

1 6.

2 On or about November 23, 1992, in the United States
3 District Court for the Central District of California,
4 Respondent was convicted of violating 8 U.S.C. Section
5 1324(a)(1)(b), the illegal transportation of aliens, a felony.

6 7.

7 The facts alleged in Paragraphs 4, 5 and 6, above,
8 constitute cause for denial of Respondent's application for a
9 mortgage originator license endorsement under Code Section
10 10166.05(b) (Conviction of Felony Crime Involving Fraud,
11 Dishonesty, a Breach of Trust, or Money Laundering).

12 (FAILURE TO DISCLOSE)

13 8.

14 On April 9, 1998, in Case No. H-27448 LA, the
15 Department denied Respondent's real estate salesperson license
16 application pursuant to Code Sections 480(a)(1) and 10177(b)
17 based on the felony conviction against Respondent on November
18 23, 1992, for the violation of 8 U.S.C. Section 1324(a)(1)(b),
19 the illegal transportation of aliens. Respondent's license
20 denial was subject to Respondent's right to apply for and be
21 issued a restricted real estate salesperson license on the terms
22 and conditions specified in the Decision. On or about April 14,
23 1998, Respondent was issued a restricted real estate salesperson
24 license.

25 9.

26 On or about November 30, 2010, Respondent submitted an
27 individual mortgage loan originator license endorsement

1 application (MU4) to the Nationwide Mortgage Licensing System
2 and Registry (NMLS). The section of the application entitled
3 "Regulatory Actions," which is found in the Disclosure
4 Questions," Section of the Application, contained the following
5 question at 8(I)(6):

6 Question: "Has any State or federal regulatory agency
7 or foreign financial regulatory authority ever:

8 * * *

9 (6) denied or suspended your registration or license,
10 disciplined you, or otherwise by order, prevented you from
11 associating with a financial services-related business or
12 restricted your activities?"

13 10.

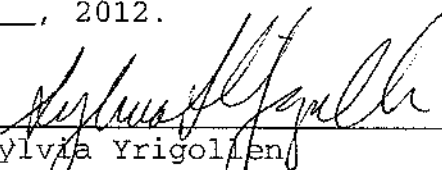
14 In the license endorsement application Respondent
15 submitted to NMLS, Respondent answered "No" to the question set
16 forth in Paragraph 9, above, in which Respondent was asked
17 whether he had been denied a license by a regulatory agency or
18 restricted his licensed activities.

19 11.

20 Respondent's failure to reveal the regulatory action
21 denying his application for a real estate license and issuance
22 of a restricted license described in Paragraph 8, above,
23 constitutes withholding information and/or making a material
24 misstatement in an application for a license endorsement and is
25 cause for the suspension or revocation of Respondent's
26 individual mortgage loan originator license endorsement under
27 Code Section 10166.051(b).

1 WHEREFORE, Complainant prays that a hearing be
2 conducted on the allegations of this Statement of Issues, and
3 that upon proof thereof, a decision be rendered that the
4 Commissioner refuse to authorize the issuance of, and deny the
5 issuance of, a license endorsement to Respondent JOSE LUIS SAID,
6 and for such other and further relief as may be proper under the
7 provisions of law.

8 Dated at Sacramento, California
9 this 24th day of April, 2012.

10
11 
12 _____
13 Sylvia Yrigollen
14 Deputy Real Estate Commissioner
15
16
17
18
19
20
21
22

23 cc: Jose Luis Said
24 Moneylink Mortgage, Inc.
25 Sylvia Yrigollen
26 Sacto.
27