

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

In the matter of:)	Case No. 05-0094-LOD
)	
MATTHEW T. BENEDICT)	<u>DIVISION ORDER</u>
2461 West Fifth Street)	Approval of Loan Officer License Application
Cleveland, Ohio 44113)	&
)	Notice of Appellate Rights
)	

Respondent, Matthew T. Benedict ("Respondent"), submitted a loan officer license application to the Division of Financial Institutions ("Division") on January 26, 2005. On May 25, 2005, the Division notified Respondent that it intended to deny his loan officer license application ("Application") because: (1) in or around 2002, in the Cuyahoga County, Ohio, Court of Common Pleas, Respondent was convicted of Possession of Drugs (Ecstasy), a felony, and Attempted Possession of Criminal Tools, a misdemeanor; and (2) 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 12, 2005. A Report and Recommendation ("Report") was filed with the Division on December 21, 2005, recommending that the Division approve Respondent's Application. No objections were filed.

In accordance with R.C. 119.09, the Division has considered the record, consisting of the Report and Recommendation, the transcript of testimony and exhibits, as well as all applicable laws. (The Hearing Examiner's Report and Recommendation is attached hereto.) Following its review of the record, the Division hereby adopts the hearing officer's recommendation and approves the loan officer license application of Matthew T. Benedict.

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 9th day of January 2007

ROBERT M. GRIESER

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