

**STATE OF MICHIGAN  
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

**Before the Director of the Department of Insurance and Financial Services**

In the matter of:

**Raustin Mortgage Services, LLC**  
NMLS ID#101005  
License No. FL-2083

**Enforcement Case No. 14-12226**

Respondent.  
\_\_\_\_\_ /

Issued and entered,  
this 12<sup>th</sup> day of May, 2015,  
By Rhonda J. Fossitt,  
Senior Deputy Director

**ORDER REQUIRING COMPLIANCE  
AND THE PAYMENT OF CIVIL FINES**

Based upon the Stipulation to Entry of Order, incorporated herein, and the files and records of the Department of Insurance and Financial Services (DIFS) in this matter, the Senior Deputy Director FINDS and CONCLUDES that:

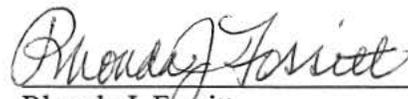
1. The Senior Deputy Director has jurisdiction and authority to adopt and issue this Order Requiring Compliance and the Payment of Civil Fines in this proceeding pursuant to the Michigan Administrative Procedures Act (APA), 1969 PA 306, as amended, MCL 24.201 *et seq.*, and the Mortgage Brokers, Lenders, and Servicers Licensing Act (MBLSLA), 1987 PA 173, as amended, MCL 445.1651 *et seq.*
2. All required notices have been issued in this case and the notices and service thereof were appropriate and lawful in all respects.
3. Acceptance of the Respondent's Stipulation to Entry of Order is reasonable and in the public interest.
4. All applicable provisions of the APA have been met.
5. By failing to timely file its mortgage broker and lender renewal application and pay its renewal fee by December 31, 2013, Respondent has violated Section 7(1) of the MBLSLA, MCL 445.1657(1).

6. Respondent violated Section 22(a) and (i) of the MBLSLA, MCL 445.1672(a) and (i), by failing to pay within a reasonable time the penalty assessed by DIFS pursuant to Section 8(7) of the MBLSLA, MCL 445.1658(7).

**NOW, THEREFORE**, based upon the Stipulation to Entry of Order and the facts surrounding this case, **IT IS ORDERED THAT:**

1. The Stipulation to Entry of Order submitted by Respondent to the Senior Deputy Director, incorporated herein by reference and made a part of this Order, is hereby ACCEPTED.
2. Respondent shall pay to the state of Michigan, through DIFS, a civil fine in the amount **\$1,000**. The fine shall be paid in accordance with the attached Stipulation to Entry of Order Requiring Compliance and the Payment of Civil Fines.
3. The Director specifically retains jurisdiction over the matters contained herein and has the authority to issue such further order(s) as shall be deemed just, necessary and appropriate in accordance with the provisions of the MBLSLA. Failure to abide by the terms and conditions of the Stipulation to Entry of Order and this Order may result in the commencement of additional proceedings.

**IT IS SO ORDERED.**

  
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Rhonda J. Fossitt,  
Senior Deputy Director

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DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

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In the matter of:

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NMLS ID#101005  
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Respondent.  
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**STIPULATION TO ENTRY OF ORDER  
REQUIRING COMPLIANCE AND THE PAYMENT OF CIVIL FINES**

Raustin Mortgage Services, LLC (Respondent) hereby stipulates and agrees to the following:

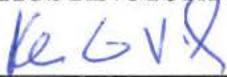
1. Pursuant to Executive Order 2013-1, all authority, powers, duties, functions, and responsibilities of the Commissioner of the Office of Financial and Insurance Regulation (Commissioner) have been transferred to the Director of the Department of Insurance and Financial Services (DIFS).
2. On or about March 11, 2015, a Notice of Opportunity to Show Compliance (NOSC) was issued by DIFS to Respondent in the above-entitled matter pursuant to the provisions of the Michigan Administrative Procedures Act (APA), 1969 PA 306, as amended, MCL 24.201 *et seq.*, and the Mortgage Brokers, Lenders, and Servicers Licensing Act (MBLSLA), 1987 PA 173, as amended, MCL 445.1651 *et seq.*
3. The NOSC contained allegations that Respondent violated the MBLSLA and set forth the applicable laws and penalties.
4. Respondent exercised its opportunity to show compliance on or about March 26, 2015, by submitting a written response to the allegations raised in the NOSC.
5. Thereafter, DIFS and Respondent conferred for purposes of resolving this matter and have determined to settle this matter pursuant to the terms set forth below.
6. The Senior Deputy Director of DIFS has jurisdiction and authority to adopt and issue the attached Order Requiring Compliance and the Payment of Civil Fines pursuant to the APA and MBLSLA.
7. At all pertinent times, Respondent was licensed with DIFS as a mortgage broker and lender pursuant to the MBLSLA.
8. Based upon the allegations set forth in the NOSC and communications with Respondent, the following facts were alleged and agreed upon:

