

1 ALAN S. WEINGER
Deputy Commissioner
2 JUDY L. HARTLEY (CA BAR NO. 110628)
Senior Corporations Counsel
3 Department of Corporations
320 West 4th Street, Ste. 750
4 Los Angeles, California 90013-2344
Telephone: (213) 576-7604 Fax: (213) 576-7181

5 Attorneys for Complainant
6

7 BEFORE THE DEPARTMENT OF CORPORATIONS
8 OF THE STATE OF CALIFORNIA

9
10 In the Matter of the Petition for Reinstatement) File No.: 603-H848
of:)
11) NOTICE OF PETITION FOR
12 LA CAPITAL PARTNERS, LLC) REINSTATEMENT (California Government
Code Section 11522)
13)
14)
15)
16)
17)

18 TO: George Ivakhnik, Member & Manager
19 LA CAPITAL PARTNERS, LLC
433 N. Camden Drive, Suite 600
20 Beverly Hills, California 90210

21 KAMALA D. HARRIS
22 ATTORNEY GENERAL, STATE OF CALIFORNIA
Department of Justice
23 P.O. Box 944255
24 Sacramento, California 94244-2550

25 Pursuant to Government Code section 11522, you are hereby notified that on September 30,
26 2011, Respondent, La Capital Partners, LLC (“La Capital”), filed a Petition for Reinstatement of
27 License or Reduction of Penalty (“Petition”) with the California Corporations Commissioner
28 (“Commissioner”). A true and correct copy of the Petition without exhibits is attached hereto and
incorporated herein as Exhibit 1.

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The Commissioner, on May 12, 2010 to be effective May 26, 2010, issued an order revoking the California Finance Lender Law license of La Capital for failure to file its annual report as required by Financial Code section 22159. A true and correct copy of the revocation order is attached hereto and incorporated herein as Exhibit 2.

YOU ARE HEREBY FURTHER NOTIFIED that written argument and/or further written argument may be presented in this matter and should be received by the Department of Corporations **on or before April 25, 2012** at its office located at 320 W. 4th Street, Suite 750, Los Angeles, California 90013-2344, attention: Judy L. Hartley, Senior Corporations Counsel.

The Commissioner shall render a decision in this matter on or before May 9, 2012.

Dated: April 10, 2012
Los Angeles, Ca

JAN LYNN OWEN
California Corporations Commissioner

By _____
Judy L. Hartley
Senior Corporations Counsel

1 ALAN S. WEINGER
Deputy Commissioner
2 JUDY L. HARTLEY (CA BAR NO. 110628)
Senior Corporations Counsel
3 Department of Corporations
320 West 4th Street, Ste. 750
4 Los Angeles, California 90013-2344
Telephone: (213) 576-7604 Fax: (213) 576-7181
5 Attorneys for Complainant

7 BEFORE THE DEPARTMENT OF CORPORATIONS
8 OF THE STATE OF CALIFORNIA

10 In the Matter of the Petition for Reinstatement) File No.: 603-H848
of:)
11) ORDER CONDITIONALLY GRANTING
12 LA CAPITAL PARTNERS, LLC) PETITION FOR REINSTATEMENT
) (California Government Code section 11522)
13)
14)
15)
16)
17)

18 TO: George Ivakhnik, Member & Manager
19 LA CAPITAL PARTNERS, LLC
20 433 N. Camden Drive, Suite 600
Beverly Hills, California 90210

21 KAMALA D. HARRIS
22 ATTORNEY GENERAL, STATE OF CALIFORNIA
23 Department of Justice
24 P.O. Box 944255
Sacramento, California 94244-2550

25 Petitioner, LA Capital Partners, LLC (“La Capital”), having filed a petition for reinstatement
26 of its California Finance Lender Law license, which was revoked by the California Corporations
27 Commissioner (“Commissioner”) on May 12, 2010 to be effective May 26, 2010, the petition
28 having been considered, no further argument submitted, and good cause appearing,

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IT IS ORDERED that, subject to the Commissioner’s satisfactory review, the Petition for Reinstatement is granted provided that the following conditions are met by LA Capital within thirty (30) of the date hereof:

1. Payment of penalties in the amount of \$2,500.00 for failure to file its annual report.
2. Submission of proof that Commercial Finance has not engaged in finance lending and/or brokering in the State of California since May 26, 2009 or if so, under what authority that activity was conducted.

