

STATE OF ILLINOIS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

DIVISION OF BANKING

IN THE MATTER OF:

OPPORTUNITY CONSULTANTS, INC.)
Attention: Juan C. Rodriguez)
815 N. Larkin, Suite 101B) No. 2010-MBR-CD5
Joliet, IL 60435)

ORDER TO CEASE AND DESIST & ASSESSING FINE

The Director of the Department of Financial and Professional Regulation, Division of Banking of the State of Illinois (hereinafter called the "Director" or the "Division") hereby issues to OPPORTUNITY CONSULTANTS, INC. ("OPPORTUNITY CONSULTANTS") this ORDER TO CEASE AND DESIST & ASSESSING FINE (the "Order"). This Order is authorized by and issued pursuant to the provisions of Sections 1-3 (d-1) & (e) and 4-1 (h-1) of the Residential Mortgage License Act of 1987 (the "Act") [205 ILCS 635].

FINDINGS OF FACT

The Director makes the following Findings of Fact:

1. That on September 7, 2010, the Division received two written consumer complaints (from Consumer A for Complaint No. 2010-716 and from Consumer B for Complaint No. 2010-717); both consumers alleging to have paid upfront fees to Opportunity Consultants, Inc. for loan modifications (in the amount of \$3,200 for Consumer A and \$900 for Consumer B). Consumer A and Consumer B provided copies of cancelled checks and/or receipts for monies paid to Opportunity Consultants. Both Consumer A and Consumer B stated that Opportunity Consultants failed to produce a loan modification as promised and then failed to issue them a refund for the fees they had paid;
2. That the Division commenced a combined investigation of said consumer complaints. A review by the assigned investigator of the Division's licensing records showed that Opportunity Consultants did not hold an Illinois residential mortgage license.
3. That a review of Internet revealed advertising that a company was offering loan modifications with the exact name of Opportunity Consultants at www.OpportunityConsultantsInc.com;
4. That on September, 14, 2010, the assigned investigator, without identifying his position, called Mirta Tomlinson ("Tomlinson") at Opportunity Consultants using information on Tomlinson's business card that had been provided by Consumer A and Consumer B; Tomlinson told the assigned investigator that Opportunity Consultants

conducted loan modifications and that Tomlinson stated she had been in the business for years and could personally help with obtaining a loan modification; Tomlinson scheduled an appointment with the assigned investigator for September 15, 2010 and informed the assigned investigator that the last mortgage statement and \$450 in cash should be brought to the appointment to begin the process;

5. That on September 15, 2010, the assigned investigator entered the offices of Opportunity Consultants located at 815 N. Larkin, Suite 101B, Joliet, Illinois 60435 for the appointment with Tomlinson; the assigned investigator identified the official purpose of the on-site investigation and interviewed Tomlinson; Tomlinson openly admitted to performing loan modifications for over one year and further stated that Opportunity Consultants does accept an upfront fee of \$450 to initiate the loan modification process and that fees increase depending on the nature of the loan file; at this point Tomlinson declined to answer further questions, but did identify the owner as Juan C. Rodriguez (“Rodriguez”); the assigned investigator advised Tomlinson that based on the information provided, it appeared that Opportunity Consultants was engaged in licensable activity as outlined in the Act;
6. That on September 16, 2010, the assigned investigator completed the Report of Investigation (“ROI”) and recommended that an enforcement issue be created for Opportunity Consultants for violations of licensing and advertising requirements under the Act;
7. That the Division conducted a further review and including identifying Opportunity Consultants, as well as Rodriguez and Tomlinson individually, as the subject of an Illinois Attorney General’s recent lawsuit in connection with “Operation Stolen Dreams” for alleged participation in mortgage rescue fraud schemes and other violations of Illinois law;
8. That no person, partnership, association, corporation, or other entity except a licensee under RMLA or an entity exempt from licensing pursuant to Section 1-4, subsection (d) of RMLA shall do any business under any name or title, or circulate or use any advertising or make any representation or give any information to any person, which indicates or reasonably implies activity within the scope of RMLA; and
9. That the Director has reasonable cause to believe that an unsafe, unsound, or unlawful practices has occurred, is occurring, or is about to occur with respect to Opportunity Consultants.

CONCLUSIONS OF LAW

Based on the Findings of Fact, the Director makes the following Conclusions of Law:

Opportunity Consultants, Inc. has violated RMLA Sections 1-3(a), (b), (d-1), & (e), 3-3(a), 4-1(h-1), and 7-1 & 7-1A of the Act by performing loan modification services without holding an Illinois residential mortgage license and by providing said services without proper licensing or registration as a mortgage loan originator.

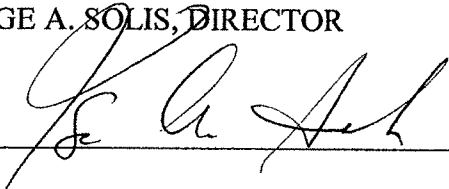
NOW THEREFORE IT IS HEREBY ORDERED:

Opportunity Consultants, Inc., by and through its owners, officers, directors, employees, and agents, shall immediately cease and desist from conducting loan modification activities and sponsoring mortgage loan originator activities for Illinois residential real properties or conducting any other licensable activities under the Act, including holding itself out to the public, regulated entities, or others that is available to provide said activities, and shall be assessed and pay a fine due and payable upon issuance of this Order in the amount of \$25,000 to the Division.

ORDERED THIS 28th DAY OF October, 2010.

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION,
DIVISION OF BANKING;
BRENT E. ADAMS, SECRETARY

DIVISION OF BANKING
JORGE A. SOLIS, DIRECTOR



A handwritten signature in cursive script, appearing to read 'Jorge A. Solis', is written over a horizontal line.

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 and \$500 hearing fee shall be filed within 10 days after the receipt of an administrative decision. The request for hearing must include an explicit admission, denial or appropriate response to each allegation or issue contained in the administrative decision pursuant to 38 Ill. Adm. Code 1050.1570. 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.*].