STATE OF ILLINOIS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

DIVISION OF BANKING

IN THE MATTER OF:	)	
	)	
MALIBU FUNDING, INC.	)	
IL License No. MB.6761182	)	No. 2026-MBR-03
NMLS ID 79620	)	
1300 4th St.	)	
San Rafael, CA 94901	)	

ORDER REVOKING LICENSE

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, DIVISION OF BANKING ("Department"), having examined and reviewed the activities of **MALIBU FUNDING, INC. ("MALIBU")**, 1300 4th St., San Rafael, CA 94901, and making findings under the Residential Mortgage License Act of 1987 ("Act") [205 ILCS 635] and the rules promulgated under the Act ("Rules") [38 Ill. Adm. Code 1050], hereby issues this **ORDER REVOKING LICENSE**.

STATUTORY PROVISIONS

1. Section 2-4 of the Act lists prohibited acts and practices for licensees. It is a violation of the Act for a licensee subject to the Act to (d) fail to file with the Secretary when due any report or reports which it is required to file under any of the provisions of the Act, (t) fail to comply with the provisions of the Act and Rules, or (u) fail to submit to periodic examination by the Secretary as required by the Act.

2. Section 2-6 of the Act provides that an Illinois Residential Mortgage License shall be renewed on the common renewal date of the Nationwide Multistate Licensing System ("NMLS") upon a licensee submitting a properly completed renewal application form and paying the appropriate fee. It is the responsibility of each licensee to timely accomplish renewal of its license. A licensee ceasing an activity or activities regulated by the Act and desiring to no longer be licensed must inform the Department in writing and, at the same time, convey the license and all other symbols or indicia of licensure. The licensee must include a plan for withdrawal from the regulated business, including a timetable for the disposition of the business, and comply with the Department's surrender guidelines.

3. Section 3-2 of the Act requires a licensee to file its most recent audit report with the Director of the Department's 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 under 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 Act or the Rules; (15) refusing, obstructing, evading, or unreasonably delaying an investigation, information request, or examination authorized under the Act; and (17) failure to comply with or any violation of any provision of the Act.

FACTUAL FINDINGS

5. MALIBU is a residential mortgage licensee holding Illinois license number MB.6761182 with an expiration date of December 31, 2025 (the "License").

6. Despite receiving numerous requests from Department examiners during 2025, MALIBU failed to submit any books or records in conformance with the Act or Rules, as required for an examination of its operations for the period May 1, 2022 to May 31, 2025.

7. MALIBU failed to submit an audited annual financial statement for calendar year 2024 to the Department. Instead, MALIBU provided unaudited financial information for calendar year 2024 via NMLS.

8. From November 1, 2025 through December 31, 2025, the renewal period was open for licensees to apply to renew their licenses through NMLS for calendar year 2026. MALIBU did not apply to renew its License during this period or thereafter.

9. MALIBU failed to complete the requirements for surrender of its License.

LEGAL CONCLUSIONS

10. The Department finds that MALIBU failed to file its most recent audited annual financial statement, failed to submit required examination documentation to the Department, and failed to properly renew or surrender its License as required, in violation of Sections 2-4(d), (t), & (u), 2-6, 3-2, and 4-5(i)(11), (14), (15), & (17) of the Act.

NOW IT IS HEREBY ORDERED THAT,

The Department hereby **REVOKES MALIBU FUNDING, INC.'s** Illinois Residential Mortgage License, No. MB.6761182, pursuant to Section 4-5(h)(1) of the Act.

ORDERED THIS 26th DAY OF MAY 2026.

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF BANKING

[redacted]

SUSANA SORIANO
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 60661, Attn: Angela Alexandrakis with an electronic copy by email to Angela.Alexandrakis@illinois.gov and fpr.doblegal@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). An MB that requests a hearing shall pay a $500 nonrefundable fee to the Department in accordance with 38 Ill. Adm. Code 1050.210(f). 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.*].