

Terms Complete
ORDER SUMMARY – Case Number: C-15-1808

Name: Chad Carter Schneider;

Order Number: C-15-1808-17-CO01

Effective Date: April 18, 2017

License Number: NMLS #5577
Or NMLS Identifier [U/L] _____

License Effect: Application withdrawn

Not Apply Until: _____

Not Eligible Until: _____

Prohibition/Ban Until: 5 years from date of entry

| | | | | |
|--|----|---|---|------|
| Investigation Costs | \$ | Due | Paid <input type="checkbox"/> Y <input type="checkbox"/> N | Date |
| | | | | |
| Fine | \$ | Due | Paid <input type="checkbox"/> Y <input type="checkbox"/> N | Date |
| | | | | |
| Assessment(s) | \$ | Due | Paid <input type="checkbox"/> Y <input type="checkbox"/> N | Date |
| | | | | |
| Restitution | \$ | Due | Paid <input type="checkbox"/> Y <input type="checkbox"/> N | Date |
| | | | | |
| Judgment | \$ | Due | Paid <input type="checkbox"/> Y <input type="checkbox"/> N | Date |
| | | | | |
| Satisfaction of Judgment Filed? | | <input type="checkbox"/> Y <input type="checkbox"/> N | | |
| No. of Victims: | | | | |

Comments: _____

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

3 B. **Waiver of Hearing.** It is AGREED that Respondent has been informed of the right to a
4 hearing before an administrative law judge, and hereby waives his right to a hearing and any and all
5 administrative and judicial review of the issues raised in this matter, or of the resolution reached
6 herein. Accordingly, Respondent, by his signature below, withdraws his appeal to the Office of
7 Administrative Hearings.

8 C. **No Admission of Liability.** The parties intend this Consent Order to fully resolve the
9 Statement of Charges and agree that Respondent does not admit to any wrongdoing by its entry.

10 D. **Mortgage Loan Originator License Application Withdrawal.** It is AGREED that
11 Respondent's Mortgage Loan Originator license application is withdrawn.

12 E. **Prohibition from Industry.** It is AGREED that, for a period of five years from the date
13 of entry of this Consent Order, Respondent is prohibited from participating, in any capacity, in the
14 conduct of the affairs of any consumer loan company or mortgage broker licensed by the Department
15 or subject to licensure or regulation by the Department. This prohibition applies only to participation
16 involving Washington loans and does not apply to participation in the conduct of the affairs of a
17 consumer loan company or mortgage broker involving loans to borrowers or secured by real property
18 located in other states.

19 F. **Non-Compliance with Order.** It is AGREED that Respondent understands that failure to
20 abide by the terms and conditions of this Consent Order may result in further legal action by the
21 Department. In the event of such legal action, Respondent may be responsible to reimburse the
22 Department for the cost incurred in pursuing such action, including but not limited to, attorney fees.

1 THIS ORDER ENTERED THIS 18th DAY OF April, 2017.

2
3 /s/ _____
4 CHARLES E. CLARK
5 Director
6 Division of Consumer Services
7 Department of Financial Institutions

8 Presented by:

9 /s/ _____
10 ROBERT E. JONES
11 Financial Legal Examiner

12 Approved by:

13 /s/ _____
14 STEVEN C. SHERMAN
15 Enforcement Chief

1 Conduct for test takers on or about August 28, 2012. The determination was upheld following an
2 appeal on or about October 25, 2012.

3 **1.3 Responses to Application Questions.** The “NMLS or SRR Testing Rules of Conduct
4 Disclosure” section of the Uniform Individual Mortgage License/Registration & Consent form (Form
5 MU4) consists of two questions. The required New Application Checklist includes the following
6 instruction: “Provide complete details of all events or proceedings for any “Yes” answer to any of
7 the disclosure questions on your MU4 filing.” Respondent Schneider answered “no” to the following
8 question on the “NMLS or SRR Testing Rules of Conduct Disclosure” section of his form MU4:

- 9 • (R)(1) Have you ever been found to have violated any Rule of Conduct for test takers of
10 the SAFE MLO Test or found to have violated the NMLS Industry Terms of Use as it
11 pertains to enrolling, scheduling or taking the SAFE MLO Test?

