

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

In the matter of:	)	Case No. M2008-530
	)	
<b>ROBERT E. PAYT</b>	)	<b><u>DIVISION ORDER</u></b>
<b>d/b/a DIAL BANC</b>	)	<b>Denial of Renewal of Mortgage Broker</b>
6160 Riverside Drive, Suite 105	)	<b>Certificate of Registration</b>
Dublin, OH 43017	)	<b>&amp;</b>
	)	<b>Notice of Appellate Rights</b>
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Respondent, Robert E. Payt dba Dial Banc ("Respondent") held a mortgage broker certificate of registration ("Registration") issued by the Division of Financial Institutions ("Division") pursuant to the Ohio Mortgage Broker Act. Respondent's certificate of registration expired on April 30, 2008, and Respondent filed an application to renew his certificate of registration. On August 6, 2008, the Division notified Respondent that it intended to deny the renewal of his Registration pursuant to R.C. 1322.10(A)(1)(a) because: (1) Respondent violated OAC 1301:8-7-06(H)(1) by failing to maintain an alphabetical index of buyers; (2) Respondent violated R.C. 1322.08(A) and OAC 1301:8-7-05 by not maintaining the required special account; (3) Respondent violated R.C. 1322.071(B)(2) by receiving, directly or indirectly, a premium on the fees charged for services performed by a bona fide third party; and (4) Respondent violated R.C. 1322.072 by knowingly failing to cooperate with an examination.

Respondent requested an administrative hearing, which was held on September 4, 2008. Respondent failed to appear. A Report and Recommendation ("Report") was filed with the Division on November 14, 2008, recommending that the Division deny the renewal of Respondent's Registration. Due to an inability to serve the Report to Respondent via certified mail, notice of the Report was published on December 1, 8, and 15, 2008 in *The (Columbus) Daily Reporter*. No objections were filed by Respondent.

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 denies the renewal of the Registration of Robert E. Payt d/b/a Dial Banc.

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 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 30<sup>th</sup> day of December, 2008.

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**LEIGH A. WILLIS**

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