

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
OFFICE OF FINANCIAL AND INSURANCE REGULATION

**Before the Commissioner of the Office of Financial and Insurance Regulation**

In the matter of:

**Kathy McCutcheon,  
aka Kathy Sizemore**

**Enforcement Case No. 13-11685**

Respondent.  
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Issued and entered,  
this 12<sup>th</sup> day of March 2013  
by Stephen R. Hilker,  
Senior Deputy Commissioner

**ORDER OF PROHIBITION**

**WHEREAS**, the Commissioner of the Office of Financial and Insurance Regulation (Commissioner) is statutorily charged with the responsibility and authority to administer and implement the Mortgage Brokers, Lenders, and Servicers Licensing Act (Act), 1987 PA 173, as amended, MCL 445.1651 *et seq.*, pursuant to provisions therein; and,

**WHEREAS**, Section 18a(8) of the Act provides for the prohibition of a person convicted of a felony involving fraud, dishonesty, or breach of trust, from being a licensee or registrant and from being employed by, an agent of, or control person of any licensee or registrant under the Act or a licensee or registrant under a financial licensing act; and,

**WHEREAS**, Section 18a(8) of the Act provides that a person subject to an Order issued thereunder, may apply to the Commissioner to terminate the Order after 5 years from the date of the Order; and,

**WHEREAS**, pursuant to Section 18b(2) of the Act, Respondent may have a right to judicial review of this Order; and,

**WHEREAS**, Respondent was involved in an extensive multi-million dollar mortgage fraud conspiracy to defraud mortgage lenders and obtain money and property by means of materially false and fraudulent pretenses and representations; and,


**WHEREAS**, Respondent was convicted of a felony, Wire Fraud, in violation of 18 U.S.C. § 1343 in the United States District Court, Eastern District of Michigan (Case No. 09CR20204-1); and,

**WHEREAS**, that conviction having involved fraud, dishonesty, or breach of trust, Respondent is subject to Prohibition by the Office of Financial and Insurance Regulation, pursuant to MCL 445.1668a(8); and,

**WHEREAS**, the Commissioner finds and concludes as a matter of law and fact that Respondent shall be and is eligible for and subject to Prohibition by the Office of Financial and Insurance Regulation, pursuant to MCL 445.1668a(8),

**NOW THEREFORE, IT IS ORDERED** that:

1. **KATHY MCCUTCHEON AKA KATHY SIZEMORE** is prohibited from being a licensee or registrant and from being employed by, an agent of, or control person of any licensee or registrant under Mortgage Brokers, Lenders, and Servicers Licensing Act, 1987 PA 173, as amended, MCL 445.1651 *et seq.*, or a licensee or registrant under a financial licensing act.
2. This Order shall be and is effective on the date it is issued and entered, as shown in the caption hereof. This Order shall remain in effect until terminated, modified, or set aside in writing by the Commissioner.

  
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Stephen R. Hilker  
Senior Deputy Commissioner