

1 PRESTON DuFAUCHARD
California Corporations Commissioner
2 ALAN S. WEINGER
Deputy Commissioner
3 BLAINE A. NOBLETT (BAR NO. 235612)
Corporations Counsel
4 320 West 4th Street, Suite 750
Los Angeles, California 90013-2344
5 Telephone: (213) 576-1396 Fax: (213) 576-7181
6 Attorneys for Complainant

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

10 In the Matter of THE CALIFORNIA)
11 CORPORATIONS COMMISSIONER,)

File No.: 963-2500

12 Complainant,)

**STIPULATION TO ORDER REVOKING
THE ESCROW AGENT'S LICENSE OF
EFFICIENT ESCROW, INC.**

13 v.)
14)

15 EFFICIENT ESCROW, INC.,)

16 Respondent.)
17)
18)

19 IT IS HEREBY STIPULATED BY AND BETWEEN RESPONDENT EFFICIENT
20 ESCROW, INC. ("RESPONDENT") AND PRESTON DuFAUCHARD, THE CALIFORNIA
21 CORPORATIONS COMMISSIONER ("COMMISSIONER"), AS FOLLOWS:

22 WHEREAS, RESPONDENT is a corporation in good standing, duly formed and existing
23 pursuant to the laws of the State of California, and authorized to conduct business in California.

24 WHEREAS, Respondent is an escrow agent licensed by the COMMISSIONER pursuant to
25 the Escrow Law of the State of California ("Escrow Law")(Fin. Code, §§ 17000 et seq.) with its
26 principal place of business located at 20720 Ventura Blvd., Suite 320, Woodland Hills, California
27 91364.

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1 WHEREAS, on September 29, 2009, the COMMISSIONER issued an Order Imposing
2 Penalties against the RESPONDENT pursuant to Financial Code section 17408 on the basis of the
3 licensee's failure to file its annual audit report for the fiscal year ended December 31, 2009.

4 WHEREAS, RESPONDENT has failed to comply with the COMMISSIONER'S September
5 29, 2009 order by paying the penalties imposed by said order; the COMMISSIONER, on November
6 19, 2009, issued an Order Revoking the Escrow Agent's license of Efficient Escrow, Inc. ("ORDER")
7 pursuant to Financial Code section 17606. Attached hereto as **Exhibit A**, and incorporated by
8 reference, is a true and correct copy of the COMMISSIONER'S ORDER dated November 19, 2009.

9 WHEREAS, RESPONDENT, without admitting or denying such charges, seeks to resolve the
10 concerns of the COMMISSIONER by entering into this Stipulation regarding such ORDER.

11 WHEREAS, the COMMISSIONER finds that this action is appropriate in the public interest
12 and consistent with the purposes fairly intended by the policy and provisions of the Escrow Law.

13 NOW, THEREFOR, the parties acknowledge that the RESPONDENT has a right to secure a
14 court order restraining the enforcement of the above-mentioned ORDER, which RESPONDENT
15 hereby voluntarily waives its right to seek. In waiving its right to secure a court order restraining the
16 enforcement of the COMMISSIONER'S ORDER, RESPONDENT admits no violation, liability, fault
17 or breach of any statute, regulation, or order;

18 1. RESPONDENT acknowledges that this agreement does not preclude the
19 COMMISSIONER from seeking additional remedies against RESPONDENTS for violating the
20 ORDER or any law under the COMMISSIONER'S jurisdiction not related to the present action.
21 These remedies include, but are not limited to, administrative actions, civil injunctive and ancillary
22 relief, and making a criminal referral pursuant to California law;

23 2. RESPONDENT acknowledges that nothing in this Stipulation shall preclude the
24 COMMISSIONER, or his agents or employees, to the extent authorized by law, from assisting or
25 cooperating in any investigation and/or action brought by any other federal, state or county agency.
26 RESPONDENT further agrees that this Stipulation shall not bind or otherwise prevent any other
27 federal, state or county agency from the performance of its duties;

28 3. RESPONDENT enters into this Stipulation voluntarily and without coercion and

1 acknowledges that no promises, threats, or assurances have been made by the COMMISSIONER or
2 any officer, or agent thereof, about this Stipulation; and

3 4. RESPONDENT and the COMMISSIONER agree that this Stipulation may be
4 executed in one or more counterparts, each of which when so executed, shall be deemed original. A
5 fax signature shall be deemed the same as an original signature. Such counterparts shall together
6 constitute and be one and the same instrument.

7 5. Each signator hereto covenants that he/she possesses all necessary capacity and
8 authority to sign and enter into this Stipulation.

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10 Dated: November 23, 2009

PRESTON DuFAUCHARD
California Corporations Commissioner

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By _____
ALAN S. WEINGER
Deputy Commissioner

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15 Dated: November 23, 2009

By _____
AARON M. BRILL, on behalf of
EFFICIENT ESCROW, INC.

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