

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

In the matter of:)	Case No. M2009-644
)	
DIANN DILLINGHAM)	<u>DIVISION ORDER</u>
7416 Polo Springs Court)	Denial of Loan Officer License Application
Fairfield, OH 45014)	&
)	Notice of Appellate Rights
)	

Respondent, Diann Dillingham (“Respondent”), submitted a loan officer license application (“Application”) to the Division of Financial Institutions (“Division”) on April 14, 2009. On October 30, 2009, the Division notified Respondent that it intended to deny the Application because, due to several outstanding civil judgments, 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.

Respondent requested an administrative hearing, which was held on January 8, 2010. Respondent, in accordance with R.C. Chapter 119, submitted her position, arguments, and contentions in writing. A Report and Recommendation was filed with the Division on February 4, 2010, recommending that the Division deny the Application. (A copy of the Report and Recommendation is attached.) Respondent requested from the Division and received, as permitted by R.C. 119.09, an extension in the time limit during which to file objections to the Report and Recommendation.. Respondent’s objections, which were actually a request to withdraw the Application were timely filed within the extended time period. The Division denies the request to withdraw the application per Section 1301:8-7-09(I) of the Ohio Administrative Code.

In accordance with R.C. 119.09, the Division has considered the record, consisting of the Report, Respondent’s written arguments and objections, the transcript of testimony and exhibits, as well as all applicable laws. Following its review of the record, the Division hereby adopts the hearing officer’s recommendation. Therefore, the Division denies the loan officer license application of Diann Dillingham.

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 3rd day of March, 2010.

LEIGH A. WILLIS

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