

Terms Complete
ORDER SUMMARY – Case Number: C-18-2453

Name(s): Nina Celia Hanna; Global Bancorp dba Global Bancorp Corp

Order Number: C-18-2453-18-CO01

Effective Date: 12/10/18

NMLS Number: Nina Celia Hanna – NMLS #1031585
Global Bancorp dba Global Bancorp Corp – NMLS #1033770

License Effect: Expired 4/20/18

Not Apply Until:

Not Eligible Until:

Prohibition/Ban Until: **12/10/23 - Stayed**

Investigation Costs	\$ 241.53	Due	Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 12/4/18
Fine	\$10,000 Stayed		Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Late Penalties	\$10,000 Total \$5,000 Paid \$5,000 Stayed	Due	Paid <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Date 12/4/18
Restitution	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Financial Literacy and Education	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
Cost of Prosecution	\$	Due	Paid <input type="checkbox"/> Y <input type="checkbox"/> N	Date
	No. of Victims:			

Stayed sanctions are for two-years contingent upon compliance with the Act and this Consent Order

**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF CONSUMER SERVICES**

IN THE MATTER OF DETERMINING
whether there has been a violation of the
Consumer Loan Act of Washington by:

GLOBAL BANCORP D/B/A GLOBAL
BANCORP CORP., NMLS# 1033770,

and

NINA CELIA HANNA, Owner and President,
NMLS# 1031585,

Respondents.

No.: C-18-2453-18-CO01

CONSENT ORDER

COMES NOW the Director of the Department of Financial Institutions (Director), through her designee Charles E. Clark, Division Director, Division of Consumer Services, Nina Celia Hanna (Respondent Hanna), and Global Bancorp d/b/a Global Bancorp Corp. (Respondent Global Bancorp), finding that the issues raised in the above-captioned matter may be economically and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter 31.04 of the Revised Code of Washington (RCW), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

AGREEMENT AND ORDER

The Department of Financial Institutions, Division of Consumer Services (Department) and Respondents have agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-18-2453-18-SC01 (Statement of Charges), entered July 13, 2018, (copy attached hereto). Pursuant to chapter 31.04 RCW, the Consumer Loan Act (Act), and RCW 34.05.060 of the Administrative Procedure Act, Respondents hereby agree to the Department's entry of this Consent Order and further agree that the issues raised in the above-captioned matter may be economically and

1 efficiently settled by entry of this Consent Order. The parties intend this Consent Order to fully
2 resolve the Statement of Charges.

3 Based upon the foregoing:

4 A. **Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter
5 of the activities discussed herein.

6 B. **Waiver of Hearing.** It is AGREED that Respondents have been informed of the right to a
7 hearing before an administrative law judge, and hereby waive their right to a hearing and any and all
8 administrative and judicial review of the issues raised in this matter, or of the resolution reached
9 herein. Accordingly, Respondents, by their signatures and the signatures of their representatives
10 below, withdraw their appeal to the Office of Administrative Hearings (OAH).

11 C. **Consumer Loan Company License.** It is AGREED that Respondent Global Bancorp's
12 consumer loan company license expired effective April 20, 2018, and Respondent Global Bancorp
13 does not currently hold a Washington consumer loan company license.

14 D. **Reports.** It is AGREED that Respondents shall provide the Department with a complete
15 Annual Assessment Report (AAR) and Consolidated Annual Report (CAR), including all the
16 required supporting documentation, for the 2017 calendar year. It is further AGREED that
17 Respondents shall provide the Department with a complete closing AAR and CAR for 2018.
18 Respondents will provide the reports and documentation required under this paragraph no later than
19 seven calendar days after the entry of this Consent Order.

20 E. **Assessments.** It is AGREED that Respondents shall pay to the Department an annual
21 assessment for the 2017 calendar year and a closing assessment for 2018 as calculated in accordance
22 with the instructions for the AAR for each of those years. Respondents shall pay the assessments
23

1 when they submit the reports and documentation required in the preceding paragraph (D), but no later
2 than seven calendar days after the entry of this Consent Order.

