

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

Bob Taft
Governor

Gary C. Suhadolnik
Director

In the matter of:)	
THOMAS M. BUTZER)	Case No. 02-LO-D-70
35058 West Turtle Trail D)	
Willoughby, Ohio 44094)	Notice of Intent to Deny Loan Officer License
)	&
)	Notice of Opportunity for a Hearing
)	

JURISDICTION

The Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division"), is charged with the responsibility of administering and enforcing the Ohio Mortgage Broker Act, codified in Ohio Revised Code ("R.C.") Chapter 1322. In accordance therewith, the Division is required to accept applications for loan officer licenses, to investigate each applicant, to determine whether an applicant meets the licensure requirements, and to issue qualified applicants a loan officer license.

Thomas M. Butzer ("Respondent") has applied to the Division for a loan officer license.

Respondent: **THOMAS M. BUTZER**
35058 West Turtle Trail D
Willoughby, Ohio 44094
D.O.B.: January 12, 1966

Employer: **CHALLENGE FINANCIAL INVESTORS CORP.**
1301 Seminole Blvd., Suite 140
Largo, Florida 33770

Office Location Respondent Principally Transacts Business:
27801 Euclid Ave.
Euclid, Ohio 44132

NOTICE OF PROPOSED ACTION

Pursuant to R.C. 1322.031(B), the Division has conducted an investigation of Respondent and, as a result thereof, intends to deny Respondent, Thomas M. Butzer, a license to act as a loan officer under the Ohio Mortgage Broker Act.

BASIS FOR PROPOSED ACTION

The results of the Division's investigation indicate that Respondent, Thomas M. Butzer, has been convicted of a criminal offense involving theft, receiving stolen property, embezzlement, forgery, fraud, passing bad checks, money laundering, or drug trafficking, or a criminal offense involving money or securities. R.C. 1322.031(A)(2); R.C. 1322.041(A)(3). TO WIT:

1. In or around August 1997, in the Cuyahoga County Court of Common Pleas, Respondent, Thomas M. Butzer, pleaded guilty and was convicted of a reduced charge of ATTEMPTED RECEIVING STOLEN PROPERTY.

The results of the Division's investigation further indicate that:

2. In or around January 1996, in the Cuyahoga County Court of Common Pleas, Respondent, Thomas M. Butzer, pleaded guilty and was convicted of an amended charge of ATTEMPTED DRUG ABUSE, a misdemeanor of the first degree; and
3. In or around 1992, in Stark County, Respondent, Thomas M. Butzer, pleaded guilty and was convicted of a third degree felony-CONSPIRACY (REDUCED FROM AGGRAVATED TRAFFICKING IN DRUGS) (Case No. 92CR2780).

Given Respondent's criminal convictions, the Division believes that:

1. Respondent has not proven that he is honest, truthful, and of good reputation, and that there is no basis in fact to believe that he will not commit such an offense again. R.C. 1322.041(A)(3);
 2. 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. R.C. 1322.041(A)(5); and that
 3. The public would be best served and that the purpose of the Ohio Mortgage Broker Act would be realized if Respondent, Thomas M. Butzer, is denied a license to act as a loan officer in the state of Ohio.
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ROBERT M. GRIESER
Deputy Superintendent for Consumer Finance