

STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

Before the Director of the Department of Insurance and Financial Services

In the matter of:

TIMOTHY JOHN GOSLIN
NMLS No. 201763

Enforcement Case No. 19-15506

Applicant.

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Issued and entered
on April 17, 2019
By Teri L. Morante
Chief Deputy Director

ORDER OF DENIAL OF MORTGAGE LOAN ORIGINATOR LICENSE APPLICATION

I.
STATEMENTS OF LAW

1. Pursuant to Executive Order 2013-1 the Director of the Department of Insurance and Financial Services (DIFS) has assumed the statutory authority and responsibility, granted to the Commissioner by the Mortgage Loan Originator Licensing Act (MLOLA), 2009 P.A. 75, as amended, MCL 493.131 *et seq.*, to license persons engaged in the business of originating mortgage loans in Michigan.
2. Section 9(1) of the MLOLA, MCL 493.139(1), prohibits the Director from issuing a license unless the Director finds the following:
 - (d) The applicant has demonstrated financial responsibility, character, and general fitness that commands the confidence of the community and warrants a determination that the mortgage loan originator will operate honestly, fairly, and efficiently within the purposes of this act.
3. Section 33(1)(a) of the MLOLA empowers the Director to investigate an applicant for licensing in order to determine whether the applicant is in compliance with MLOLA.

II.
FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. On or about April 17, 2018, Timothy John Goslin (Applicant), NMLS No. 201763 applied to DIFS for a license as a mortgage loan originator under the MLOLA.

2. Applicant attested that the information contained in his MU4, including information that accompanied the application, was current, true, accurate and complete and his statements were made under penalty of perjury, or unsworn falsification to authorities, or similar provision of law.
3. Pursuant to Section 33(1)(a) of the MLOLA, MCL 493.163(1)(a), the Licensing Section of DIFS' Office of Consumer Finance conducted a background investigation of Applicant to determine whether Applicant satisfied the conditions of Section 9(1) of the MLOLA, MCL 493.139(1).
4. The background investigation revealed the following:
 - a. Applicant answered "No" to question (K)(1) in the "Regulatory Action" section of the MU4, which asks whether any state or federal regulatory agency or foreign financial regulatory authority or self-regulatory organization (SRO) has found that Applicant made a false statement or omission or had been dishonest, unfair or unethical.
 - b. Applicant answered "No" to question (K)(2) in the "Regulatory Action" section of the MU4, which asks whether any state or federal regulatory agency or foreign financial regulatory authority or self-regulatory organization (SRO) has found that Applicant was involved in a violation of a financial services-related business regulation or statute.
 - c. On January 11, 1995, the Commissioner of the Department of Commerce Insurance Bureau (now DIFS), signed a Final Decision by Default for enforcement case 94-167, revoking Applicant's insurance license (License No. 370-74-8513). The Final Decision by Default found that Applicant committed multiple violations of the Insurance Code. Through the January 11, 1995, Final Decision by Default, the following factual findings were made:
 - i. In 1992 the Department conducted a verification check and confirmed that Applicant was limited to selling life insurance. Applicant altered his license document to fraudulently show that he had the authority to sell life insurance, accident insurance, health insurance, and variable contracts.
 - d. Applicant was the president of Paragon Title Agency LLC (Paragon Title).
 - e. On December 30, 2008, the Chief Deputy Commissioner of the Office of Financial and Insurance Regulation (now DIFS), entered a Consent Order and Stipulation for enforcement case 08-5667, revoking Applicant's insurance producer license (System ID No. 0049305) and Paragon Title's insurance agency producer license (System ID No. 0068780). The Consent Order found that Applicant committed multiple violations of the Insurance Code. Through the December 30, 2008, Consent Order, Applicant stipulated and admitted to the following facts:
 - i. Applicant failed to remit money in a timely manner in violation of his fiduciary responsibility. As a result of escrow irregularities committed by Applicant, Paragon Title had its agency contract with Fidelity National Title Insurance terminated. Due to Applicant's breach of his fiduciary duty, Applicant sent a cashier's check in the amount of \$300,000.00 to Fidelity National Title Insurance with a notation on the receipt that Applicant was "liable to Fidelity National Title Insurance Company for

the losses it suffered and will suffer as a result of the misappropriate and defalcation of Timothy J. Goslin."

- ii. The Chief Deputy Commissioner found that Applicant's actions constituted "[u]sing fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere," in violation of Section 1239(1)(h) of the Code, MCL 500.1239(1)(h).
5. Based on the foregoing facts, the Director is unable to find that Applicant has demonstrated financial responsibility, character, and general fitness that commands the confidence of the community and warrants a determination that the mortgage loan originator will operate honestly, fairly, and efficiently. By altering his license document to fraudulently show that he had the authority to sell life insurance, accident insurance, health insurance, and variable contracts, by failing to remit money in a timely manner in violation of his fiduciary responsibility, and by failing to answer yes to questions (K)(1) and (K)(2) on his MU4, Applicant has demonstrated a lack of financial responsibility, character, and general fitness that would command confidence of the community or warrant a determination that Applicant will operate honestly, fairly, and efficiently.
6. Pursuant to Section 9(1) of the MLOLA, the Director must make certain minimum findings in order to issue a mortgage loan originator license. Based on the foregoing inability to make the required findings, the Director finds and concludes that Applicant has failed to meet the minimum licensing requirements of Section 9(1) of the MLOLA, MCL 493.139(1), and is therefore ineligible for licensure under the MLOLA.

III. ORDER

Based on the foregoing Statements of Law, Findings of Fact, and Conclusions of Law, **IT IS ORDERED that:**

1. The application of Timothy John Goslin, NMLS No. 201763, for licensure as a Mortgage Loan Originator under the MLOLA shall be and hereby is DENIED.
2. Timothy John Goslin shall immediately cease and desist from conducting any activities that would require licensure under the MLOLA.

DEPARTMENT OF INSURANCE AND FINANCIAL
SERVICES



Teri L. Morante
Chief Deputy Director

Dated: April 17, 2019

**IV.
APPEAL**

This Order of Denial is an administrative order subject to judicial review in the Circuit Court pursuant to the Michigan Constitution, MCL Const. Art. 6, § 28, and subject to the Revised Judicature Act, MCL 600.631. Applicant has 21 days from the date of this Order to file an appeal by right, see MCR 7.104, and 6 months from the date of this Order to file an appeal by leave, see MCR 7.105(f).