3 **F. Penalties (Partially Stayed).** It is AGREED that Respondents shall pay a \$5,000 penalty
4 (Non-Stayed Penalty) for failing to timely file required reports for the 2017 calendar year. It is further
5 AGREED that Respondents shall pay a \$5,000 penalty (the Stayed Penalty) for failing to timely file
6 required closing reports in 2018, the entire \$5,000 of which will be stayed for two years contingent
7 upon Respondents' compliance with the Act and this Consent Order. Respondents shall pay the Non-
8 Stayed Penalty of \$5,000 in the form of a cashier's check made payable to the "Washington State
9 Treasurer" upon entry of this Consent Order.

10 **G. Prohibition from Industry (Stayed).** It is AGREED that, for a period of five years from
11 the date of entry of this Consent Order, Respondents are prohibited from participating, in any
12 capacity, in the conduct of the affairs of any consumer loan company licensed by the Department or
13 subject to licensure or regulation by the Department. It is further AGREED that the prohibition is
14 stayed for two years contingent upon Respondents' compliance with the Act and this Consent Order.

15 **H. Fine (Stayed).** It is AGREED that Respondents shall pay a fine to the Department in the
16 amount of \$10,000, with the entire \$10,000 fine stayed for two years contingent upon Respondents'
17 compliance with the Act and this Consent Order.

18 **I. Investigation Fee.** It is AGREED that Respondents shall pay to the Department an
19 investigation fee of \$241.53, in the form of a cashier's check made payable to the "Washington State
20 Treasurer," upon entry of this Consent Order.

21 **J. Combined Payments.** It is AGREED that Respondents shall combine payments for the
22 investigation fee and the Non-Stayed Penalty into one \$5,241.53 cashier's check made payable to the
23 "Washington State Treasurer."

1 **K. Expiration of Stayed Sanctions.** It is AGREED that, absent an action by the Department
2 to lift the stay pursuant to Paragraph L, the stayed sanctions identified in Paragraphs F, G, and H shall
3 expire two years from the date of entry of this Consent Order without further action or notice by the
4 Department.

5 **L. Lifting of Stays and Imposition of Stayed Sanctions.** It is AGREED that:

6 1. If, during the two-year stays, the Department determines that any Respondent has not
7 complied with the Act or this Consent Order, and the Department seeks to lift the stays
8 and impose the stayed sanctions identified in Paragraphs F, G, and H, the Department
9 will first serve Respondents with a written notice of alleged noncompliance.

10 2. The notice will include:

- 11 i. A description of the alleged noncompliance;
- 12 ii. A statement that the Department seeks to lift the stays and impose the stayed
13 sanctions;
- 14 iii. Notice that Respondents can contest the notice of alleged noncompliance by
15 either requesting an adjudicative hearing before an OAH Administrative Law
16 Judge, or by submitting a written response to the Department contesting the
17 alleged noncompliance; and
- 18 iv. Notice that the notification and adjudicative hearing process provided in this
19 subsection applies only to this Consent Order and solely in the event either
20 Respondent chooses to contest the Department's determination of
21 noncompliance.
- 22
- 23

- 1 3. Any Respondent who wishes to contest the Department's determination of
2 noncompliance will have twenty days from the date of receipt of the Department's
3 notice to submit a written request to the Department for an adjudicative hearing.
- 4 4. In lieu of requesting an adjudicative hearing, within twenty days from the date of
5 service of the notice of alleged noncompliance, any Respondent may submit a written
6 response contesting the alleged noncompliance for consideration by the Department.
7 The response must include that Respondent's waiver of the right to an adjudicative
8 hearing, may address the alleged noncompliance, and may seek an alternative
9 resolution to lifting the stays and imposing the stayed sanctions.
- 10 5. The scope and issues of the adjudicative hearing are limited solely to whether or not
11 Respondents are in violation of the terms of the Act or this Consent Order.
- 12 6. At the conclusion of the hearing, the ALJ will issue an initial decision. Either party
13 may file a Petition for Review of that initial decision with the Director of the
14 Department.
- 15 7. DEFAULT: If any Respondent either does not timely request an adjudicative hearing,
16 or does not timely submit a written response contesting the alleged noncompliance, the
17 Department will impose the stayed sanctions and pursue whatever other enforcement
18 action it deems necessary to enforce the Act and Consent Order.

