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

In the Matter of:	)
MJB Francisco Corporation	)
Respondent	) )
Case No. 4000-09-001, 4000-09-002	



# CONSENT ORDER

IT IS HEREBY AGREED by the Department of Commerce, Community and Economic Development, Division of Banking and Security (Division) and MJB Francisco Corporation, (Respondent) as follows:

- 1. Licensure. Respondent currently holds Business License 923137 issued under AS 43.70.020 to do business as MJB Services UMAC Express Cargo. This license was issued on December 16, 2008 and will expire unless renewed on December 31, 2010.
- 2. 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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Case No. 4000-09-001, 4000-09-002

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#### COUNT I

On July 1, 2008 the State of Alaska required licensing of all money a. service businesses doing business in the State of Alaska, AS 06.55. From December 17, 2008 to present, Respondent holds money service business license 10021 for Alaska.

On July 1, 2008 the State of Alaska required licensing of all money b. service businesses doing business in the State of Alaska, AS 06.55. From December 17, 2008 to present Respondent has been found to be in violation of AS 06.55.810 for failure to provide signs to delegates which they are to post in view of the customer.

- 3. Parties' 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.
- Waiver of Rights. Respondent understands that Respondent has the right to 4. 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.
- Consent Order and Decision. Respondent agrees that the Commissioner 5. has the authority to adopt this Consent Order and to issue the following decision and order:

Case No. 4000-09-001, 4000-09-002

# 19 269-8146 TAX (907) 269-8146 Department of Commerce, Community and Economic Development Division of Banking and Securities, 550 West 7th Avenue Ste 1940 icherage, AK 99501-3567 Tel (907) 269-8140 FAX (907) 269-81 Anchorage, 20

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#### PROPOSED DECISION AND ORDER

IT IS HEREBY ORDERED for Count I that the Respondent shall pay (a) a civil penalty of \$100.00 and (b) investigative fees of \$150.00. A total payment of \$250.00 is due within 30 (thirty) days of signed agreement. 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.

#### **FUTURE VIOLATIONS**

If Respondent is charged in the future with violating AS 06.55 or any of the regulations adopted under AS 06.55, 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

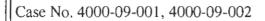
IT IS HEREBY FURTHER ORDERED that this order shall take effect immediately upon its adoption by the Commissioner or his delegate and is a public record of the Department and the State of Alaska. The State may provide a copy of it to any

Case No. 4000-09-001, 4000-09-002

person or entity making a relevant inquiry.

State of Alaska

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2	DATED this 3rd day of December, 2009, at Anchorage, Alaska.		
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4	Emil Notti, Commissioner		
5	Department of Commerce, Community, and		
6	Economic Development		
7			
8	By: /s/ Lorie L. Hovanec		
9	Lorie L. Hovanec, Director		
10	Division of Banking & Securities		
11			
12	I, as agent for MJB Francisco Corporation, have read the Consent Order, understand it.		
13	and agree that MJB Francisco Corporation shall be bound by its terms and conditions.		
14			
15	Dated: 12/21/2009 /s/ Jennifer Francisco Yi		
16	Agent		
17	Jennifer Francisco Yi		
18	Agent's Printed Name		
19			
20			
21	SUBSCRIBED AND SWORN TO before me this day of,		
22			
23			
24	/s/ Nicolai K. Larsen		
25	Notary Public in and for Alaska Washington		
26	My commission expires: 04/19/13		



WASHING

10 11 12 13 14 15 16 17 18 19 20 21 Anchorage, AK. 99501-365. Tel (907) 269-8140. FAX (907) 269-8146. Archorage, AK. 90501-367. Tel (907) 269-8140. Archorage, AK. 90501-369-8140. Archorage, A Department of Commerce, Community and Economic Development Division of Banking and Securities, 550 West 7th Avenue Ste 1940 33

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# STATE OF ALASKA DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC **DEVELOPMENT**

#### DIVISION OF BANKING AND SECURITIES

In the Matter of:
MJB Francisco Corporation
Respondent
Case No. 4000-09-001, 4000-09-002

## <u>ORDER</u>

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. 4000-09-001, 4000-09-002, hereby adopts the Consent Order and decision in this matter.

LLH 2010 DATED this 5th day of January 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

Case No. 4000-09-001, 4000-09-002