

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

IN THE MATTER OF:	)	
	)	No. 2010-MBR-CD7-b
<b>JUAN C. HERNANDEZ</b>	)	
4143 S. Archer	)	
Chicago, IL 60632	)	

**CONSENT ORDER**

The Department of Financial and Professional Regulation, Division of Banking, of the State of Illinois (“Department”) and Juan C. Hernandez hereby enter into this Consent Order and stipulate and agree to the following:

**STIPULATIONS**

The Department and Juan C. Hernandez stipulate that the Department issued Order No. 2010-MBR-CD7 (“Order”) on October 28, 2010 and that Juan C. Hernandez filed a timely request for administrative hearing of the Order. For purposes of settling the current administrative proceedings, the Department and Juan C. Hernandez have agreed to the terms and conditions herein which will bring Juan C. Hernandez into compliance with the Residential Mortgage License Act of 1987 (“Act”) [205 ILCS 635] and federal Secure and Fair Enforcement Act for Mortgage Licensing Act of 2008 (“SAFE”) and mitigate the Order.

**TERMS AND CONDITIONS**

WHEREFORE, the Department and Juan C. Hernandez agree as follows:

- I. Juan C. Hernandez has ceased or will immediately cease upon signing this Consent Order its offering or providing of loan modification services or any other licensable activities under the Act without holding an Illinois

residential mortgage license. Juan C. Hernandez further agrees to apply for, be issued, and maintain an Illinois residential mortgage license to provide any such services in the future and to employ only licensed Mortgage Loan Originators to provide such services.

- II. The Department agrees to process any future application by Juan C. Hernandez for an Illinois residential mortgage license and to approve said application if it complies with the Act and rules promulgated thereunder (“Rules”) [38 Ill. Adm. Code 1050].
- III. The Department hereby rescinds the Order, including removing the cease and desist and original fine, and in lieu thereof assesses a fine of two thousand five hundred dollars (\$2,500) against Juan C. Hernandez for engaging in unlicensed loan modification activities, but upon Juan C. Hernandez’s agreement herein to come into compliance with the Act and SAFE. In the event that the Department finds that Juan C. Hernandez has continued to engage in unlicensed loan modification activities, commits other violations of the Act and Rules, or through its past loan modification activities has caused consumer harm currently unknown to the Department, the Department may take further disciplinary actions against Juan C. Hernandez. Juan C. Hernandez shall tender the \$2,500 fine payment to the Department in certified funds within thirty (30) days of the effective date of this Consent Order.
- IV. Juan C. Hernandez agrees to withdraw its administrative hearing request of the Order and to not file any petition for administrative or judicial

review of the Order or this Consent Order. Juan C. Hernandez acknowledges that it has been represented by legal counsel in negotiating this Consent Order, and that it willingly enters into this Consent Order after full review, evaluation, and consideration and with full knowledge of its rights under the Act, and Illinois Administrative Procedure Act.

- V. The Department enters into the Consent Order for the purpose of imposing measures that are fair and equitable in the circumstances and that are consistent with the best interests of the people of the State of Illinois.
- VI. The Consent Order shall become effective upon all the parties hereinafter designated signing and dating the Consent Order and on the date that the last of those designated for the Department sign and date the Consent Order.

The foregoing Consent Order is approved in full.

\_\_\_\_\_ date: \_\_\_\_\_  
Juan C. Hernandez

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

\_\_\_\_\_ date: **NOVEMBER 28, 2011**  
MANUEL FLORES, DIRECTOR