19 **M. Change of Address.** It is AGREED that for the duration of the period this Consent Order
20 is in effect, unless otherwise agreed to in writing by the Department, Respondents shall provide the
21 Department with a mailing address and telephone number at which each Respondent can be contacted
22 and Respondents shall notify the Department in writing of any changes to the mailing address(es) or
23 telephone number(s) within fifteen days of any such change.

1 **N. Records Retention.** It is AGREED that Respondent Global Bancorp, its officers,
2 employees, and agents shall maintain records in compliance with the Act and provide the Director
3 with the location of the books, records and other information relating to Respondent Global
4 Bancorp's consumer loan company business, and the name, address and telephone number of the
5 individual responsible for maintenance of such records in compliance with the Act.

6 **O. Authority to Execute Order.** It is AGREED that the undersigned have represented and
7 warranted that they have the full power and right to execute this Consent Order on behalf of the
8 parties represented.

9 **P. Non-Compliance with Order.** It is AGREED that Respondents understand that failure to
10 abide by the terms and conditions of this Consent Order may result in further legal action by the
11 Director. In the event of such legal action, Respondents may be responsible to reimburse the Director
12 for the cost incurred in pursuing such action, including but not limited to, attorney fees.

13 **Q. Voluntarily Entered.** It is AGREED that Respondents have voluntarily entered into this
14 Consent Order, which is effective when signed by the Director's designee.

15 **R. Completely Read, Understood, and Agreed.** It is AGREED that Respondents have read
16 this Consent Order in its entirety and fully understand and agree to all of the same.

17 **S. Counterparts.** It is AGREED that this Consent Order may be executed by the
18 Respondents in any number of counterparts, including by facsimile or e-mail of a .pdf or similar file,
19 each of which shall be deemed to be an original, but all of which, taken together, shall constitute one
20 and the same Consent Order.

1 **Global Bancorp d/b/a Global Bancorp Corp. by:**

2
3 /s/
Nina Celia Hanna, Owner and President

11/16/18
Date

4 **Nina Celia Hanna:**

5
6 /s/
Nina Celia Hanna, Individually

11/16/18
Date

7 **Approved for entry by:**

8
9 /s/
Robert Labbe, Attorney for Respondents

11/15/18
Date

10 **DO NOT WRITE BELOW THIS LINE**

11 THIS ORDER ENTERED THIS 10th DAY OF December, 2018.

12
13 /s/
CHARLES E. CLARK
14 Director
15 Division of Consumer Services Department
of Financial Institutions

16 Presented by:

17
18 /s/
DREW STILLMAN
19 Financial Legal Examiner

20 Approved by:

21
22 /s/
STEVEN C. SHERMAN
Enforcement Chief

**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
DIVISION OF CONSUMER SERVICES**

IN THE MATTER OF DETERMINING
whether there has been a violation of the
Consumer Loan Act of Washington by:

GLOBAL BANCORP D/B/A GLOBAL
BANCORP CORP., NMLS# 1033770,

and

NINA CELIA HANNA, Owner and President,
NMLS# 1031585,

Respondents.

No. C-18-2453-18-SC01

STATEMENT OF CHARGES AND
NOTICE OF INTENT TO ENTER AN
ORDER TO PROHIBIT FROM INDUSTRY,
IMPOSE FINE, ORDER AFFIRMATIVE
ACTION, COLLECT ANNUAL
ASSESSMENTS, ASSESS LATE
PENALTIES, COLLECT INVESTIGATION
COSTS, AND RECOVER COSTS AND
EXPENSES

INTRODUCTION

Pursuant to RCW 31.04.093 and RCW 31.04.165, the Director of the Department of Financial Institutions of the State of Washington (Director) is responsible for the administration of chapter 31.04 RCW, the Consumer Loan Act (Act). After having conducted an investigation pursuant to RCW 31.04.145, and based upon the facts available as of the date of this Statement of Charges, the Director, through her designee, Division of Consumer Services Director Charles E. Clark, institutes this proceeding and finds as follows:

I. FACTUAL ALLEGATIONS

1.1 Respondents.

A. Respondent Global Bancorp d/b/a Global Bancorp Corp. (Respondent Global Bancorp) was licensed by the Department of Financial Institutions of the State of Washington (Department) to conduct business as a consumer loan company on or about January 26, 2015. Respondent Global Bancorp's license expired on or about April 20, 2018.

