

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

IN THE MATTER OF:)
)
) No. 2009-MBR-161
EVERGREEN MORTGAGE COMPANY)
License No. MB.0003143)
Attention: Julie A. Wu)
448 W 31st Street, Floor 1)
Chicago, IL 60616)

ORDER ASSESSING FINE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking (the “Department”), having examined Evergreen Mortgage Company, (the “Licensee”) and 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) (5) of the Act. The Department makes the following:

FINDINGS

1. That Evergreen Mortgage Company is an Illinois residential mortgage licensee holding license number MB.0003143 (the “License”) and located at 448 W 31st Street, Floor 1, Chicago, Illinois 60616;
2. The Department found violations of the Act and Rules in the Report of Examination of Licensee for the period 06/30/2006 to 07/31/2008 and as transmitted by the Department to Licensee on or around 11/13/2008 as follows:
 - a. Continuing Education Requirements – Licensee’s loan originator, Mahmood Ghassemi, failed to complete the required continuing education for calendar year 2007 (violation of Section 1050.2120(a) of the Rules);
3. That on May 20, 2009, Supervision Section closed the examination file with the recommendation that an enforcement action be taken against Licensee, the issue was transferred to the Legal Section; and
4. That on June 8, 2009, Legal Section mailed a Potential Disciplinary Letter to Licensee by U.S. first class and certified mail, and received a telephone call in response on 6/10/2009, with call returned by the Department on 6/11/2009 advising Licensee of the recommendation for fine.

CONCLUSIONS

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

That notwithstanding notices and other efforts by the Department, Licensee is in violation of Section 1050.2120 of the Rules; and is in further violation of Sections 4-5(i) (11) of the Act.

ORDER

NOW THEREFORE IT IS ORDERED:

1. That EVERGREEN MORTGAGE COMPANY, License No. MB.0003143, shall be and hereby is assessed a fine in the amount of \$500;
2. The fine in the amount of \$500 shall be due thirty (30) days after the effective date of this Order upon EVERGREEN MORTGAGE COMPANY; and
3. The fine in the amount of \$500 shall be paid by means of a certified check or money order made payable to the:

**Department of Financial and Professional Regulation
Division of Banking
ATTN: MORTGAGE BANKING
320 West Washington, 6th Floor
Springfield, IL 62786**

ORDERED THIS 18TH DAY OF JUNE, 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.*].