficking in Cocaine and Possession of Cocaine, both felonies of the fifth degree;

(2) in or around 1997, in the Fairborn, Ohio, Municipal Court, Respondent was convicted of Theft, a misdemeanor of the first degree; (3) Respondent violated R.C. 1322.07(A) by substantially misrepresenting his prior criminal record in response to a question on the Application; (4) Respondent violated R.C. 1322.07(B) by making a false statement of a material fact and by omitting a statement required on the Application; (5) Respondent violated R.C. 1322.07(C), by engaging in improper or dishonest conduct; (6) pursuant to R.C. 1322.031(A)(2) and 1322.041(A)(3), Respondent has not proven that he is honest, truthful, and of good reputation, and there is no basis in fact for believing that he will not commit another criminal offense involving theft or any criminal offense involving money or securities; and (7) because 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 R.C. 1322.01 to 1322.12 – the Ohio Mortgage Broker Act.

Respondent requested an administrative hearing, which was held on October 25, 2006. Respondent appeared without counsel. A Report and Recommendation ("Report") was filed with the Division on January 11, 2007, recommending that the Division deny Respondent's Application. 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 hereto.) Following its review of the record, the Division hereby adopts the hearing officer's recommendation and denies the loan officer license application of Gary Williams.

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, 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 7th day of May 2007.

RICHARD F. KECK

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