

LAWRENCE WASDEN  
Attorney General

Thomas A. Donovan – I.S.B. #4377  
Deputy Attorney General  
State of Idaho  
Department of Finance  
P.O. Box 83720  
Boise, Idaho 83720-0031  
Telephone: (208) 332-8091  
Facsimile: (208) 332-8016  
Tom.donovan@finance.idaho.gov

**BEFORE THE DIRECTOR OF THE DEPARTMENT OF FINANCE  
OF THE STATE OF IDAHO**

In re Mortgage Loan Originator  
License Application of:

JARED PATTERSON,  
NMLS ID No. 919530,

Applicant.

2021  
Docket No. 2019-16-59

**CONSENT ORDER**

The staff of the Idaho Department of Finance, specifically the Consumer Finance Bureau, (the Department) and JARED PATTERSON, NMLS ID No. 919530 (the Applicant), collectively “the Parties,” agree and stipulate to the terms of this Consent Order and further agree that the Director of the Idaho Department of Finance (Director), may adopt the Consent Order pursuant to the Idaho Residential Mortgage Practices Act, Idaho Code § 26-31-101 *et seq.* (the Act).

The Parties stipulate and agree to the following facts, legal conclusions, and remedies, and that the Director may enter an order adopting the provisions of this Consent Order to fully resolve this matter.

## **FACTUAL BACKGROUND**

1. The Applicant, Jared Patterson, a resident of the state of Ohio, holds NMLS number 919530 and applied for an Idaho Mortgage Loan Originator (MLO) license by filing an individual Form MU4 through the online Nationwide Mortgage Licensing System (NMLSR or NMLS). This application was attested to and submitted by the Applicant on April 22, 2021.

2. The application Form MU4 seeks information about an individual applicant's qualifications to be licensed as a mortgage loan originator. A section of the application is entitled "Disclosure Questions" and consists of a series of questions that inquire into an applicant's history regarding financial, criminal, civil, judicial and regulatory matters.

3. Pertinent to the Applicant's qualifications is the following question: (D): "Do you have any unsatisfied judgments or liens against you?" The applicant responded, "No."

4. A Department examiner obtained information that showed that the Applicant had an Ohio State Tax Warrant/Lien entered against him. At the time that the Department obtained a copy of the lien order referenced above, there was no evidence indicating that it had been satisfied or released.

5. On August 26, 2021, the Department provided the Applicant notice of an intent to deny the application within approximately one month based on the information set forth above unless the Applicant was able to provide documentation to satisfy the Department that the noted item had been resolved prior to the time of his application and that disclosure was not required. The notice alternatively provided the Applicant the opportunity to withdraw the application. The

Applicant failed to provide the requisite documentation or withdraw the application by the stated deadline of September 23, 2021.

6. Upon not hearing a response to the Department's notice of intent, the Department presented an Order Denying Mortgage Loan Originator License Application (Order) to the Director, which Order was entered against the Applicant on October 4, 2021.

7. On the date that the Order was entered, the Applicant responded by email by stating the tax lien that was not disclosed, was satisfied "years ago" and he only learned that the lien was not released by the Delaware County court after he was "made aware of this with the Idaho State findings." The Applicant timely requested a hearing to "dispute" the matter. On October 7, 2021, the Applicant presented evidence to the Department indicating that the underlying lien had been paid in full prior to the date of his application to the Department.

#### **TERMS AND CONDITIONS OF SETTLEMENT**

8. Paragraphs 1 through 7 above are fully incorporated herein by this reference.

9. The Applicant did not disclose the tax lien to the Department in his application, which lien still showed of record and had not been formally released in Ohio, and the Applicant lacked due diligence in failing to respond to the Department's notice of intent to deny.

10. The Department and the Applicant agree that based on information that the Department had at the time the Order was entered, there was sufficient cause to deny the application under Idaho Code § 26-31-313(1).

