

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF BANKING

IN THE MATTER OF:)
)
) No. 2009-MBR-06
HIGHLAND BANC CORP.)
ATTN: Wieslaw Domaradzki)
6945 W. Archer Avenue)
Chicago, IL 60638)
License No. MB.0004312)

ORDER SUSPENDING LICENSE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking (the "Department"), having reviewed activities conducted by Highland Banc Corp., 6945 W. Archer Avenue, Chicago, Illinois, 60638, (the "Licensee") and having documented violations of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635] and the rules promulgated under the Act (the "Rules") [38 Ill. Adm. Code 1050], hereby issues this ORDER pursuant to the authority provided under Section 4-5(h)(2) of the Act. The Department makes the following:

FINDINGS

1. That Highland Banc Corp., is an Illinois residential mortgage licensee holding license number MB.0004312 (the "License") and located at 6945 W. Archer Avenue, Chicago, Illinois, 60638;
2. The Department has found violations of the following Act and Rules Sections in the Report of Examination ("ROE") of Highland Banc for the period 9/1/2004 to 8/31/2007 and as transmitted by the Department to Highland Banc on 6/13/2008: Act Sections 1-4, 2-4, and 3-2, and Rules Sections 1050.110, 1050.430, 1050.1010, 1050.1030, 1050.1110, 1050.1140, 1050.1175, 1050.2120, 1050.2125, and 1050.2220;
3. That the Department thereafter required Highland Banc to provide documentation of corrections and compliance with the Act and Rules at a 9/23/2008 supervisory meeting;
4. That Licensee attended the 9/23/08 supervisory meeting but did not provide the required documentation, nor by a second due date of 10/20/2008 (violation of Act Section 4-1(r));
5. That this matter was referred to the Legal Section for enforcement action against Licensee's residential mortgage license;

6. That the Department had identified additional violations by Licensee of the Act and Rules which are failure to pay an examination fee of \$2,040 billed on 3/20/2008 (violation of Act Section 4-5(i)(13)), and failure to provide current surety bond (violation of Act Section 3-1 and Rules Section 1050.490);
7. That Licensee's residential mortgage license had not been timely renewed by 10/24/2008;
8. That a Potential Disciplinary Letter was sent to Licensee on December 2, 2008 via U.S. first-class and certified mail service;
9. That on December 11, 2008, a signed receipt card evidencing receipt of such delivery was received by the Department;
10. That Licensee contacted the Department via telephone on December 22, 2008, in reference to a surrender of License; however, the Department's licensing records shows no surrender of the License, nor would Licensee be eligible to surrender the License while not in compliance with the Act and Rules; and
11. That License has failed to correct violations cited in the Report of Examination, pay its examination fee, and properly respond to the Department's requests.

CONCLUSIONS

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

That notwithstanding notices and other efforts by the Department, Licensee failed to maintain net worth, respond to the Department in a timely manner, pay an examination fee owing, and correct violations cited in the ROE; and

That Licensee is in violation of Sections 1-4, 2-4, 3-2, 3-5 and 4-1(r) of the Act and Sections 1050.110, 1050.410, 1050.430, 1050.1010, 1050.1030, 1050.1110, 1050.1140, 1050.1175, 1050.2120, 1050.2125, and 1050.2220 of the Rules, and in further violation of Sections 4-5(i), (11), (13), and (17) of the Act.

ORDER

NOW THEREFORE IT IS HEREBY ORDERED that the license of **HIGHLAND BANC CORP.**, License No. MB.0004312 is suspended by Order of the Department pursuant to Section 4-5(h) (2) of the Act for failure to comply with the provisions cited herein of the Act and Rules, effective ten days after receipt of this Order, unless you request a hearing pursuant to the Act and Subpart N of the Rules, including remitting the hearing fee required by Section 1050.210 of the Rules.

ORDERED THIS 6TH DAY OF JANUARY, 2009

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

MICHAEL T. MCRAITH, ACTING SECRETARY
DIVISION OF BANKING

JORGE A. SOLIS, DIRECTOR

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 and, if so requested, a hearing shall be held on the administrative decision, by the Department of Financial and Professional Regulation, Division of Banking. 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.*].