

STATE OF ARKANSAS
SECURITIES DEPARTMENT

IN THE MATTER OF

ONLOAN.COM, INC.
FORT LAUDERDALE, FLORIDA

ORDER NO. 01-007-M

CEASE AND DESIST ORDER AND
REVOCATION OF MORTGAGE LOAN COMPANY
REGISTRATION CERTIFICATE

Arkansas Securities Commissioner Mac Dodson, upon sufficient evidence presented to him by Assistant Commissioner Charles F. Handley, has reason to believe that **OnLoan.com, Inc.** has failed to comply with the provisions of the Arkansas Mortgage Loan Company and Loan Broker Act, Ark. Code Ann. § 23-39-101, *et seq.*, and has thereby lost its registration certificate.

FINDINGS OF FACT

1. **OnLoan.com, Inc.** was formed as a Florida corporation on March 9, 1999.
2. The Department received an application for registration as a mortgage loan company from **OnLoan.com, Inc.** on January 27, 2000. The application was approved and a registration certificate issued February 18, 2000.
3. On November 20, 2000, the Department received Notice of Cancellation from the Hartford Fire Insurance Company reflecting that **OnLoan.com, Inc.'s** Surety Bond Number 14 BSBA16451 would be terminated January 18, 2001.
4. By certified letter dated November 29, 2000, Rhys Rogers, an Examiner Supervisor with the Department, advised **OnLoan.com, Inc.** that the Act required the \$35,000.00 surety bond to remain in force at all times, enclosed a copy of the Notice of Cancellation received from the Hartford Fire Insurance Company, and requested that **OnLoan.com, Inc.** file a replacement bond within fifteen (15) days of the receipt of the letter.

5. The signed return receipt reflects that **OnLoan.com, Inc.** received the November 29, 2000, certified letter December 11, 2000.
6. Pursuant to the Notice of Cancellation, **OnLoan.com, Inc.'s** \$35,000.00 surety bond issued by the Hartford Fire Insurance Company expired on January 18, 2001, and **OnLoan.com, Inc.** has not filed a replacement surety bond.

CONCLUSIONS OF LAW

7. The Commissioner is charged with the administration and enforcement of the Act pursuant to Ark. Code Ann. § 23-39-201 (Repl. 1994).
8. Ark. Code Ann. § 23-39-304(a)(1) (Supp. 1999) requires each mortgage loan company to deposit a \$35,000.00 corporate surety bond with the Commissioner.
9. Ark. Code Ann. § 23-39-307(a)(3) (Supp. 1999) provides for revocation of a registration if the company does not conduct its business in accordance with law or has violated any provision of the Act.

OPINION

10. This matter has been properly brought before the Commissioner in accordance with Ark. Code Ann. § 23-39-201 (Repl. 1994).
11. **OnLoan.com, Inc.'s** failure to maintain a \$35,000.00 surety bond in accordance with Ark. Code Ann. § 23-39-304(a)(1) (Repl. 1999) is a violation of the Act and grounds to revoke **OnLoan.com, Inc.'s** registration certificate.
12. Pursuant to Ark. Code Ann. § 23-39-307(a)(3) (Supp. 1999), the Commissioner can and should revoke **OnLoan.com, Inc.'s** registration certificate.
13. This order is in the public interest.

ORDER

IT IS THEREFORE ORDERED pursuant to Ark. Code Ann. § 23-39-202(b)(1) that **OnLoan.com, Inc.** CEASE AND DESIST from engaging in all mortgage loan and loan brokering activities which are in violation of the Act including advertising, offering and conducting mortgage loan company and loan brokering business.

IT IS FURTHER ORDERED that the registration certificate provided **OnLoan.com, Inc.** under Ark. Code Ann. § 23-39-301 (Supp. 1999) be revoked in accordance with Ark. Code Ann. § 23-39-307(a)(3) (Supp. 1999).

IT IS FURTHER ORDERED that all pending mortgage loan applications now held by **OnLoan.com, Inc.** shall immediately be transferred to a duly registered or exempted mortgage loan company or loan broker and proof of such filed within ten (10) days of the receipt of this order.

OnLoan.com, Inc. is hereby notified of its right to a hearing regarding this matter. However, if no written application for a hearing is made within twenty (20) days of the entry of this order, this order will become final.

WITNESS MY HAND AND SEAL this 30th day of January 2001.



MAC DODSON

ARKANSAS SECURITIES COMMISSIONER