12 Respondent Schneider was obligated by statute to answer questions on the Form MU4 truthfully and
13 to provide the Department with complete details of all events or proceedings.

14 **1.4 Character and General Fitness.** Respondent Schneider has not demonstrated character and
15 general fitness as evidenced by Respondent Schneider’s violation of the code of conduct for test
16 takers and Respondent Schneider’s failure to truthfully disclose the violation to the Department in his
17 application.

18 **II. GROUNDS FOR ENTRY OF ORDER**

19 **2.1 Requirement to Demonstrate Financial Responsibility, Character, and General Fitness.**

20 Based on the Factual Allegations set forth in Section I above, Respondent fails to meet the
21 requirements of RCW 31.04.247(1)(e) and WAC 208-620-710(4)(a) by failing to demonstrate
22 character and general fitness such as to command the confidence of the community and to warrant a
23 belief that Respondent will conduct business honestly, and fairly within the purposes of the Act.

1 **2.2 Requirement to Provide Information on License Application.** Based on the Factual
2 Allegations set forth in Section I above, Respondent fails to meet the requirements of RCW
3 31.04.234 and 31.04.241(2) by failing to provide an accurate license application in the form
4 prescribed by the Director.

5 **2.3 False Statements or Omissions of Material Facts.** Based on the Factual Allegations set
6 forth in Section I above, Respondent violated RCW 31.04.027(8) by negligently making any false
7 statement or knowingly and willfully making any omission of material fact in connection with any
8 investigation conducted by the Department.

9 **III. AUTHORITY TO IMPOSE SANCTIONS**

10 **3.1 Authority to Deny Application for Loan Originator License.** Pursuant to RCW
11 31.04.247(2), the Director shall not issue a license if the conditions of RCW 31.04.247(1) have not
12 been met by the applicant, and shall notify the applicant of the denial.

13 **3.2 Authority to Prohibit from Industry.** Pursuant to RCW 31.04.093(6)(a) and (e), the
14 Director may issue orders removing from office or prohibiting from participation in the conduct of
15 the affairs of any licensee, or both, any officer, principal, employee, or loan originator of any person
16 subject to this chapter for a violation of RCW 31.04.027.

17 **3.3 Authority to Recover Costs and Expenses.** Pursuant to RCW 31.04.205(2), the Director
18 may recover the state's costs and expenses for prosecuting violations of the Act

19 **IV. NOTICE OF INTENTION TO ENTER ORDER**

20 Respondent's violations of the provisions of chapter 31.04 RCW and chapter 208-620 WAC,
21 as set forth in the above Factual Allegations, Grounds for Entry of Order, and Authority to Impose
22 Sanctions, constitute a basis for the entry of an Order under RCW 31.04.055, RCW 31.04.093, RCW
23 31.04.165, and RCW 31.04.247. Therefore, it is the Director's intention to ORDER that:

1 **V. AUTHORITY AND PROCEDURE**

2 This Statement of Charges and Notice of Intention to Enter an Order to Deny License
3 Application and Prohibit from Industry (Statement of Charges) is entered pursuant to the provisions
4 of RCW 31.04.093, RCW 31.04.165, and RCW 31.04.202, and is subject to the provisions of chapter
5 34.05 RCW (The Administrative Procedure Act). Respondent may make a written request for a
6 hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR
7 HEARING accompanying this Statement of Charges.

8
9 Dated this 2nd day of September, 2016.

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

16 Presented by:

17 /s/ _____
18 ROBERT E. JONES
19 Financial Legal Examiner

20 Approved by:

21 /s/ _____
22 STEVEN C. SHERMAN
23 Enforcement Chief