

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

IN THE MATTER OF)
)
THE HARLEM GROUP, INC.) No. 2009-MBR-171
ATTN: Arthur Boyce)
16614 W. 159th Street, Suite 300)
Lockport, IL 60441)
Licensee No. MB.0006667)

ORDER REVOKING LICENSE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking (the “Department”), having conducted an examination of the activities conducted by The Harlem Group, Inc., 16614 W. 159th Street, Suite 300, Lockport, Illinois, 60441, (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)(1) of the Act. The Department makes the following:

FINDINGS

1. That The Harlem Group, Inc., is an Illinois residential mortgage licensee holding inactive license number MB.0006667 (the “License”), and located at 16614 W. 159th Street, Suite 300, Lockport, Illinois, 60441;
2. That Licensee has failed to perform one or more of the requirements of the Act and Rules as cited in item #3 hereinafter, and described, in part, below:
 - a. Failure to comply with net worth requirements, (205 ILCS 635/3-5) and;
 - b. Failure to make timely response to supervisory letter, (205 ILCS 635/4-1)(r).
3. That the Department conducted an examination of Licensee for the period of 3/31/2004 to 2/28/2007 and cited Licensee for numerous violations of the Act and Rules in the Report of Examination (the “ROE”);
4. That the Department has previously communicated to The Harlem Group by supervisory letters dated 11/3/2008 and 11/26/2008 that financial statements must be re-stated and re-submitted on the accrual basis, the violation of non-reporting of fees on the loan application log must be corrected in writing, and the 2007 report of brokerage activity must be filed;

5. That the Department has been advised by The Harlem Group that it wishes to discontinue its licensed mortgage broker business; however, the Department has directed The Harlem Group that the outstanding supervisory items are required and that proper application for license surrender must be made in compliance with the Act and using the surrender guideline procedures;
6. That on February 27, 2009, Supervision Section created an enforcement issue and that a Potential Disciplinary Letter was sent to Licensee on June 10, 2009, via U.S. first-class and certified mail service; and
7. That on or around June 20, 2009, the Department received said certified letter back from the U.S. Postal Service as "Return to Sender-Refused-Unable to Forward."

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 correct the aforementioned violations, and respond to the Department in a timely manner and is in violation of Sections 2-6, 3-2, 3-5, 4-1(r) of the Act, and Sections 1050.110, 1050.410, 1050.480, 1050.640, 1050.1010, 1050.1020, 1050.1110, 1050.1140, 1050.1175, 1050.1230, 1050.1305 and 1050.1350 and is in further violation of Sections 4-5(i)(11) and (17) of the Act.

ORDER

NOW THEREFORE IT IS HEREBY ORDERED that the license of **THE HARLEM GROUP, INC.**, License No. MB.0006667 is revoked by Order of the Department pursuant to Section 4-5(h)(1) 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 1ST DAY OF JULY, 2009

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

BRENT E. ADAMS, 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.].