

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

In the matter of:)	Case No. 04-0021-MBD
)	
TAYLOR, BEAN & WHITAKER)	<u>DIVISION ORDER</u>
MORTGAGE CORPORATION)	Termination of Notice of Intent to Deny
101 NE 2 nd Street)	Mortgage Broker Certificate of Registration
Ocala, FL 34470)	
)	

DIVISION ORDER

TAYLOR, BEAN & WHITAKER MORTGAGE CORPORATION ("Respondent") applied to the Division of Financial Institutions for a mortgage broker certificate of registration. After an investigation into the criminal background of the company's owner and CEO revealed that he, Lee Bentley Farkas, had been convicted in 1988 of misdemeanor passing bad checks and in 1989 of felony passing bad checks and Farkas did not disclose that information on the registration application, the Division decided to deny the application. On November 4, 2004, the Division issued Respondent notice of the Division's intent to deny its application and notice of the opportunity for a hearing on the matter. Respondent requested a hearing which had been scheduled but subsequently continued so that Farkas could contact the agency which reported the information on his criminal background check.

On February 2, 2005, the Division received an updated criminal background check on Farkas from the Florida Department of Law Enforcement. The updated information shows that Farkas had only been charged in 1988 with one misdemeanor count of fraud for an insufficient funds check and that Farkas made restitution, paid a fine, and the disposition of the charge was withheld.

Based on the new evidence received by the Florida Department of Law Enforcement, the Division finds that the November 4, 2004 notice of intent to deny Respondent's application for a mortgage broker certificate of registration is inappropriate. Accordingly, the Division hereby terminates the November 4, 2004 notice.

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 8 day of April, 2005.

ROBERT M. GRIESER

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

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