

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

In the matter of:	)	Case No. M2007-635
	)	
<b>MARTIN C. DURU</b>	)	<b><u>DIVISION ORDER</u></b>
120 Long Hollow Drive	)	<b>Denial of Loan Officer License Renewal Application</b>
Pataskala, OH 43229	)	<b>&amp;</b>
	)	<b>Notice of Appellate Rights</b>

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WHEREAS, the Ohio Department of Commerce, by and through the Superintendent of the Division of Financial Institutions ("Division") and charged with the responsibility of administering and enforcing the Ohio Mortgage Broker Act, as codified in Ohio Revised Code ("R.C.") Chapter 1322, the Division finds that this Order is necessary and appropriate, in the interest of the public, and is consistent with the purposes of the Ohio Mortgage Broker Act; and

WHEREAS, Martin C. Duru ("Respondent") applied to the Division for renewal of his loan officer license pursuant to R.C. Chapter 1322; and

WHEREAS, on December 28, 2007, the Division issued Respondent a Notice which informed him that the Division had conducted an investigation of Respondent and, as a result thereof, alleged that:

1. On or about April 5, 2007, in the Franklin County, Ohio, Municipal Court, the City of Columbus Division of Income Tax filed suit against Respondent for unpaid municipal income taxes during the years 1998, 1999, 2000, 2001, 2002 and 2004.
2. On or about May 14, 2007, in the Franklin County, Ohio, Municipal Court, judgment was entered against Respondent and in favor of the City of Columbus Division of Income Tax in the amount of \$2,881.82 plus interest and cost.
3. For the reasons enumerated above, 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, as required by R.C. 1322.041(A)(5).

WHEREAS, the Notice informed Respondent of the Division's intent to deny Respondent's loan officer license renewal application and of the opportunity for a hearing regarding the denial if requested within thirty days from the mailing of the Notice. The Notice further cautioned Respondent that "[i]f the Ohio Division of Financial Institutions d[id] not receive a written request for a hearing in its offices within thirty (30) days of the time of the mailing of th[e] Notice, the Superintendent w[ould] issue an order denying Respondent's loan officer license renewal[;]"

WHEREAS, the Notice was mailed to Respondent, via certified mail, on December 28, 2007, and service was perfected;

WHEREAS, Respondent failed to request a hearing and thereby failed to defend against the Division's allegations;

WHEREAS, the Division finds that the allegations contained in the Notice are true and that Respondent loan officer license renewal application should be denied;

Respondent, Martin C. Duru's loan officer license renewal application is hereby DENIED.

It is so ordered.

### **NOTICE OF RIGHT TO APPEAL**

Respondent is hereby notified that this Order may be appealed, pursuant to R.C. 119.12, 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 15<sup>th</sup> day of February 2008.

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**LEIGH A. WILLIS**

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