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10 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT

11 OF THE STATE OF CALIFORNIA

12	In the Matter of:)	Escrow License No.: 963-2642
13	THE COMMISSIONER OF BUSINESS)	ACCUSATION IN SUPPORT OF ORDER TO
14	OVERSIGHT,)	SUSPEND ESCROW AGENT LICENSE
15	Complainant,)	PURSUANT TO FINANCIAL CODE
16)	SECTION 17608
17	v.)	
18	NEW ERA ESCROW, INC.,)	
19	Respondent.)	

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21 The Complainant, Commissioner of Business Oversight (Commissioner), alleges and charges
22 Respondent New Era Escrow, Inc. (New Era) as follows:

23 **I.**

24 **INTRODUCTION**

25 The Commissioner seeks to suspend New Era’s escrow agent license pursuant to Financial
26 Code section 17608 for its repeated failures to meet the tangible net worth and liquid asset
27 requirements of Financial Code section 17210.

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II.
FACTS

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3 1. Respondent New Era is an escrow agent licensed by the Commissioner pursuant to the
4 California Escrow Law (Fin. Code, § 17000 et seq.) (Escrow Law). New Era has its principal place
5 of business located at 509 N. Sepulveda Boulevard, Suite 101, Manhattan Beach, California 90266.

6 2. The Commissioner licenses and regulates the activities of escrow agents.

7 3. Pursuant to Financial Code section 17210, all licensees under the Escrow Law are required to
8 maintain a tangible net worth in the amount of at least \$50,000.00 and liquid assets in the amount of
9 at least \$25,000.00.

10 4. New Era failed to meet the tangible net worth and liquid asset requirements throughout 2016,
11 showing deficiencies on its April 2016 annual report and in its financial statements of August,
12 September and October 2016. This was despite the Commissioner notifying New Era on or about
13 August 30, 2016 that proof of correction of the tangible net worth and liquid assets deficiencies
14 needed to be filed with the Commissioner within 30 days.

15 5. On or about October 27, 2017, the Commissioner again notified New Era in writing that it did
16 not meet the liquid asset and tangible net worth requirements of Financial Code section 17210, with
17 an \$18,858.00 deficiency in liquid assets and a \$1,422.00 deficiency in tangible net worth. The
18 Commissioner further notified New Era that if it failed to provide proof within 30 days that these
19 deficiencies were corrected, such failure could result in the suspension of its escrow agent license.

20 6. New Era responded to the Commissioner's letter but did not provide proof of correction of the
21 deficient liquid assets.

22 7. The Commissioner notified New Era in writing on December 8, 2017 of its continued failure
23 to meet the liquid asset requirement of Financial Code section 17210. The Commissioner warned
24 New Era that if it did not provide proof of correction of the deficiency, the matter would be referred
25 for administrative action. New Era was again told that its violations of Financial Code section 17210
26 could result in suspension of its escrow agent license. To date, no such proof has been received by
27 the Commissioner.

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III.

AUTHORITY TO SUSPEND ESCROW AGENT LICENSE

8. Financial Code section 17608 provides:

The commissioner may, after notice and a reasonable opportunity to be heard, suspend or revoke any license if he finds that:

(a) The licensee has failed to maintain in effect a bond required under the provisions of this division.

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

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

IV.

CONCLUSION

The Commissioner finds that, by reason of the foregoing, New Era Escrow, Inc. has violated Financial Code section 17210 repeatedly, which constitutes grounds for the suspension of its escrow agent license pursuant to Financial Code section 17608.

PRAYER

WHEREFORE, good cause showing, the Commissioner prays for relief as follows:

For an order, pursuant to Financial Code section 17608, that the escrow agent license of New Era Escrow, Inc. be suspended for a period of seven days or until New Era provides proof of compliance with Financial Code section 17210, whichever is longer.

Dated: February 20, 2018
Sacramento, California

JAN LYNN OWEN
Commissioner of Business Oversight

By: _____
JOANNE ROSS
Senior Counsel
Enforcement Division