



1 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. Burke is the executive director of Fairbanks and is listed as its only control person on  
6 its NMLS registration. The Department originally issued mortgage loan originator license  
7 number 263911 to Burke in 2010. Burke's license expired on January 1, 2012 because she  
8 failed to file required registration paperwork timely with the Department. On March 5, 2012  
9 her license was reinstated.

10 4. Mortgage licensees must file annual reports with the Department by March 15 of the  
11 year following an annual period of licensure. Burke is the person at Fairbanks responsible for  
12 filing the reports with the Department.

13 5. On February 23, 2015, the Department sent an email to Burke, as the only designated  
14 control person and assigned contact person, with a reminder that Fairbanks was required to  
15 file its annual report for 2014 with the Department by March 16, 2015<sup>1</sup>. As of the date of this  
16 order, Fairbanks has not filed its annual report for 2014. Previously, Fairbanks filed its  
17 annual report late for 2010, 2011 and 2012<sup>2</sup>.

#### 18 ANNUAL REPORTS

19 Year	Date Due	Date Filed	Days Late
20 2010	03/15/2011	03/24/2011	9
21 2011	03/15/2012	03/19/2012	4
22 2012	03/15/2013	08/02/2013	140
23 2013	03/17/2014 <sup>3</sup>	02/20/2014	0
24 2014	03/16/2015		>90

<sup>1</sup> March 15, 2015 was on a Sunday, so the report was due by Monday, March 16, 2015.

<sup>2</sup> Fairbanks was invoiced for the 2012 Annual Report for \$3,500 and it was paid in full.

<sup>3</sup> March 15, 2014 was on a Saturday, so the report was due by Monday, March 17, 2014.

6. Mortgage licensees must file annual reports with the Department by March 15, and the Department is authorized to assess a late fee of \$25 per day for annual reports that are not filed on time. Fairbanks' 2010 annual report was filed on March 24, 2011, 9 days after March 15, 2011. Fairbanks' 2011 annual report was filed on March 19, 2012, 4 days after March 15, 2012. Fairbanks' 2012 annual report was filed on August 2, 2013, 140 days after March 15, 2013. Fairbanks' 2014 annual report has not yet been filed and is therefore at least 90 days overdue.

7. Mortgage licensees must submit reports of condition of the licensee to the Department in the form prescribed by the National Mortgage Licensing System and Registry ("NMLS"). The NMLS requires licensees to submit quarterly reports of condition known as Mortgage Call Reports ("MCRs"). The NMLS mandates that MCRs be filed after each calendar quarter by May 15, August 14, November 14, and February 14. Fairbanks has filed eight late MCR quarterly reports since 2011, totaling 563 days late.

MORTGAGE CALL REPORTS (MCRs)

Year	Quarter	Date Due	Date Filed	Days Late
2011	Q2	08/14/2011	08/30/2011	16
2011 <sup>4</sup>	Q4	02/15/2012	02/24/2012	9
2012	Q2	08/14/2012	10/11/2012	58
2013	Q1	05/15/2013	01/14/2014	239
2013	Q2	08/14/2013	01/14/2014	150
2013	Q3	11/14/2013	01/14/2014	60
2014	Q1	05/15/2014	05/16/2015	1
2015	Q1	5/15/2015	6/15/2015	30

**II. CONCLUSIONS OF LAW**

1. Burke is a "control person" of Fairbanks as that term is defined in AS 06.60.990(4)

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<sup>4</sup> Fairbanks was invoiced \$225.00 for the 2011 Quarter 4 MCR and it was paid in full.

1 and is responsible for filing required reports with the Department.

2 2. Respondents violated AS 06.60.100(a) and 3 AAC 14.410 by filing Fairbanks' annual  
3 report late in 2010, 2011, 2012 and 2014. Under 3 AAC 14.414, the Department may assess  
4 a fee of \$25 per day for reports filed late.

5 3. Respondents violated AS 06.60.100(c) by filing eight quarterly MCRs late totaling  
6 563 days. Under 3 AAC 14.414, the Department may assess a fee of \$25 per day for reports  
7 filed late.

8 4. Respondents are subject to a civil penalty under AS 06.60.100(b) and AS 06.60.420  
9 for violating AS 06.60.100(a) and (c) and 3 AAC 14.410.

