

1 CLOTHILDE V. HEWLETT
Commissioner
2 MARY ANN SMITH
Deputy Commissioner
3 DANIEL P. O’DONNELL
Assistant Chief Counsel
4 NOAH M. BEAN (State Bar No. 257657)
Senior Counsel
5 Department of Financial Protection and Innovation
2101 Arena Blvd.
6 Sacramento, California 95834
Telephone: (916) 936-7478
7 Facsimile: (916) 928-7929

8 Attorneys for Complainant

9
10 BEFORE THE DEPARTMENT OF FINANCIAL PROTECTION AND INNOVATION
11 OF THE STATE OF CALIFORNIA

12 In the Matter of:)
13)
14 THE COMMISSIONER OF FINANCIAL) CFL LICENSE No.: 60DBO-69883
PROTECTION AND INNOVATION,)
15) **ORDER SUMMARILY REVOKING**
16 Complainant.) **LICENSE PURSUANT TO CONSENT**
17) **ORDER**
18 v.)
19)
20 GREEN PEAK CAPITAL LLC,)
Respondent.)

21 The Commissioner of Financial Protection and Innovation (Commissioner) finds that:

22 A. California Code of Regulations, Title 10, Section 1422.4 (Regulation 1422.4)
23 required all finance lender and broker licenses under the California Financing Law (CFL) (Fin.
24 Code, § 22000, et seq.) to be transitioned to the Nationwide Multistate Licensing System and
25 Registry (NMLS) by December 31, 2021.

26 B. On July 29, 2022, pursuant to Financial Code section 22707.5 (Section 22707.5), the
27 Commissioner issued a Citation and Order (Citation), which ordered licensees that had not
28 completed the transition to NMLS to correct the violation within 60 days.

1 C. Also pursuant to Section 22707.5, the Citation required that licensees who had failed
2 to complete the transition by the date of the Citation pay the Commissioner a \$2,500.00
3 administrative fine within 60 days.

4 D. On July 29, 2022, the Commissioner served the Citation on Respondent GREEN
5 PEAK CAPITAL LLC (Respondent) by sending a copy of the Pleadings by certified mail, return
6 receipt requested, to Respondent’s last-known, licensed address.

7 E. Respondent failed to timely request a hearing on the Citation or comply with the
8 Citation within 60 days.

9 F. Under Financial Code section 22150, the Commissioner may make general rules and
10 regulations and specific rulings, demands, and findings for the enforcement of, and within the
11 general purposes of, the CFL.

12 G. In lieu of the Commissioner issuing an accusation to revoke Respondent’s license
13 pursuant to Financial Code section 22714 for Respondent’s failure to comply with Regulation
14 1422.4 and the Citation, Respondent and the Commissioner executed a Consent Order on February
15 15, 2023, in which Respondent waived its right to a hearing, agreed to transition its license to NMLS
16 within 30 days of the Consent Order effective date, and agreed to pay the administrative fine of
17 \$2,500.00 to the Commissioner within 30 days of the Consent Order effective date. In signing the
18 Consent Order, Respondent further agreed that the Commissioner would issue the instant order
19 summarily revoking Respondent’s license should Respondent fail to comply with the terms of the
20 Consent Order.

21 H. Respondent has failed to comply with the terms of the Consent Order by not
22 completing the transition of its license within 30 days of the Consent Order effective date and by not
23 paying the administrative fine within 30 days of the Consent Order effective date.

24 ///

25 ///

26

27

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

NOW GOOD CAUSE APPEARING THEREFORE, it is hereby ordered that:

Pursuant to the terms of the Consent Order issued under Financial Code sections 22150 and 22714, the California Financing Law license of GREEN PEAK CAPITAL LLC, license number 60DBO-69883, is hereby revoked.

This Order is effective as of the date hereof.

Dated: April 6, 2023
Sacramento, California

CLOTHILDE V. HEWLETT
Commissioner of Financial Protection and Innovation



By _____
MARY ANN SMITH
Deputy Commissioner
Enforcement Division