11. The Applicant agrees that he had a duty to respond to the Department's notice of intent pursuant to Idaho Code § 26-31-316, which states that the Director has the authority to conduct investigations and examinations as follows:

(1) For purposes of initial licensing,... the director shall have the authority to access, receive and use any books, accounts, records, files, documents, information or evidence...

12. The parties agree that the tax lien had been paid in full at the time of the Applicant's application, although a processing fee to have the lien released had not been paid until after the Applicant received the Department's notice of intent to deny.

13. The Department agrees and represents that it will review the existing application of the Applicant on its own merits in the normal course. The Parties understand and agree that the Department cannot guaranty that the Applicant will be awarded a license and that if there are incomplete answers or submissions or questions that arise in the continued review, that the review process may be prolonged.

14. Both the Department and the Applicant agree that this Consent Order is intended to be the complete resolution of any violations of law that may arise from the factual matters referenced herein based on the facts known at this time. Further, both the Department and the Applicant agree not to pursue any and all claims either may have against the other related to such violations, or any right to a hearing, appeal, or any further legal action or proceeding arising solely from such facts and circumstances.

15. The Department and the Applicant agree that this Consent Order supersedes the denial Order entered against the Applicant on October 4, 2021, which denial Order is hereby vacated and of no effect, thus disclosure of the denial Order will not be required on the Applicant's NMLS license record.

16. The Applicant acknowledges that the entry of this Consent Order will likely be a reportable event requiring disclosure in any future licensing applications submitted by the Applicant both in Idaho and in other states.

17. The Applicant knowingly, willingly, voluntarily, and irrevocably consents to the entry of this Consent Order and agrees that he fully understands all of the terms and conditions contained herein.

18. The Applicant agrees that he will not participate in any activity in Idaho that falls within the jurisdiction of the Department, to include engaging in mortgage loan origination activity, without first being issued the appropriate license for such activity.

19. The parties agree that they shall pay their own costs and fees.

20. The Applicant acknowledges that he has had the opportunity to retain counsel and has chosen not to do so.

21. The parties desire that the Director enter an order adopting this Consent Order thereby fully and finally resolving the matters raised herein, and the parties agree to forgo their right to a hearing and to present evidence on their behalf.

22. The parties waive their rights to seek reconsideration or judicial review of this Consent Order and agree that it shall be binding and final upon entry by the Director.

DATED this 16<sup>th</sup> day of October 2021.



JARROD PATTERSON  
NMLS ID No. 919530

DATED this 19 day of October 2021.

STATE OF IDAHO  
DEPARTMENT OF FINANCE

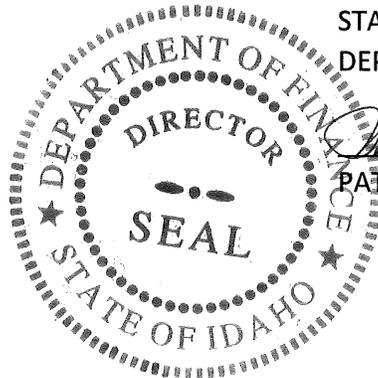
  
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ERIN VAN ENGELEN  
Consumer Finance Bureau Chief

IT IS SO ORDERED.

DATED this 20<sup>th</sup> day of October 2021.

STATE OF IDAHO  
DEPARTMENT OF FINANCE

  
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PATRICIA R. PERKINS, Director



**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 20<sup>th</sup> day of October 2021, I caused a true and correct fully-executed copy of the foregoing CONSENT ORDER to be served on the following by the designated means:

Jared Patterson  
3206 Columbus Rd  
Centerburg, OH 43011

- U.S. mail, postage prepaid
- certified mail
- facsimile \_\_\_\_\_
- email: jpatterson1@kellermortgage.com

Thomas A. Donovan  
Idaho Department of Finance  
PO Box 83720  
Boise, ID 83720-0031

- U.S. Mail, postage prepaid
- Certified mail
- Facsimile:
- Email: tom.donovan@finance.idaho.gov

  
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Paralegal