### 10 **III. ORDER**

11 Pursuant to the Alaska SAFE Act and on the basis of the Findings of Fact,  
12 Conclusions of Law and Respondents' consent to the entry of this Order, the Department  
13 ORDERS Respondents to:

14 1. Immediately file the late 2014 annual report.  
15 2. Pay late fees of \$25 per day for each day late under AS 06.60.100 and 3 AAC 14.414  
16 for a total of \$13,850 for filing eight late MCR reports, and at least \$2,575 for filing four late  
17 annual reports, for a total of \$16,425. These late fees are suspended for a period of three  
18 years.

19 3. Pay a civil penalty under AS 06.60.420 in the amount of \$3,000. This penalty is  
20 calculated with \$250 for each of the twelve late report filings.

21 4. Comply with all provisions of the Alaska SAFE Act, including associated regulations.

22 If Respondents fail to comply with any term or condition of this Order, including failure to  
23 comply with any future filing or reporting deadlines, the suspended portion of the late fees  
24 will be immediately due.

1 5. Respondents are jointly and severally liable for complying with the terms of this order  
2 including payment of the civil penalty.

3 6. This Order is a publicly disclosable document and is reportable to the NMLS.  
4

5 **IT IS SO ORDERED.**

6 Chris Hladick, Commissioner  
7 Department of Commerce, Community  
8 and Economic Development

9 August 18, 2015  
10 Date

/s/ Kevin Anselm  
11 Kevin Anselm, Director  
12 Division of Banking and Securities

13 **Consent to Entry of Order**  
14 **Fairbanks Neighborhood Housing Services, Inc.**

15 I, Laura Burke, state that I am the Executive Dir of  
16 Fairbanks Neighborhood Housing Services, Inc. ("Fairbanks"); that I am authorized to act on  
17 its behalf; that I have read the foregoing Order; and that I am aware of the right to a hearing  
18 and appeal in this matter, and have waived the same.

19 Respondent admits the jurisdiction of the Department of Commerce, Community and  
20 Economic Development, Division of Banking and Securities ("Department") and further  
21 consents to entry of this Order by the Department as settlement of the issues contained in this  
22 Order. Respondent admits violation of the Alaska SAFE Act.

23 Respondent understands that the Department reserves the right to take further actions  
24 to enforce this Order or to take appropriate action upon discovery of other violations of the

1 Alaska SAFE Act, and that Respondent will fully comply with the terms and conditions of  
2 this Order, the Alaska SAFE Act and associated regulations.

3 Respondent enters into this Order voluntarily and understand that this Order is a  
4 public document and is reportable to the NMLS.

5  
6 August 14, 2015  
Date

/s/ Laura Burke  
Fairbanks Neighborhood Housing Services, Inc.

7  
8 By: Laura Burke  
Title: Executive Director

9  
10 SUBSCRIBED AND SWORN TO before me this 14th day of August, 2015 at  
Fairbanks, Alaska.

11  
12 /s/ Shannon M Pearson  
Notary Public in and for Alaska

13  
14 Shannon M Pearson  
Notary Printed Name  
My commission expires: Aug 27, 2017

15  
16  
17 **Consent to Entry of Order**  
**Laura Burke**

18 I, Laura Burke, hereby acknowledge that I have read the foregoing Order; and that I  
19 am aware of the right to a hearing and appeal in this matter, and have waived the same.

20 I admit the jurisdiction of the Department of Commerce, Community and Economic  
21 Development, Division of Banking and Securities (“Department”) and further consent to  
22 entry of this Order by the Department as settlement of the issues contained in this Order. I  
23 admit violation of the Alaska SAFE Act.

24 I understand that the Department reserves the right to take further actions to enforce

1 this Order or to take appropriate action upon discovery of other violations of the Alaska  
2 SAFE Act, and that I will fully comply with the terms and conditions of this Order, the  
3 Alaska SAFE Act and associated regulations.

4 I enter into this Order voluntarily and understand that this Order is a public document  
5 and is reportable to the NMLS.

6  
7 August 14, 2015 /s/ Laura Burke  
8 Date Laura Burke

9 SUBSCRIBED AND SWORN TO before me this 14th day of August, 2015 at  
10 Fairbanks, Alaska.

11 /s/ Shannon M Pearson  
12 Notary Public in and for Alaska

13 Shannon M Pearson  
14 Notary Printed Name  
15 My commission expires: Aug 27, 2017

16 Contact Person:  
17 Emily L. Waters, Securities Examiner  
18 907-269-8140  
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