B. Respondent Nina Celia Hanna is known to be a control person and 100 percent owner of Respondent Global Bancorp.

1.2 Failure to Maintain Bond. On or about August 16, 2017, the Department received a notice from SureTec Insurance Company that Respondents' surety bond would be cancelled effective late September 2017. From about September 29, 2017, through the date of this Statement of Charges, Respondents have not maintained a surety bond or permitted substitute.

1.3 Failure to File Reports. An Annual Assessment Report (AAR) and Consolidated Annual Report (CAR) concerning the business and operations of each licensed place of business conducted during the preceding calendar year are due to the Department on or before March 1st of each year, or within 30 days of ceasing operations. As of the date of this Statement of Charges, Respondents have not filed an AAR or CAR for 2017, which were due to the Department on or before March 1, 2018. Additionally, Respondents were required to cease business upon the expiration of their license. Respondents did not file a 2018 closing AAR or CAR by May 20, 2018.

1.4 Failure to Pay Annual Assessment and Closing Assessment. Payment of an annual assessment, as calculated in the AAR, is due to the Department on or before March 1st of each year or within 30 days of closure. As of the date of this Statement of Charges, Respondents have not paid the annual assessment for 2017 or the closing assessment for 2018.

1.5 Failure to Notify the Department of Significant Developments. As discussed in paragraph 1.2, Respondents' surety bond was cancelled in 2017. As of the date of this Statement of Charges, Respondents have not notified the Department of Respondents' surety bond cancellation.

1.6 On Going Investigation. The Department's investigation into the alleged violations of the Act by Respondents continues to date.

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II. GROUNDS FOR ENTRY OF ORDER

2.1 Requirement to Maintain Surety Bond. Based on the Factual Allegations set forth in Section I, Respondents are in apparent violation of RCW 31.04.045(4) for failing to maintain in effect a surety bond or permitted substitute.

2.2 Requirement to File Annual Reports. Based on the Factual Allegations set forth in Section I, Respondents are in apparent violation of RCW 31.04.155, WAC 208-620-430(1), WAC 208-620-460(1), and WAC 208-620-499(2) for failing to file an AAR and CAR on or before March 1, 2018 and failing to file a closing AAR and CAR on or before May 20, 2018.

2.3 Requirement to Pay Annual Assessment and Closing Assessment. Based on the Factual Allegations set forth in Section I, Respondents are in apparent violation of RCW 31.04.085, WAC 208-620-430(1), WAC 208-620-460(1), and WAC 208-620-499(2) for failing to pay an annual assessment, as calculated on the AAR, to the Director on or before March 1, 2018 and failing to pay a closing assessment on or before May 20, 2018.

2.4 Requirement to Report Significant Developments. Based on the Factual Allegations set forth in Section I, Respondents are in apparent violation of WAC 208-620-490(2)(e) for failing to properly notify the Department within ten days of receipt of a notification of Respondents' surety bond cancellation.

III. AUTHORITY TO IMPOSE SANCTIONS

3.1 Authority to Prohibit from the Industry. Pursuant to RCW 31.04.093(6), the Director may issue an order removing from office or prohibiting from participation in the conduct of the affairs of a licensee, any officer, principal, employee, mortgage loan originator, or any person subject to the Act for a violation of RCW 31.04.155.

3.2 Authority to Impose Fine. Pursuant to RCW 31.04.093(4), the Director may impose fines of up to \$100.00 per day, per violation, upon the licensee, its employee or loan originator, or any person

subject to the Act for any violation of the Act.

3.3 Authority to Issue Order to Take Affirmative Action. Pursuant to RCW 31.04.093(5), the Director may issue an order directing the licensee, its employee or loan originator, or other person subject to the Act, to take such affirmative action as is necessary to comply with the Act.

3.4 Authority to Collect Annual Assessment. Pursuant to RCW 31.04.085(1) and WAC 208-620-430, every licensee shall pay to the Director, on or before the first day of each March or within 30 days of ceasing Washington operations, an annual assessment for the previous calendar year if the licensee had a license for any time during the preceding calendar year. Pursuant to RCW 43.17.240, interest at the rate of one percent per month, or fraction thereof, shall accrue on debts owed to the state, starting on the date the debts become past due.

