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9 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT  
10 OF THE STATE OF CALIFORNIA

12 In the Matter of:

CRMLA LICENSE NO.: 41DBO-59635

13 THE COMMISSIONER OF BUSINESS  
14 OVERSIGHT,

ACCUSATION TO REVOKE  
RESIDENTIAL MORTGAGE LENDER  
LICENSE PURSUANT TO FINANCIAL  
CODE SECTION 50327

15 Complainant,

16 v.

17 HOME LOAN ENTERPRISE, a California  
18 Corporation,

19 Respondent.

20  
21 The Complainant, the Commissioner of Business Oversight (Commissioner), alleges and  
22 charges as follows:

23 **I.**  
24 **Introduction**

25 1. Home Loan Enterprise is at all relevant times a residential mortgage lender originally  
26 licensed on or around March 5, 2017, with a registered address of 15941 Red Hill Avenue #210,  
27 Tustin, California 92780.

28 //

1           2.        The Commissioner has jurisdiction over the licensing and regulation of entities  
2 engaged in the business of mortgage lending and servicing pursuant to the California Residential  
3 Mortgage Lending Act (CRMLA) (Fin. Code, § 50000 et seq.).

4                                       **II.**  
5                                       **CRMLA Violations**

6           3.        Financial Code section 50200, subdivision (d), requires that CRMLA licensees file  
7 audited financial statements with the Commissioner within 105 days from the end of the licensee’s  
8 fiscal year. Home Loan Enterprise’s fiscal year is December 31, and its audited financial statements  
9 for the fiscal year ending December 31 is due April 15 of the following year.

10          4.        Licensees are required to upload audited financial statements in the Nationwide  
11 Multistate Licensing System (NMLS) website. The licensee uploading the financial statements must  
12 declare under Classification Type whether the licensee is filing audited or unaudited financial  
13 statements.

14           **A. Home Loan Enterprise Failed to File an Audited Financial Statement for the Fiscal Year**  
15           **of 2016.**

16          5.        Home Loan Enterprise’s audited financial statement for fiscal year ending December  
17 31, 2106, was due on April 15, 2017. On April 1, 2017, NMLS posted an automated license item  
18 regarding the 2016 financial statement requirement. The financial statement submitted by Home  
19 Loan Enterprise was deemed “insufficient” because, although Home Loan Enterprise uploaded on  
20 March 24, 2017 a financial statement for the period ending December 31, 2016, the financial  
21 statement uploaded was unaudited. To date, Home Loan Enterprise has not submitted its 2016  
22 audited financial statement.

23           **B. Home Loan Enterprise Failed to File an Audited Financial Statement for the Fiscal Year**  
24           **of 2017.**

25          6.        Home Loan Enterprise’s audited financial statements for fiscal year ending December  
26 31, 2017, were due April 15, 2018. On April 1, 2018, NMLS posted an automated license item  
27 regarding the 2017 audited financial statement requirement. The financial statement was deemed  
28 “insufficient” because, although Home Loan Enterprise uploaded on March 29, 2018 a financial

1 statement for the period ending December 31, 2017, the financial statement uploaded was unaudited.

2 7. On August 7, 2018, the Department of Business Oversight (DBO) posted a license  
3 item reminding Home Loan Enterprise that it must submit the audited financial statement as required.  
4 To date, Home Loan Enterprise has not submitted its 2017 audited financial statement.

5 **III.**  
6 **Applicable Statutes**

7 8. Financial Code section 50200, subdivision (d), requires CRMLA licensees to file  
8 yearly audited financial statements, providing that the audit report shall be filed with the  
9 commissioner within 105 days of the end of the licensee’s fiscal year and that the report filed with the  
10 commissioner shall be certified by the certified public accountant conducting the audit.

11 9. Financial Code section 50327, subdivision (a)(1), provides that the Commissioner  
12 may, after notice and a reasonable opportunity to be heard, revoke any license if the Commissioner  
13 finds that the licensee has violated any provision of the CRMLA or any rule or order of the  
14 Commissioner thereunder.

15 **IV.**  
16 **Prayer**

17 The Commissioner finds that, by reason of the foregoing, Home Loan Enterprise has violated  
18 Financial Code section 50200, subdivision (d), for failing to file required audit financial statements  
19 for fiscal years 2016 and 2017 and, based thereon, grounds exist under Financial Code section 50327,  
20 subdivision (a)(1), to revoke the residential mortgage lender license of Home Loan Enterprise.

21 WHEREFORE, good cause showing, and pursuant to section 50327, the Commissioner prays  
22 for an order revoking the residential mortgage lending license of Home Loan Enterprise.

23  
24 Dated: May 28, 2019  
25 San Diego, California

MANUEL P. ALVAREZ  
Commissioner of Business Oversight

26 By \_\_\_\_\_  
27 ROBERT R. LUX  
28 Senior Counsel  
Enforcement Division