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STATE OF ALASKA DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT DIVISION OF BANKING AND SECURITY

In the Matter of:)	
Danny Lazaro dba: MoneyLine)	0
)	
Respondent Case No. C4000-08-001		

CONSENT ORDER

IT IS HEREBY AGREED by the Department of Commerce, Community and Economic Development, Division of Banking and Security (Division) and Danny Lazaro dba: MoneyLine, 445 South Franklin Street, Juneau, Alaska (Respondent) as follows:

- 1. <u>Licensure.</u> Prior to December 31, 2008 Respondent held Business License number 310028 issued under AS 43.70.020 to do business as MoneyLine. This license was first issued on June 1, 2005.
- Admission/Jurisdiction. Respondent admits and agrees that the
 Commissioner of the Department of Commerce, Community and Economic Development
 has jurisdiction over the subject matter of Respondent's violation of AS 06.55 and over
 this Consent Order.

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COUNT I

- Starting July 1, 2008, anyone offering money services in Alaska must hold a money service license from the State of Alaska or be an authorized delegate of a money service licensee. AS 06.55.
- b. Since July 1, 2008 Respondent dba: MoneyLine has been offering money services in Alaska without a Money Service Business license.
- Since July 1, 2008 Respondent knowingly and willfully had Naya Lazaro dba: Frontier Gifts provide money services on behalf of Respondent in the manner of an authorized delegate.
- 3. Party's Intent: It is the intent of the parties to this Consent Order to provide for the compromise and settlement of the issues described in this consent order under the terms and conditions contained in this order.
- 4. Waiver of Rights. Respondent understands that Respondent has the right to consult with an attorney of Respondent's own choosing and that Respondent has a right to an administrative hearing on the facts in this case. Respondent understands and agrees that by signing this Consent Order, Respondent is waiving the rights to counsel and to a hearing. Further, Respondent understands and agrees that Respondent is relieving the Division of any burden of proving the facts admitted in this Consent Order. Respondent understands and agrees that by signing this Consent Order, Respondent voluntarily and knowingly is giving up the right to present oral and documentary evidence, to present rebuttal evidence, to cross-examine witnesses, and to appeal the Commissioner's decision to Superior Court. Respondent will not seek administrative review of this order and acknowledges that any administrative hearing or review based on this Consent Order would be dismissed.

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5. <u>Definitions</u>. Words or terms in this Consent Order that are defined by AS 06.55.990 shall have the meaning provided by that statute.

6. Consent Order and Decision. Respondent agrees that the Commissioner has the authority to adopt this Consent Order and to issue the following Decision and Order:

PROPOSED DECISION AND ORDER

IT IS HEREBY ORDERED for Count I that the Respondent shall pay (a) a civil penalty of \$80,000.00 (eighty thousand dollars) of which \$65,000.00 (sixty five thousand dollars) is suspended pending no violations of the probation requirements and (b) investigative fees of \$1250.00 (one thousand two hundred fifty dollars) for a total amount immediately due of \$16,250,00 (sixteen thousand two hundred fifty dollars). Payment of the \$16,250 (sixteen thousand two hundred fifty dollars) may be made in consecutive monthly payments of no less than \$300.00 (three hundred dollars) a month, due by the 25th day of each month after the signing of this order until paid in full.

The civil penalty should be paid to the **State of Alaska** through Lorie L. Hovanec, Director of the Division of Banking and Securities, 550 West Seventh Avenue, Suite 1940, Anchorage, Alaska 99501.

FURTHER CONDITIONS OF PROBATION

Respondent shall be on probation for a period of 6 (six) years commencing the date of this signed order; The first 3 years of probation Respondent shall not engage in activities that require licensure as a money service business with FINCEN or with the State of Alaska. If Respondent offers money services in Alaska after the 3 year ban ends. the Respondent shall:

State of Alaska	Department of Commerce, Community and Economic Development	Division of Banking and Securities, 550 West 7th Avenue Ste 1940	Anchorage, AK - 99501-3567 - Tel (907) 269-8140 - FAX (907) 269-8146
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1. Comply with all the provisions of AS 06.55 and 3 AAC 13.

 Submit reports concerning money services provided, to the Division as requested in addition to those required under AS 06.55 or 3 AAC 13.

3. Prior to being licensed under AS 06.55.101 Respondent must complete training approved in advanced by the Division in state and federal statutes and regulations regarding money services and ensure that employees of the Respondent receive such training. The term "employees" includes but is not limited to contract labor, family members, or other persons who will accept money services transactions on behalf of Respondent.

- 4. Prior to being licensed under AS 06.55.101 Respondent shall establish a system, acceptable to the Division for maintaining banking records and for record keeping for his money services business.
- 5. Respondent shall provide a copy of this Consent Order to any Money Service Business licensees with whom Respondent intends to act as an authorized delegate prior to entering into the contract described in AS 06.55.301. All such new contracts or requests to provide services as a delegate must be approved by the Division prior to the effective date of the contract agreement.
- 6. Respondent shall cooperate fully with the Division and with requests from FINCEN or other agencies regulating Money Service Businesses. Respondent acknowledges that operating in violation of this Consent Order; the State of Alaska may seek relief under AS 06.55.

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FUTURE VIOLATIONS

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If Respondent is charged in the future with violating AS 06.55, any of the regulations adopted under AS 06.55, or the conditions of probation established by this Consent Decree, Respondent may not contest the factual basis for this consent order as set out in paragraph 2 above.

ADDRESS OF THE DEPARTMENT REPRESENTATIVE

All required reports or other communication concerning compliance with this Consent Order shall be addressed to:

> Linette Lacy, Investigator State of Alaska Division of Banking and Securities 550 West Seventh Avenue, Suite 1940 Anchorage, Alaska 99501-3567 TEL: 269-8188 FAX: 269-1066

IT IS HEREBY FURTHER ORDERED that this order shall take effect immediately upon its adoption by the Commissioner or his delegate and is a public record of the Department and the State of Alaska. The State may provide a copy of it to any person or entity making a relevant inquiry.

DATED this 20th day of May, 2009, at Anchorage, Alaska.

Emil Notti, Commissioner Department of Commerce, Community, and Economic Development

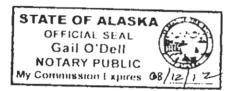
By: /s/ Lorie L. Hovanec Lorie L. Hovanec, Director Division of Banking & Securities

I, as owner and sole proprietor of MoneyLine have read the Consent Order, understand it, and agree that I shall be bound by its terms and conditions.

Dated: 05/27/09

/s/ Danny Lazaro Danny Lazaro, Owner

Danny Lazaro Printed Name



/s/ Gail O'Dell

Notary Public in and for Alaska My commission expires: 08/12/12

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

In the Matter of:	
Danny Lazaro dba: MoneyLine	
Respondent	
Case No. C4000-08-001	

ORDER

The Commissioner or his delegate of the Department of Commerce, Community and Economic Development for the State of Alaska, having examined the Consent Order and Proposed Decision, Case No. C4000-08-001, hereby adopts the Consent Order and Decision in this matter.

DATED this 1st day of June, of 2009, at Anchorage, Alaska.

Emil Notti, Commissioner Department of Commerce, Community, and Economic Development

By: /s/ Lorie L. Hovanec

Lorie L. Hovanec, Director

Division of Banking & Securities