

1 PRESTON DuFAUCHARD  
California Corporations Commissioner  
2 WAYNE STRUMPFER  
Deputy Commissioner  
3 ALAN S. WEINGER (CA BAR NO. 86717)  
Lead Corporations Counsel  
4 JENNIFER A. GRANAT (CA BAR NO. 199868)  
Corporations Counsel  
5 Department of Corporations  
320 West 4<sup>th</sup> Street, Ste. 750  
6 Los Angeles, California 90013-2344  
Telephone: (213) 576-7518 Fax: (213) 576-7181

7 Attorneys for Complainant  
8

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

11 In the Matter of the Accusation of THE ) File No.: 413-0162  
12 CALIFORNIA CORPORATIONS )  
13 COMMISSIONER, ) ACCUSATION  
14 )  
Complainant, )  
15 )  
v. )  
16 )  
NORWEST HOME IMPROVEMENT, INC., )  
17 )  
Respondent. )  
18 )

19 Complainant is informed and believes, and based upon such information and belief alleges  
20 and charges as follows:  
21

22 I

23 Norwest Home Improvement, Inc. (“Respondent”) is a residential mortgage lender and  
24 residential mortgage loan servicer licensed by the Commissioner of Corporations of the State of  
25 California (“Commissioner” or “Complainant”) pursuant to the California Residential Mortgage  
26 Lending Act (“CRMLA”), California Financial Code section 50000 *et seq.* Respondent’s main  
27 office is located at 2200 John Glen Drive, MAC #A0303-139, Concord, California 94520.  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

II

Pursuant to California Financial Code sections 50307 and 50401<sup>1</sup>, all licensees under the CRMLA are required to file an annual Report of Principal Amount of Loans and Aggregate Amount of Loans Serviced (“Report”) on or before March 1 of each year for the preceding 12-month period ended December 31. To date, Respondent has failed to submit the Report despite repeated, written demand.

On or about January 19, 2007, a Report form was sent to all CRMLA licensees with a notice that the Report was due on or before March 1, 2007.

On or about May 7, 2007, the Commissioner sent a letter to Respondent notifying Respondent of its failure to file the Report, assessing a \$1,000 penalty pursuant to section 50326 and demanding that the Report be filed no later than May 17, 2007. The letter notified Respondent that failure to file the Report and/or pay the penalty by such date would result in an action to suspend or revoke its license.

On or about June 27, 2007, another letter was sent to Respondent demanding that it submit its Report and pay the assessed penalty on or before July 7, 2007, and notifying Respondent that the failure to file the Report and/or pay the penalty by such date would result in an action to suspend or revoke its license pursuant to section 50327.

To date, Respondent has failed to pay the penalty or file the Report as required by sections 50326, 50307 and 50401.

III

California Financial Code section 50327 provides in pertinent part:

---

<sup>1</sup> All references are to the California Financial Code unless otherwise noted.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

(a) The commissioner may, after notice and a reasonable opportunity to be heard, suspend or revoke any license if the commissioner finds that: (1) the licensee has violated any provision of this division or any rule or order of the commissioner thereunder; or (2) any fact or condition exists that, if it had existed at the time of the original application for license, reasonably would have warranted the commissioner in refusing to issue the license originally.

IV

The Commissioner finds that, by reason of the foregoing, Respondent Norwest Home Improvement, Inc. has violated California Financial Code sections 50307, 50326 and 50401, and based thereon, grounds exist to revoke Respondent’s residential mortgage lender and residential mortgage loan servicer license.

WHEREFORE, IT IS PRAYED that the residential mortgage lender and residential mortgage loan servicer license of Norwest Home Improvement, Inc. be revoked, and pursuant to California Financial Code sections 50310 and 50311, Norwest Home Improvement, Inc. be given a transition period of sixty (60) days within which to transfer its existing service accounts and complete any loans for which it had commitments.

Dated: September 13, 2007  
Los Angeles, CA

PRESTON DuFAUCHARD  
California Corporations Commissioner

By \_\_\_\_\_  
Jennifer A. Granat  
Corporations Counsel