

STATE OF ILLINOIS

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

DIVISION OF BANKING

IN THE MATTER OF:)
) No: 2010-LO-03
BRIAN GOLTZ)
16335 Spring Creek Lane)
Plainfield, Illinois 60586)

**ORDER ASSESSING FINE AND IMPOSING SUSPENSION ON LOAN
ORIGINATOR REGISTRATION**

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION, Division of Banking, (“Department”), having conducted an investigation of the facts related to registered Loan Originator Brian Goltz, (“Registrant”), 16335 Spring Creek Lane, Plainfield, Illinois 60586, and having found that the Registrant has committed violations cited herein of the Residential Mortgage License Act of 1987 (“Act”) [205 ILCS 635], and of the rules promulgated under the Act (“Rules”) [38 Ill. Adm. Code 1050], hereby issues this Order pursuant to the authority provided under Section 7-1 of the Act and Sections 1050.2170(a)(1)&(2) of the Rules. The Department makes the following:

FINDINGS

1. That Registrant holds an Illinois Loan Originator registration number 031.0017611 and has the address of 16335 Spring Creek Lane, Plainfield, Illinois 60586;
2. That Registrant was working under the Illinois residential mortgage license of American Nationwide Bancorp, Inc. (License No. MB. 6760555; “Licensee”) for all purposes of this Order;
3. That Registrant was prohibited from originating loans for Licensee before he was properly sponsored by Licensee;
4. That through an investigation by the Department of Licensee (“Investigation”) it was found that Registrant was originating loans using the name and Loan Originator Registration number of Alberto Juarez (“Juarez”), a loan originator whose registration was active and sponsored by Licensee, in order to close loans in Illinois; and
5. That Registrant knowingly used a name and registration number belonging to another loan originator because Registrant was viewed as unqualified to originate loans because his license had not been properly transferred to Licensee at the time. Registrant’s actions were a misrepresentation to the

consumers and lenders Registrant worked with and also constitutes dishonest dealings in violation of the Act and the Rules.

CONCLUSIONS

BASED UPON THE ABOVE FINDINGS, THE DEPARTMENT IS OF THE OPINION AND CONCLUDES:

Registrant's activities warrant a fine and suspension pursuant to Rule Sections 1050.2165 (b) (c) and (e).

ORDER

NOW THEREFORE IT IS HEREBY ORDERED:

1. That Brian Goltz shall be and hereby is assessed a fine of \$2,500 for violating the Act and Rules cited herein pursuant to Rule section 1050.2170(a)(2);
2. The total fine in the amount of \$2,500 shall be due thirty (30) days after the effective date of this Order; and
3. The fee in the amount of \$2,500 shall be paid by means of a certified check or money order made payable to the:

**Department of Financial and Professional Regulation
Division of Banking
ATTN: Loan Originator Section
320 W. Washington
Springfield, Illinois, 62786**

4. That Brian Goltz's Loan Certificate of Registration No. 031.0017611 shall be suspended shall be suspended for a period of ninety (90) days following the execution of this order pursuant to Rule section 1050.2170 (a)(1).

ORDERED THIS ____ DAY OF _____, 2010

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL
REGULATION
BRENT E. ADAMS, SECRETARY

DIVISION OF BANKING

JORGE A. SOLIS, DIRECTOR

You are hereby notified that this Order is an administrative decision. Pursuant to 205 ILCS 635/4-12 and 38 Ill. Adm. Code, 1050.1510 *et seq.* any party may file a request for a hearing on an administrative decision. You have the opportunity to request a hearing regarding this matter for a fee of \$250 plus the transcript fee pursuant to 38 Ill. Adm. Code 1050.2175. The request for a hearing shall be filed within 10 days after the receipt of an administrative decision. A hearing shall be held by the Department of Financial and Professional Regulation, Division of Banking on the administrative decision. Absent a request for a hearing, this Order shall constitute a final administrative decision subject to the Administrative Review Law [735 ICLS 5/3-101 *et seq.*]

State of Illinois (
 (ss:
County of Cook (

The undersigned, being duly sworn on oath, states that on ____/____/____, I mailed with sufficient postage affixed, a copy of the foregoing **ORDER ASSESSING FINE AND IMPOSING SUSPENSION ON LOAN ORIGINATOR REGISTRATION** by regular and certified mail, return receipt requested at 122 S. Michigan Avenue, Suite 1900, Chicago, Illinois 60603, to the address of Registrant's Licensee registered with IDFPR Division of Banking listed below:

BRIAN GOLTZ
16335 Spring Creek Lane
Plainfield, Illinois 60586

AFFIANT

Subscribed and sworn to before me,
this ____ day of _____, 2010

NOTARY PUBLIC
