

**STATE OF ILLINOIS**  
**OFFICE OF BANKS AND REAL ESTATE**  
**BUREAU OF RESIDENTIAL FINANCE**

IN THE MATTER OF: )  
 ) No. 2004-BRF-25  
CAPITAL HOME FUNDING, LLC )  
15565 S. 94<sup>th</sup> Avenue )  
Orland Park, IL 60462 )

**ORDER SUSPENDING LICENSE AND ASSESSING FINE**

The COMMISSIONER OF BANKS AND REAL ESTATE (the “Commissioner”), having conducted an examination of the facts related to Capital Home Funding, LLC, 15565 S. 94<sup>th</sup> Avenue, Orland Park, Illinois, (the “Licensee”), and having found that the Licensee committed a violation of Section 3-1 of the Residential Mortgage License Act of 1987 (the “Act”) [205 ILCS 635 3-1], and Section 1050.490 of the rules promulgated under the Act (the “Rules”) [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:

**FINDINGS**

1. That Capital Home Funding, is an Illinois residential mortgage Licensee holding License No. MB.0006792 and located at 15565 S. 94<sup>th</sup> Avenue, Orland Park, Illinois;
2. That a letter was sent by the Commissioner via U.S. first class mail on December 3, 2003 advising Licensee that the \$20,000 surety bond or continuation certificate on file with the Commissioner is no longer current, and that such a current surety bond or continuation certificate must be submitted to the Commissioner within 10 days, or the Commissioner would pursue suspension of Licensee’s license;
3. That requested documentation was due back from Licensee to the Commissioner by December 13, 2003. Documentation was not received by the Commissioner; and
4. That a letter was sent regarding a \$2,500 Potential Fine to Licensee on March 17, 2004 via certified and U.S. first-class mail service. The letter was returned back to the Commissioner on March 29, 2004 “addressee unknown”; and
5. That a letter was sent to Licensee on March 24, 2004 via U.S. first-class mail service, advising Licensee to send to the Commissioner additional information; and
6. That requested information/documentation was due back from Licensee to the Commissioner by March 31, 2004. Documentation was not received by the

Commissioner; and

7. That documentation pertaining to the surety bond has not been received by the Commissioner, nor has the \$2,500 fine been paid.

### **CONCLUSIONS**

BASED UPON THE ABOVE FINDINGS, THE COMMISSIONER IS OF THE OPINION AND CONCLUDES:

1. That notwithstanding notices and other efforts by the Commissioner, Licensee failed to respond and submit a current \$20,000 surety bond or continuation certificate to the Commissioner in a timely manner, and has not paid the assessed fine; and
2. That Licensee is not currently complying with the Act and Rules promulgated under the Act.

### **ORDER**

NOW THEREFORE IT IS HEREBY ORDERED:

1. That Capital Home Funding, LLC, Licensee No. MB.0006792, shall be and hereby is suspended and assessed a fine in the amount of \$2,500;
2. The fine in the amount of \$2,500 shall be paid no later than thirty (30) days after the effective date of this Order upon Capital Home Funding, LLC; and
3. The fine in the amount of \$2,500 shall be paid by means of a certified check or money order made payable to the:

**Office of Banks and Real Estate  
Bureau of Residential Finance  
500 East Monroe Street, Suite 800  
Springfield, IL 62701-1509**

ORDERED THIS 15<sup>th</sup> DAY OF JUNE 2004

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DAVID S. RODRIGUEZ  
First Deputy Commissioner

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.*].