

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

IN THE MATTER OF:)
)
) No. 2012-MBR-12
INTERTRUSTBANC MORTGAGE SERVICES, INC.)
License No. MB.6760879)
2001 Butterfield Rd., Ste. 380)
Downers Grove, IL 60515)

CONSENT ORDER

The Illinois Department of Financial and Professional Regulation, Division of Banking (“Department”) and InterTrustBanc Mortgage Services, Inc. (“InterTrustBanc”) hereby enter into this Consent Order (“Consent Order”) and stipulate and agree to the following:

STIPULATIONS AND ADMISSIONS

The Department and InterTrustBanc stipulate that InterTrustBanc submitted to the Department an application on March 21, 2012 for an Illinois residential mortgage license in that name and for the corporate office location of 2001 Butterfield Road, Suite 350, Downers Grove, Illinois 60515 (“Office”). The Department conducted a review of said license application as a distinct company possessing a distinct address. The Department approved InterTrustBanc its Illinois residential mortgage license number MB.6760879 (“License”) on April 20, 2012. However prior to printing and mailing the physical license, the Department received an inquiry from another Illinois residential mortgage licensee with a similar assumed name (“Company A”) claiming that InterTrustBanc intended to operate from the same location as its licensed branch office with the same address as the Office, but for which the proper designation is Suite 380. The Department investigated and verified the facts of Company A’s inquiry and InterTrustBanc admits that Suite 380 is the proper mailing address for the Office. The Department and InterTrustBanc now desire to settle all matters pertaining to its License application and issuance.

TERMS AND CONDITIONS

WHEREFORE, the Department and InterTrustBanc agree as follows:

- I. InterTrustBanc agrees that it will not operate from the Office until such time that Company A applies for and is approved by the Department the surrender of its branch license for the Office. InterTrustBanc further agrees that it will not use the InterTrustBanc name until such time that Company A applies for and is approved by the Department a name change removing the similar assumed name. InterTrustBanc may apply for a name and/or address change, and if approved by the Department, may proceed with conducting licensable activities subject to the terms and conditions of Section II below.
- II. InterTrustBanc agrees to pay a \$5,000 fine by cashier's check or money order to the Department within thirty days of the effective date of this Consent Order due to its failure to provide a proper mailing address for the Office in its License application. InterTrustBanc understands and agrees that it cannot conduct activities with the License until such time that all terms and conditions in both Sections I and II herein are satisfied, and that the Department will file a claim against InterTrustBanc's surety bond in the event that said fine is not paid pursuant to this Section II. InterTrustBanc agrees to not object to any such claim submitted by the Department upon its surety bond.
- III. InterTrustBanc agrees to not file any petition for administrative or judicial hearing or review of this Consent Order. InterTrustBanc acknowledges that it has had the opportunity to be 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, Rules, and Illinois Administrative Procedure Act [5 ILCS 100].

- IV. 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.
- V. 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: _____
Massimo Ressa, InterTrustBanc Mortgage Services, Inc.

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

_____ date: **MAY 22, 2012**
MANUEL FLORES, DIRECTOR