- A. Respondent was licensed by DIFS to conduct business as a mortgage broker and lender on or about May 17, 2000.
  - B. Pursuant to Section 7(1) of the MBLSLA, MCL 445.1657(1), Respondent's mortgage broker and lender license expired on December 31, 2013. The deadline to file an application for renewal and pay the annual operating fee for the succeeding year was December 31, 2013.
  - C. Section 8(7) of the MBLSLA, MCL 445.1658(7), provides that a licensee who fails to pay a renewal fee on or before December 31<sup>st</sup> is subject to a penalty of \$25 per day for each day the fee is delinquent, or \$1,000, whichever is less.
  - D. Respondent did not file its renewal application and pay its renewal fee until January 8, 2014. Consequently, Respondent was required to pay a penalty in the amount of \$200 for its late filing with DIFS.
  - E. DIFS created and issued an invoice via the Nationwide Mortgage Licensing System and Registry (NMLS) in the amount of \$200 on April 18, 2014, with a payment due date of May 18, 2014.
  - F. When Respondent failed to pay by May 18, 2014, DIFS, via the NMLS, advised Respondent of the outstanding invoice on June 9, 2014.
  - G. Respondent paid the \$200 penalty on or about December 10, 2014.
  - H. By failing to timely file its mortgage broker and lender renewal application and pay its renewal fee by December 31, 2013, Respondent has violated Section 7(1) of the MBLSLA, MCL 445.1657(1).
  - I. By failing to pay, within a reasonable time, the penalty assessed by DIFS pursuant Section 8(7) of the MBLSLA, MCL 445.1658(7), Respondent has violated Section 22(a) and (i) of the MBLSLA, MCL 445.1672(a) and (i).
9. As disciplinary action for the violation of the MBLSLA admitted to herein, Respondent agrees to the imposition of civil fines in the amount of **\$1,000**. Respondent shall remit payment of the civil fines within 30 days of the invoice date as indicated on the DIFS invoice.
  10. Respondent agrees that it shall CEASE AND DESIST from any and all violations of the statutes, rules, and regulations identified in paragraph 8 of this stipulation.
  11. The procedural requirements of the APA and MBLSLA have been met in all respects by both parties.
  12. Respondent understands and agrees that this Stipulation will be presented to the Senior Deputy Director for approval. The Senior Deputy Director may, in her sole discretion,

decide to accept or reject the Stipulation and Order. If the Senior Deputy Director accepts the Stipulation and Order, Respondent waives the right to a hearing in this matter and consents to the entry of the Order. If the Senior Deputy Director does not accept the Stipulation and Order, Respondent waives any objection to the Director holding a formal administrative hearing and making a decision after such hearing.

13. The failure to abide by and fully comply with the terms and conditions of this Stipulation and Order may, at the discretion of the Senior Deputy Director, result in further administrative compliance actions.
14. The Senior Deputy Director has jurisdiction and authority under the provisions of the APA and the MBLSLA to accept this Stipulation to Entry of Order Requiring Compliance and the Payment of Civil Fines and to issue an Order Requiring Compliance and the Payment of Civil Fines resolving these proceedings.
15. Respondent has had an opportunity to review this Stipulation and the accompanying Order Requiring Compliance and the Payment of Civil Fines and have the same reviewed by legal counsel.

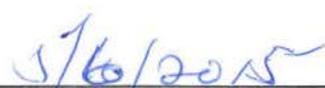
**RAUSTIN MORTGAGE SERVICES, LLC**

  
\_\_\_\_\_  
By:  
Its: MEMBER

  
\_\_\_\_\_  
Dated

DIFS Staff approve this Stipulation and recommend that the Senior Deputy Director issue the Order Requiring Compliance and the Payment of Civil Fines.

  
\_\_\_\_\_  
Marlon F. Roberts (P68523)

  
\_\_\_\_\_  
Dated