

1 PRESTON DuFAUCHARD  
California Corporations Commissioner  
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7 Attorneys for Complainant  
8

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

12 In the Matter of the Accusation of THE ) File No.: 413-0625  
CALIFORNIA CORPORATIONS )  
13 COMMISSIONER, ) ORDER REVOKING RESIDENTIAL  
14 ) MORTGAGE LENDER LICENSE  
Complainant, )  
15 )  
16 vs. )  
17 PREMIER MORTGAGE SERVICES, INC., )  
18 Respondent. )  
19 )  
20 )

21 The California Corporations Commissioner finds that:

22 1. Respondent Premier Mortgage Services, Inc. is a residential mortgage lender licensed  
23 by the California Corporations Commissioner (“Commissioner”) pursuant to the California  
24 Residential Mortgage Lending Act (California Financial Code § 50000 et seq.) (“CRMLA”).  
25 Premier Mortgage Services, Inc. has its principal place of business located at 8330 East Hartford  
26 Drive, Suite 101, Scottsdale, Arizona 85255. Premier Mortgage Services, Inc. (“Premier”) is the  
27 name that Premier Financial Services, Inc., an Arizona corporation, must do business under in  
28 California.

1           2. Pursuant to Financial Code sections 50307 and 50401 and/or California Code of  
2 Regulations, title 10, section 1950.314.8, all licensees under the CRMLA are required to file (i) an  
3 annual Report of Principal Amount of Loans and Aggregate Amount of Loans Serviced (“loan  
4 report”), (ii) Report on Non-traditional, Adjustable Rate and Mortgage Loan Products (“non-  
5 traditional report”), and (iii) Non-traditional, Adjustable Rate and Mortgage Loan Survey  
6 (“survey”)(collectively “reports”), on or before March 1 of each year for the preceding 12 month  
7 period ended December 31.

8           3. On February 1, 2008, all CRMLA licensees were sent the loan report, non-traditional  
9 report and survey forms with a notice that the reports were due on March 1, 2008. Premier failed to  
10 submit any of the reports by the March 1, 2008 deadline.

11           4. On May 15, 2008, a follow up letter was sent to Premier demanding the reports be  
12 filed no later than May 25, 2008, and assessing Premier a penalty of \$1,000.00 pursuant to Financial  
13 Code section 50326. Premier was notified in the letter that failure to file the reports and/or pay the  
14 penalty by May 25, 2008 would result in an action to either suspend or revoke its license.

15           5. On August 4, 2008, Premier sent a letter stating that it had discontinued doing  
16 business prior to 2008 and did “not intend to renew its license”.

17           6. On September 4, 2008, a further letter was sent to Premier outlining the license  
18 surrender procedures to include filing the reports and payment of the penalty.

19           7. To date, Premier has failed to file any of the reports or submit payment of the \$1,000  
20 penalty as required by Financial Code sections 50307, 50326 and 50401 and California Code of  
21 Regulations, title 10, section 1950.314.8.

22           8. Pursuant to Financial Code section 50205, all CRMLA licensees are required to  
23 maintain a surety bond in the minimum amount of \$50,000.00. The surety bond of Premier expired  
24 on or about July 2, 2008, and Premier has not obtained a replacement.

25           9. On July 3, 2008, the Commissioner issued an Order to Discontinue Residential  
26 Mortgage Lending Activities to Premier pursuant to Financial Code section 50319 for failure to  
27 maintain the required surety bond.

28           10. Premier has yet to obtain a replacement surety bond in violation of Financial Code

1 section 50205.

2 11. On September 30, 2008, an assessment of \$1,000.00 was sent to Premier in  
3 accordance with Financial Code section 50401. The assessment was due October 20, 2008. Premier  
4 has yet to pay the assessment in violation of Financial Code section 50401.

5 12. Failure to file the loan, non-traditional and survey reports, maintain a surety bond and  
6 pay annual assessment and assessed penalties are grounds under Financial Code section 50327 for  
7 the revocation of a license issued under the CRMLA.

8 13. On January 29, 2009, the Commissioner issued a Notice of Intention to Issue Order  
9 Revoking Residential Mortgage Lender License, Accusation and accompanying documents against  
10 Premier based upon the above, and Premier was served with those documents on January 29, 2009  
11 via certified, return-receipt mail at its licensed location on file with the California Department of  
12 Corporations. The Department has received no request for a hearing from Premier and the time to  
13 request a hearing has expired.

14 NOW GOOD CAUSE APPEARING THEREFORE, it is hereby ordered that the residential  
15 mortgage lender license issued by the Commissioner to Premier Mortgage Services, Inc. is hereby  
16 revoked. This order is effective as of the date hereof. Pursuant to California Financial Code section  
17 50311, Premier Mortgage Services, Inc. has sixty days within which to complete any loans for which  
18 it had commitments.

19 Dated: March 10, 2009  
20 Los Angeles, California

PRESTON DuFAUCHARD  
California Corporations Commissioner

21 By \_\_\_\_\_  
22 Alan S. Weinger  
23 Lead Corporations Counsel  
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