STATE OF ILLINOIS

OFFICE OF BANKS AND REAL ESTATE

BUREAU OF RESIDENTIAL FINANCE

IN THE MATTER OF:)	
)	No. 2004-BRF-13
FIRST MIDWEST MORTGAGE)	
301 Lake Christine Drive)	
Belleville, Illinois 62221-2516)	

ORDER TO REVOKE LICENSE

The COMMISSIONER OF BANKS AND REAL ESTATE (the Commissioner), having conducted an examination of the facts related to First Midwest Mortgage, ("the Licensee"), and having found that the Licensee committed a violation of Section 3-1 of the Residential Mortgage License Act of 1987, [205 ILCS 635 3-1] (the "Act") and Section 1050.490 of the rules promulgated under the Act [38 Ill. Adm. Code 1050.490], hereby issues this ORDER pursuant to the authority provided under Section 4-5 of the Act. The Commissioner makes the following:

FINDING

- 1. That First Midwest Mortgage Corporation, is an Illinois residential mortgage Licensee holding license No. 4837 located at 301 Lake Christine Drive, Belleville, Illinois;
- 2. That a letter was sent by the Commissioner via regular postal service on May 1, 2003 advising Licensee that the \$20,000 surety bond or continuation certificate on file with the Commissioner is no longer current, and that such a current bond or continuation certificate must be submitted to OBRE within 10 days, or the Commissioner would pursue suspension of Licensee's license. Requested documentation was due back from Licensee by May 20, 2003. Documentation was not received by the Commissioner by the due date:
- 3. That a Notice of Intent to Suspend was sent to Licensee on June 18, 2003 via certified and U.S. first class mail service. A return receipt card evidencing receipt of such was received by the Commissioner on July 11, 2003 signed by Licensee;
- 4. Licensee subsequently provided \$20,000 surety bond or continuation certificate to the Commissioner;
- 5. That an Order Rescinding License Suspension was sent to Licensee on October 28, 2003 via certified and U.S. first class mail service. A return receipt card evidencing receipt of such delivery along with the original Order was received by the Commissioner on December 8, 2003 stamped "unclaimed, return to sender";

6. That on December 15, 2003 the Commissioner phoned Licensee. Licensee business phone was disconnected;

7. That on December 29, 2003 the Commissioner called directory assistance for information regarding Licensee business phone number. A message was left on answering machine at the number provided by directory assistant for Licensee to return

the Commissioner phone call. No call has been received from Licensee.

<u>ORDER</u>

IT IS THEREFORE ORDERED that the license of FIRST MIDWEST MORTGAGE CORPORTION

is revoked by order of the Commissioner, effective ten days from the date of this Order, unless you

request a hearing pursuant to the RMLA and Subpart N of the Rules, including remitting the hearing

fee required by Section 1050.270 of the Rules.

ORDERED THIS 13th DAY OF MARCH 2004

SCOTT D. CLARKE

Assistant Commissioner
Bureau of Residential Finance

You are hereby notified that this Order is an administrative decision. Pursuant to 205 ILCS 635/4-12 and 38 Ill. Adm. Code, 1050.1510 *et seq.* any party may file a request for a hearing on an administrative decision. The request for a hearing shall be filed within 10 days after the receipt of an administrative decision. A hearing shall be held within 30 days after the receipt by the Commissioner of Banks and Real Estate of a request for a hearing. Absent a request for a hearing, this Order shall constitute a final administrative Order subject to the Administrative Review Law [735 ILCS 5/3-101 *et seq.*].

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