Dated: April 26, 2012
Los Angeles, Ca

JAN LYNN OWEN
California Corporations Commissioner

By _____
Alan S. Weinger
Deputy Commissioner
Enforcement Division

STATE OF CALIFORNIA
DEPARTMENT OF CORPORATIONS

ORDER

In the matter of) REVOKING CALIFORNIA FINANCE LENDERS LICENSE
))
)) PURSUANT TO SECTION 22715
)) FINANCIAL CODE

LA CAPITAL PARTNERS, LLC)
Respondent) File No. 603H848
))
License under the)
California Finance Lenders Law)

The Commissioner finds that the annual reports as required by Section 22159 of the Finance Code has not been filed, although notification to the Respondent to file the report was duly sent on or about April 27, 2010.

THEREFORE, GOOD CAUSE APPEARING, Respondent's California Finance Lenders License is revoked effective May 26, 2010 pursuant to Section 22715 of the Financial Code, unless the annual report is received by the Department of Corporations at the office located on **320 West 4th Street, Suite 750, Los Angeles, CA 90013**, no later than the close of business on May 25, 2010. On the effective date of this Revocation Order, if the annual report has not been filed, you are hereby ordered and directed to discontinue the making or brokering of any loan made pursuant to the California Finance Lenders Law. You are also ordered and directed to discontinue all activity conducted pursuant to Section 22340 and Section 22600 of the Financial Code within 60 days of the effective date of this Order.

This ORDER is to remain in full force and effect until the further written order of the Commissioner of Corporations.

Section 22715 of the Financial Code provides as follows:

The commissioner may by order summarily suspend or revoke the license of any licensee if that person fails to file the report required by Section 22159 within 10 days after notice by the commissioner that such report is due and not filed. If, after an order is made, a request for hearing is filed in writing within 30 days and the hearing is not held within 60 days thereafter, the order is deemed rescinded as of its effective date.

Dated: Los Angeles, California
May 12, 2010

PRESTON DUFAUCHARD
California Corporations Commissioner

Effective: May 26, 2010

By _____
PATRICIA R. SPEIGHT
Special Administrator
California Finance Lenders Law

1 PRESTON DuFAUCHARD
2 California Corporations Commissioner
3 ALAN S. WEINGER (CA BAR NO. 86717)
4 Deputy Commissioner
5 Department of Corporations
6 320 West 4th Street, Ste. 750
7 Los Angeles, California 90013-1105
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9 Attorneys for Complainant

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BEFORE THE DEPARTMENT OF CORPORATIONS
OF THE STATE OF CALIFORNIA

In the Matter of the Accusation of)	File No. 603-H848
THE CALIFORNIA CORPORATIONS)	
COMMISSIONER,)	
)	
Complainant,)	
)	NOTICE OF INTENTION
vs.)	TO ISSUE ORDER
)	REVOKING CALIFORNIA
LA CAPITAL PARTNERS, LLC ,)	FINANCE LENDERS LICENSE
)	
Respondent.)	
)	
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19 Pursuant to section 22714 of the California Finance Lenders Law (California
20 Financial Code), notice is hereby given of the intention of the California Corporations
21 Commissioner to enter his Order pursuant to section 22714 of the California Finance
22 Lenders Law to revoke Respondent's finance lenders license.

23 The attached Accusation, which is incorporated by this reference, states the reasons
24 for the intended Order.

25
26 Unless a request for hearing, as evidenced by the mailing or delivery of the Notice of
27 Defense, is received within 15 days after the Accusation was personally served upon
28

1 you or mailed to you, such Order may be entered at any time thereafter without a hearing.

2
3 DATED: June 23, 2010
4 Los Angeles, California

5 PRESTON DuFAUCHARD
6 California Corporations Commissioner

7 By _____
8 PATRICIA R. SPEIGHT
9 Special Administrator
10 California Finance Lenders Act

1 PRESTON DuFAUCHARD
2 California Corporations Commissioner
3 ALAN S. WEINGER (CA BAR NO. 86717)
4 Deputy Commissioner
5 Department of Corporations
6 320 West 4th Street, Ste. 750
7 Los Angeles, California 90013-1105
8 Attorneys for Complainant

9
10 BEFORE THE DEPARTMENT OF CORPORATIONS
11 OF THE STATE OF CALIFORNIA
12

13 In the Matter of the Accusation of) File No. 603-H848
14 THE CALIFORNIA CORPORATIONS)
15 COMMISSIONER,)
16)
17 Complainant,)
18)
19 vs.) ACCUSATION
20)
21 LA CAPITAL PARTNERS, LLC ,)
22)
23 Respondent.)
24)
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29 The Complainant is informed and believes, and based upon such information and
30 belief, alleges and charges Respondent as follows:

