

Division of Banking (“Director”) or NMLS within 90 days after the end of the licensee’s fiscal year.

4. Section 4-5 of the Act provides that when the Department finds any person in violation of the grounds set forth in subsection (i), the Department may enter an order revoking a license as authorized by subsection (h)(1). A licensee violates Section 4-5(i) of the Act due to (11) failure to comply with any order of the Director or rule made or issued under the provisions of the Act; (14) failure to maintain, preserve, and keep available for examination, all books, accounts or other documents required by the provisions of the Act and the rules of the Commissioner; (15) refusing, obstructing, evading, or unreasonably delaying an investigation, information request, or examination authorized under this Act; and (17) failure to comply with or violation of any provision of this Act.
5. Section 4-8.3 of the Act requires that on or before March 1 of each year or the date selected for Mortgage Call Reports under Section 4-9.1 of the Act, each licensee shall file a report with the Secretary that discloses such information as the Secretary requires. A licensee filing a Mortgage Call report is not required to file an annual report.
6. Section 1050.430 of the Rules provides that the failure to deliver audit reports within 90 days after the date specified in Section 3-2 of the Act, unless extended for cause by the Director, shall subject the licensee to payment of a fee at the rate of \$50 per calendar day that such failure is continuing for up to three months.

FACTUAL FINDINGS

7. CHICAGO NATIONAL is a residential mortgage licensee holding Illinois Residential Mortgage License No. MB. 6760410 (“License”). The License expired on December 31, 2022.
8. On May 5, 2022, CHICAGO NATIONAL was notified by a Pre-Examination Alert Requirements Letter (“PEARL”) from the Department that a compliance examination of the licensee was to be made in July 2022. The Department provided standard forms for such exam and issued a request for pre-examination documents to be produced prior to the scheduled exam.
9. Despite numerous requests from the Examiners, CHICAGO NATIONAL failed to submit any books or records for examination in conformance with the Act or Rules, as required, and as requested in the PEARL on May 5, 2022.
10. A Report of Examination was completed July 21, 2022, noting the failure of CHICAGO NATIONAL to submit examination documents, and assigning a Level 4 rating to CHICAGO NATIONAL due in part to CHICAGO NATIONAL'S failure to cooperate.

11. CHICAGO NATIONAL was informed on July 29, 2022, it was required to attend a Supervision meeting with the Department, to file a response to the examination and to pay the examination fee. A response was not filed, and no meeting occurred.
12. CHICAGO NATIONAL did not surrender the license any time after the license expired on December 31, 2022. CHICAGO NATIONAL did not complete the surrender process and submitted no other information, books, or records.
13. CHICAGO NATIONAL did not file an annual financial statement or mortgage call report for 2022 or 2023.
14. CHICAGO NATIONAL did not apply for renewal of its licensee in 2023.

LEGAL CONCLUSION

15. The Department finds that CHICAGO NATIONAL FINANCE, LLC failed to apply for renewal or properly surrender its license as required by the Act.
16. The Department finds that CHICAGO NATIONAL FINANCE, LLC is in violation of Sections 2-4(c), (d), (t) & (u), 2-6, 3-2, 4-5(i)(11), (14), (15) & (17), and 4-8.3 of the Act and Section 1050.430 of the Rules.

NOW IT IS HEREBY ORDERED THAT,

The Department **REVOKES CHICAGO NATIONAL FINANCE, LLC's** Illinois Residential Mortgage License No. MB.6760410 pursuant to Section 4-5(h)(1) of the Act.

ORDERED THIS 23 DAY OF APRIL 2024

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF BANKING



Date: 4/23/2024

SUSANA SORIANO
ACTING DIRECTOR

You are hereby notified that this Order is an administrative decision. Pursuant to Section 4-12 of the Illinois Residential Mortgage License Act [205 ILCS 635/4-12] and the rules promulgated thereunder on Hearings Before the Division of Banking and Division of Financial Institutions [38 Ill. Adm. Code 100.5 *et seq.*], an affected party may file a petition for a hearing on an administrative decision by the Director. The petition for a hearing must be filed within 10 days after service of this Order by mail to the Department at 555 W. Monroe St., Suite 500, Chicago, IL 60201, Attn: Angela Alexandrakis with an electronic copy by email to Angela.Alexandrakis@illinois.gov. The petition for hearing must be in writing and set forth the petitioner's license number, docket number of the administrative decision that resulted in discipline, and date of the administrative decision, pursuant to 38 Ill. Adm. Code 100.30(c). Each party that requests a hearing shall pay a \$500 nonrefundable fee to the Department in accordance with 38 Ill. Adm. Code 100.20. After receipt of a properly completed and timely petition for hearing, a case will be docketed and notice sent to the petitioner setting forth the date, time, and place of the hearing. Absent a petition for a hearing, this Order shall constitute a final administrative decision subject to the Administrative Review Law [735 ILCS 5/3-101 *et seq.*].

