

1 STATE OF ALASKA  
2 DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT  
3 DIVISION OF BANKING AND SECURITIES

4 )  
5 In the matter of: ) ORDER NO: 17-91-C  
6 FAIRBANKS NEIGHBORHOOD ) ORDER TO PAY SUSPENDED LATE FEES  
7 HOUSING SERVICES, INC. ) AND  
8 NMLS #266203 ) CONSENT TO ORDER  
9 Respondent. )  
10 \_\_\_\_\_ )

11 The Department of Commerce, Community, and Economic Development, Division of  
12 Banking and Securities (“Department”) has conducted an examination of the business  
13 operations of Fairbanks Neighborhood Housing Services, Inc. (“Fairbanks”) and has  
14 determined that the Respondent violated certain provisions of AS 06.60 et seq. (“the Alaska  
15 Secure and Fair Enforcement for Mortgage Licensing Act of 2010 – the Alaska SAFE Act”).

16 Respondent agrees that the Department has jurisdiction over Respondent and this  
17 matter pursuant to the Alaska SAFE Act.

18 Respondent wishes to resolve and settle this matter with the Department. As  
19 evidenced by the authorized signature on this Order, Respondent consents to the entry of this  
20 Order to pay suspended late fees based on the Conclusions of Law and Order. Respondent  
21 waives its right to hearing under AS 44.62 et seq. (the Alaska Administrative Procedure Act)  
22 and the Alaska SAFE Act.

23 **I. FACTS**

24 1. Fairbanks is a nonprofit corporation (entity no. 43428D) organized under the laws

1 of the State of Alaska, and has a physical address of 1427 Gilliam Way, Fairbanks, Alaska,  
2 99701.

3 2. On September 2, 2010, the Department issued an Alaska Mortgage Broker/Lender  
4 license (no. AK266203) to Fairbanks.

5 3. On August 18, 2015, Respondent entered into Consent Order 15-522-C with the  
6 Department (Exhibit 1) which imposed a \$16,425 late fee under AS 06.60.100 and 3 AAC  
7 14.414 for filing late annual reports and late mortgage call reports. Pursuant to the Order, the  
8 late fee was suspended for a period of three years, provided that Respondent complied with  
9 all provisions of the Alaska SAFE Act, including associated regulations. Additionally, if  
10 Respondent failed to comply with any term or condition of the Order, including failure to  
11 comply with any future filing or reporting deadlines, the suspended portion of the late fees  
12 would be immediately due. The Order dated August 18, 2015, was signed by Laura Burke,  
13 the previous executive director. She is no longer employed by the Respondent.

14 4. Mortgage licensees must submit reports of condition of the licensee to the  
15 Department in the form prescribed by the Nationwide Multistate Licensing System and  
16 Registry (“NMLS”). The NMLS requires licensees to submit quarterly reports of condition  
17 known as Mortgage Call Reports (“MCRs”). The NMLS mandates that MCRs be filed after  
18 each calendar quarter by May 15, August 14, November 14, and February 14.

19 5. Two MCRs were filed late. August 14, 2016 was a Sunday, therefore the MCR was  
20 due on Monday, August 15, 2016.

21

MORTGAGE CALL REPORTS (MCRs)				
Year	Quarter	Date Due	Date Filed	Days Late
2016	Q2	8/15/2016	8/19/2016	4
2016	Q4	2/14/2017	2/27/2017	13

22  
23  
24

## II. CONCLUSIONS OF LAW

1  
2 1. Respondent violated AS 06.60.100(c) and Consent Order 15-522-C by filing one late  
3 MCR in 2016 and one late MCR in 2017.

4 2. The suspended late fee in Consent Order 15-522-C is now due pursuant to the terms  
5 of that Order.

6 **III. ORDER**

7 Pursuant to the Alaska SAFE Act and on the basis of the Findings of Fact,  
8 Conclusions of Law, Consent Order 15-522-C, and Respondent's consent to the entry of this  
9 Order, the Department ORDERS Respondent to:

10 1. Pay the suspended late fee of \$16,425 under the following conditions:

11 a. Respondent shall make six equal payments of \$2,737.50 to the State of Alaska,  
12 Division of Banking and Securities by the first of each month beginning June 1, 2017.

13 Invoices and payments will be made in the NMLS.

14 b. The Department may execute judgment for failure to comply with the payment  
15 schedule.

16 2. Comply with all provisions of the Alaska SAFE Act, including associated regulations.

17 This Order is a publicly disclosable document and is reportable to the NMLS.

18 **IT IS SO ORDERED.**

19 Chris Hladick, Commissioner  
20 Department of Commerce, Community  
and Economic Development

21 April 28, 2017  
22 \_\_\_\_\_  
Date

21 /s/ Kevin Anselm  
22 \_\_\_\_\_  
Kevin Anselm, Director  
23 Division of Banking and Securities

24 **Consent to Entry of Order**

1 **Fairbanks Neighborhood Housing Services, Inc.**

2 I, \_\_\_\_\_, state that I am the \_\_\_\_\_ of  
3 Fairbanks Neighborhood Housing Services, Inc. (“Respondent”); that I am authorized to act  
4 on its behalf; that I have read the foregoing Order; and that I am aware of the right to a  
5 hearing and appeal in this matter, and have waived the same.

6 Respondent admits to the jurisdiction of the Department of Commerce, Community  
7 and Economic Development, Division of Banking and Securities (“Department”) and further  
8 consents to entry of this Order by the Department as settlement of the issues contained in this  
9 Order. Respondent admits violation of the Alaska SAFE Act.

10 Respondent understands that the Department reserves the right to take further actions  
11 to enforce this Order or to take appropriate action upon discovery of other violations of the  
12 Alaska SAFE Act, and that Respondent will fully comply with the terms and conditions of  
13 this Order, the Alaska SAFE Act and associated regulations.

14 Respondent enters into this Order voluntarily and understands that this Order is a public  
15 document and is reportable to the NMLS.

16 4-25-17  
Date

/s/ Nadine Winters  
Fairbanks Neighborhood Housing Services, Inc.

18 By: Nadine Winters  
Title: Executive Director

19 SUBSCRIBED AND SWORN TO before me this 25 day of April, 2017 at  
20 Alaska, Fairbanks.

21 /s/ Marcia Lushin  
Notary Public in and for Alaska  
22 March Lushin  
Notary Printed Name  
23 My commission expires: 11-19-19

24 Contact Person:

STATE OF ALASKA  
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