31 I

32 Respondent is a finance lender and/or broker licensed by the California Corporations
33 Commissioner ("Commissioner") pursuant to the California Finance Lenders Law
34 (California Financial Code § 22000 et seq.) ("CFL"). Respondent has its principal place of
35 business located at:

36
37 433 N. CAMDEN DRIVE, SUITE 600
38 BEVERLY HILLS, CA 90210

1 II

2 Pursuant to California Financial Code section 22112, all CFL licensees are required to
3 maintain a surety bond in the minimum amount of \$25,000.00. The surety bond of
4 respondent expired on June 17, 2010. On or about May 13, 2010 the Commissioner notified
5 respondent that a replacement surety bond had to be filed immediately, but no later than the
6 expiration date to avoid suspension or revocation of its CFL license.

7 Respondent has yet to obtain a replacement surety bond in violation of California
8 Financial Code section 22112.

9 III

10 California Financial Code section 22112 provides in pertinent part:

11 A licensee shall maintain a surety bond in accordance with this subdivision in
12 the amount of twenty-five thousand dollars (\$25,000). The bond shall be
13 payable to the commissioner and issued by an insurer authorized to do business
14 in this state. A copy of the bond, including any and all riders and
15 endorsements executed subsequent to the effective date of the bond, shall be
16 filed with the commissioner for review and approval within 10 days of
17 execution. For licensees with multiple licensed locations, only one surety
18 bond in the amount of twenty-five thousand dollars (\$25,000) is required. The
19 bond shall be used for the recovery of expenses, fines, and fees levied by the
20 commissioner in accordance with this division or losses or for damages
21 incurred by consumers as the result of a licensee's noncompliance with the
22 requirements of this division.

23 California Financial Code section 22714 provides in pertinent part:

24 The commissioner may suspend or revoke any license, upon notice and
25 reasonable opportunity to be heard, if the commissioner finds any of the
26 following:

27 (a) The licensee has failed to comply with any demand, ruling, or requirement
28 of the commissioner made pursuant to and within the authority of this division.

(b) The licensee has violated any provision of this division or any rule or
regulation made by the commissioner under and within the authority of this
division.

(c) A fact or condition exists that, if it had existed at the time of the original
application for the license, reasonably would have warranted the commissioner
in refusing to issue the license originally.

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IV

The Commissioner finds that, by reason of the foregoing, Respondent has violated California Financial Code section 22112, and based thereon, grounds exist to revoke the California Finance Lender license of Respondent.

WHEREFORE, IT IS PRAYED that the California finance lender license of Respondent be revoked.

DATED: June 23, 2010
Los Angeles, California

PRESTON DuFAUCHARD
California Corporations Commissioner

By _____
PATRICIA R. SPEIGHT
Special Administrator
California Finance Lenders Act

1 MARY ANN SMITH (CA Bar No. 230943)
2 Deputy Commissioner
3 Department of Corporations
320 West 4th Street, Ste. 750
4 Los Angeles, California 90013-2344
Telephone: (213) 576-7690 Fax: (213) 576-7574

5 Attorney for Complainant

6
7 BEFORE THE DEPARTMENT OF CORPORATIONS
8 OF THE STATE OF CALIFORNIA

9 In the Matter of the Accusation of) File No. 603-H848
10 THE CALIFORNIA CORPORATIONS)
11 COMMISSIONER,)
12)
12 Complainant,)
13) NOTICE OF INTENTION
13 vs.) TO ISSUE ORDER
14) REVOKING CALIFORNIA
14 LA CAPITAL PARTNERS, LLC,) FINANCE LENDERS LICENSE
15)
16 Respondent.)
17)
18)

19 Pursuant to section 22714 of the California Finance Lenders Law (California
20 Financial Code), notice is hereby given of the intention of the California Corporations
21 Commissioner to enter his Order pursuant to section 22714 of the California Finance
22 Lenders Law to revoke Respondent's finance lenders license.

23 The attached Accusation, which is incorporated by this reference, states the reasons
24 for the intended Order.

25
26 Unless a request for hearing, as evidenced by the mailing or delivery of the Notice of
27 Defense, is received within 15 days after the Accusation was personally served upon you or
28

1 mailed to you, such Order may be entered at any time thereafter without a hearing.

