

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

4  
5 In the Matter of: )  
6 )  
7 Naya Lazaro dba: Frontier Gifts )  
8 )  
9 )  
10 Respondent )

COPY

11 Case No. C4000-08-003; C4000-08-019  
12

13  
14 CONSENT ORDER  
15

16 IT IS HEREBY AGREED by the Department of Commerce, Community and Economic  
17 Development, Division of Banking and Securities (Division) and Naya Lazaro dba: Frontier Gifts  
18 at 445 South Franklin Street, Juneau, Alaska, (Respondent) as follows:  
19

20 1. Licensure. Respondent currently holds Business License 23231 issued under AS  
21 43.70.020 to do business as Naya Lazaro dba: Frontier Gifts. This license was issued on April 20,  
22 2009 and will expire unless renewed on December 31, 2009.

23 2. Admission/Jurisdiction. Respondent admits and agrees that the Commissioner of the  
24 Department of Commerce, Community and Economic Development has jurisdiction over the  
25 subject matter of Respondent's violation of AS 06.55 and over this Consent Order.  
26

27 COUNT I  
28

29 a. On July 1, 2008 the State of Alaska required licensing of all money service  
30 businesses doing business in the State of Alaska, AS 06.55. From July 1, 2008 to present  
31 Respondent has operated as a delegate for money service businesses.

32 b. The investigation conducted by the Division has revealed that Respondent is  
33 an authorized delegate for a licensed money service business, Express Padala and has operated as a  
34 delegate for an unlicensed money service business, MoneyLine, owned by her husband, Danny

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Lazaro. Respondent also operated as a delegate for an unlicensed money service business, BPI Express Remittance. Acting as a delegate for an unlicensed money service business is a violation of AS 06.55.302, of which Respondent has separate violations for both BPI Express Remittance and MoneyLine.

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.

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.

5. 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 \$50,000.00 (fifty thousand dollars) of which \$40,000.00 (forty thousand dollars) is suspended for a

1 probation period of 5 (five) years during which Respondent will not be found in violation of the  
2 Consent Order or probation requirements and (b) investigative fees of \$1250.00. A total payment  
3 of \$11,250.00 (eleven thousand two hundred fifty dollars) is due in monthly payments of  
4 \$1,000.00 (one thousand dollars). Payments are due by the 15<sup>th</sup> of each month, until payment is  
5 made in full, commencing with the signing of this order. The civil penalty should be paid to the  
6 **State of Alaska** through Lorie L. Hovanec, Director of the Division of Banking and Securities,  
7 550 West Seventh Avenue, Suite 1940, Anchorage, Alaska 99501.

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9           CONDITIONS OF PROBATION: Respondent shall serve a probation period of 5 (five)  
10 years commencing the date of this signed Order, during which Respondent shall not be found to  
11 violate any state and/or federal requirements, procedures, regulations, and statutes governing money  
12 services by a court of competent jurisdiction. In addition, the Respondent shall complete the  
13 following requirements:

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15                           a.       The Respondent shall submit reports or other documentation to the  
16 Division as requested.

17                           b.       Full disclosure of this Consent Order will be made to all money  
18 service business licensees for which Respondent currently operates as a delegate and to all money  
19 service business licensees prior to entering into a new contract. All new contracts or requests to  
20 provide services as a delegate must be approved by the Division prior to entering into contract.

21                           c.       Respondent will continue to cooperate fully with the Division and  
22 requests from FINCEN or other agencies regulating money service businesses.

23                           d.       Respondent acknowledges that operating in violation of this Consent  
24 Order, the State of Alaska may seek relief under AS 06.55

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26 In the event the Respondent is found to be guilty of a violation, by a court of competent jurisdiction,  
27 the suspended portion of the civil penalty shall be immediately due upon such finding.

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

1 FUTURE VIOLATIONS

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3 If Respondent is charged in the future with violating AS 06.55 or any of the regulations  
4 adopted under AS 06.55, Respondent may not contest the factual basis for this Consent Order as set  
5 out in paragraph 2 above.

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7 ADDRESS OF THE DEPARTMENT REPRESENTATIVE

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

11  
12 Linette Lacy, Investigator  
13 State of Alaska  
14 Division of Banking and Securities  
15 550 West Seventh Avenue, Suite 1940  
16 Anchorage, Alaska 99501-3567  
17 TEL: 269-8188 FAX: 269-1066  
18

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

23 DATED this 9th day of July, 2009, at Anchorage, Alaska.

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26 Emil Notti, Commissioner  
27 Department of Commerce, Community, and Economic  
28 Development

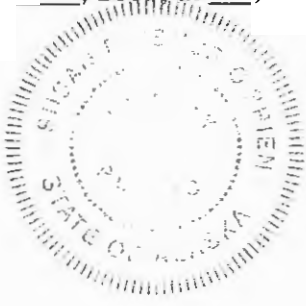
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31 By: /s/ Lorie L. Hovanec  
32 Lorie L. Hovanec, Director  
33 Division of Banking & Securities

1 I, as agent for Frontier Gifts, have read the Consent Order, understand it, and agree that Naya  
2 Lazaro dba: Frontier Gifts shall be bound by its terms and conditions.

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4 Dated: July 15, 2009

/s/ Naya Lazaro  
Naya Lazaro, Owner

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8 SUBSCRIBED AND SWORN TO before me this 15th day of,  
9 July, 2009, at Juneau State/Country Alaska



10  
11 /s/ Susan Reisnus-O'Brien  
12 Notary Public in and for Alaska  
13 My commission expires: 06/01/11

State of Alaska  
Department of Commerce, Community and Economic Development  
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14 **ORDER**

15  
16 The Commissioner or his delegate of the Department of Commerce, Community and Economic  
17 Development for the State of Alaska, having examined the Consent Order and proposed decision,  
18 Case No. C4000-08-003; C4000-08-019, hereby adopts the Consent Order and decision in this  
19 matter.

20  
21 DATED this 21st day of July, of <sup>LLH</sup>~~2009~~<sup>2009</sup>, at  
22 Anchorage, Alaska.

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25 Emil Notti, Commissioner  
26 Department of Commerce, Community, and Economic  
27 Development  
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31 By: /s/ Lorie L. Hovanec \_\_\_\_\_  
32 Lorie L. Hovanec, Director  
33 Division of Banking & Securities  
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