3.5 Authority to Assess Late Report Penalties. Pursuant to RCW 31.04.155 and WAC 208-620-430(2), a licensee that fails to file a report that is required to be filed by the Act, within the time frame required under the Act, is subject to a penalty of \$50.00 per item for each day of delay. The maximum late penalty that will be assessed is \$5,000.00 per reporting year.

3.6 Authority to Collect Cost of Investigation. Pursuant to RCW 31.04.145(3) and WAC 208-620-610(7), every licensee investigated by the Director or the Director's designee shall pay to the Director the cost of the investigation, calculated at the rate of \$69.01 per staff hour spent on the investigation.

3.7 Authority to Recover Costs and Expenses. Pursuant to RCW 31.04.205(2), the Director may recover the state's costs and expenses for prosecuting violations of the Act.

IV. NOTICE OF INTENT TO ENTER ORDER

Respondents' violations of the provisions of chapter 31.04 RCW and chapter 208-620 WAC, as set forth in the Factual Allegations, Grounds for Entry of Order, and Authority to Impose

Sanctions, constitute a basis for the entry of an Order under RCW 31.04.093, RCW 31.04.165, RCW 34.04.202, and RCW 31.04.205. Therefore, it is the Director's intent to ORDER:

- 4.1** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna be prohibited from participation in the conduct of affairs of any consumer loan company subject to licensure by the Director, in any manner, for a period of five years.
- 4.2** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna jointly and severally pay a fine, which as of the date of this Statement of Charges totals \$10,000.00.
- 4.3** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna provide the Department with a complete AAR and complete CAR, including all the required supporting documentation for the 2017 calendar year and closing AAR and CAR for 2018.
- 4.4** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna pay an annual assessment for the 2017 calendar year and a closing assessment for 2018 as calculated in accordance with the instructions for the AAR for each of those years, plus all accrued interest. In the event of default, Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna shall pay \$1,500.00 for both the 2017 annual assessment and the 2018 closing assessment, as provided in WAC 208-620-430(3)(a)(i), plus all accrued interest.
- 4.5** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna pay a \$5,000.00 penalty for failing to timely file an AAR and CAR for the 2017 calendar year.
- 4.6** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna jointly and severally pay a penalty for failing to file a 2018 closing AAR and CAR within 30 days of ceasing operations, in an amount to be determined and calculated at \$50.00 per day per report, up to a maximum of \$5,000.00.
- 4.7** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna pay the Department an investigation fee. As of the date of this Statement of Charges, the cost of the investigation totals \$241.53.
- 4.8** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna jointly and severally pay the Department's costs and expenses for prosecuting violations of the Act in an amount to be determined at hearing or by declaration with supporting documentation in event of default by Respondents.
- 4.9** Respondents Global Bancorp d/b/a Global Bancorp Corp. and Nina Celia Hanna maintain records in compliance with the Act and provide the Department with the location of the books, records and other information relating to Respondent Global

1 Bancorp d/b/a Global Bancorp Corp.’s consumer loan business, and the name, address,
2 and telephone number of the individual responsible for maintenance of such records in
compliance with the Act.

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1 **V. AUTHORITY AND PROCEDURE**

2 This Statement of Charges and Notice of Intent to Enter an Order to Prohibit from Industry,
3 Impose Fine, Order Affirmative Action, Collect Annual Assessments, Assess Late Penalties, Collect
4 Investigation Costs, and Recover Costs and Expenses (Statement of Charges) is entered pursuant to
5 the provisions of RCW 31.04.093, RCW 31.04.165, RCW 31.04.202, and RCW 31.04.205, and is
6 subject to the provisions of chapter 34.05 RCW (The Administrative Procedure Act). Respondents
7 may make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY FOR
8 ADJUDICATIVE HEARING AND TO DEFEND accompanying this Statement of Charges.

9 Dated this 13th day of July 2018.

10 /s/
11 CHARLES E. CLARK
12 Director
13 Division of Consumer Services
Department of Financial Institutions

14 Presented by:

15 /s/
DREW STILLMAN
16 Financial Legal Examiner

17 Approved by:

18 /s/
STEVEN C. SHERMAN
19 Enforcement Chief