

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

IN THE MATTER OF:)	
)	No. 2006-LO-10-b
GRACO FUNES)	
2320 W. Adams #23)	
Chicago IL 60612)	

CONSENT ORDER

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

STIPULATIONS

The Department and Funes (or hereinafter “the parties”) stipulate that the Department issued Order No. 2006-LO-10-b on May 29, 2007 (“Order”) and that Funes timely filed a request with the Department for administrative hearing regarding said Order. While administrative proceedings were ongoing and prior to their conclusion, the parties entered into negotiations relating to matters of the Order, and resulting in this Consent Order.

The Consent Order is the result of additional information and affidavits supplied by consumers referenced in the original Order. The parties agree that Funes failed to make sufficient inquiries of borrowers for some of his active loan origination files while employed at Freedom Mortgage Team during the period of June, 2005 through November, 2006.

By signing this Consent Order, and for purposes of settlement only, Funes consents to both the imposition of this Consent Order and the right of the Department to enforce this Consent Order. This Consent Order is not admissible as prime facie evidence of the facts upon which it is

based in any future proceedings or any other action, and Funes makes no admissions herein.

TERMS AND CONDITIONS

WHEREFORE, the parties agree as follows:

- A. The Department rescinds the fine in the Order, and the Department and Registrant agree that Registrant shall pay two thousand dollars (\$2,000) to the Department to resolve all disputed issues. The total fine in the amount of \$2,000 shall be due ninety (90) days after the effective date of this Order. The fine shall be paid by certified check or money order made payable to the:

**Department of Financial and Professional Regulation
Division of Banking
ATTN: Loan Originator Section
320 W. Washington
Springfield, Illinois, 62786**

- B. Registrant agrees to dismiss his petition for hearing and administrative review of Order and any existing related orders and waives any right to re-file his petition, or file any petition or other appeal of the Order and any existing related orders and of this Consent Order. Registrant was represented by legal counsel in negotiating this Consent Order, and he willingly enters into this Consent Order after full review, evaluation, consideration and with full knowledge of his rights under the Act and Rules and Illinois Administrative Procedure Act.
- C. 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.
- E. 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. This
Consent Order shall be published on the Department's website.

The foregoing Consent Order is approved in full.

Date: _____
GRACO FUNES

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

Date: _____
MANUEL FLORES
Acting Director
Division of Banking