2 DATED: October 10, 2012
3 Los Angeles, California

4 JAN LYNN OWEN
5 California Corporations Commissioner

6
7 By _____
8 PATRICIA R. SPEIGHT
9 Special Administrator
10 California Finance Lenders Law
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1 MARY ANN SMITH (CA Bar No. 230943)
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5 Attorney for Complainant

6 BEFORE THE DEPARTMENT OF CORPORATIONS
7 OF THE STATE OF CALIFORNIA
8

9 In the Matter of the Accusation of) File No. 603-H848
10 THE CALIFORNIA CORPORATIONS)
11 COMMISSIONER,)
12 Complainant,)
13 vs.) ACCUSATION
14 LA CAPITAL PARTNERS, LLC,)
15 Respondent.)
16)
17)
18

19 The Complainant is informed and believes, and based upon such information and
20 belief, alleges and charges Respondent as follows:

21 I

22 Respondent is a finance lender and/or broker licensed by the California Corporations
23 Commissioner ("Commissioner") pursuant to the California Finance Lenders Law
24 (California Financial Code § 22000 et seq.) ("CFL"). Respondent has its principal place of
25 business located at:

26 433 N. CAMDEN DRIVE, SUITE 600
27 BEVERLY HILLS, CA 90210
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II

Pursuant to California Financial Code section 22112, all CFL licensees are required to maintain a surety bond in the minimum amount of \$25,000.00. The surety bond of respondent expired on October 4, 2012. On or about August 31, 2012, the Commissioner notified respondent that a replacement surety bond had to be filed immediately, but no later than the expiration date to avoid suspension or revocation of its CFL license.

Respondent has yet to obtain a replacement surety bond in violation of California Financial Code section 22112.

III

California Financial Code section 22112 provides in pertinent part:

A licensee shall maintain a surety bond in accordance with this subdivision in the amount of twenty-five thousand dollars (\$25,000). The bond shall be payable to the commissioner and issued by an insurer authorized to do business in this state. A copy of the bond, including any and all riders and endorsements executed subsequent to the effective date of the bond, shall be filed with the commissioner for review and approval within 10 days of execution. For licensees with multiple licensed locations, only one surety bond in the amount of twenty-five thousand dollars (\$25,000) is required. The bond shall be used for the recovery of expenses, fines, and fees levied by the commissioner in accordance with this division or losses or for damages incurred by consumers as the result of a licensee's noncompliance with the requirements of this division.

California Financial Code section 22714 provides in pertinent part:

The commissioner may suspend or revoke any license, upon notice and reasonable opportunity to be heard, if the commissioner finds any of the following:

(a) The licensee has failed to comply with any demand, ruling, or requirement of the commissioner made pursuant to and within the authority of this division.

(b) The licensee has violated any provision of this division or any rule or regulation made by the commissioner under and within the authority of this division.

(c) A fact or condition exists that, if it had existed at the time of the original application for the license, reasonably would have warranted the commissioner in refusing to issue the license originally.

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IV

The Commissioner finds that, by reason of the foregoing, Respondent has violated California Financial Code section 22112, and based thereon, grounds exist to revoke the California Finance Lender license of Respondent.

WHEREFORE, IT IS PRAYED that the California finance lender license of Respondent be revoked.

DATED: October 10, 2012
Los Angeles, California

JAN LYNN OWEN
California Corporations Commissioner

By _____
PATRICIA R. SPEIGHT
Special Administrator
California Finance Lenders Law

1 MARY ANN SMITH (CA Bar No. 230943)
2 Deputy Commissioner
3 Department of Corporations
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7 Attorney for Complainant

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BEFORE THE DEPARTMENT OF CORPORATIONS
OF THE STATE OF CALIFORNIA

In the Matter of the Accusation of THE)
CALIFORNIA CORPORATIONS)
COMMISSIONER,) File No.: 603-H848
Complainant,) ORDER DISMISSING NOTICE OF
vs.) INTENTION TO ISSUE ORDER REVOKING
LA CAPITAL PARTNERS, LLC ,) CALIFORNIA FINANCE LENDERS
Respondent.) LICENSE
_____)

GOOD CAUSE APPEARING, the Notice of Intention to Issue Order Revoking California
Finance Lenders License issued against LA CAPITAL PARTNERS, LLC on October 10, 2012 is
hereby dismissed.

Dated: November 28, 2012
Los Angeles, California

JAN LYNN OWEN
California Corporations Commissioner

By _____
PATRICIA R. SPEIGHT
Special Administrator
California Finance Lenders Law