

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

In the matter of:)
Mortgage Brokers of Alaska Corporation) ORDER NO: 21-123-C
NMLS #1708957) ORDER IMPOSING CIVIL PENALTIES
AND
Respondent.) CONSENT TO ORDER

The Department of Commerce, Community, and Economic Development, Division of Banking and Securities (“Department”) has conducted an examination of the business activities of Mortgage Brokers of Alaska Corporation (“Respondent”) and has determined that Respondent violated certain provisions of AS 06.60 et seq (the Alaska Secure and Fair Enforcement for Mortgage Licensing Act of 2010 – the “Alaska SAFE Act”).

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

Respondent wishes to resolve and settle this matter with the Department. As evidenced by the authorized signature on this Order, Respondent consents to the entry of this Order imposing civil penalties based on the Conclusions of Law and Order. Respondent waives its right to a hearing under AS 44.62 et seq (the Alaska Administrative Procedure Act) and the Alaska SAFE Act.

I. FINDINGS OF FACT

1. Respondent is an Alaska corporation, entity number 10071303, with its principal place of business located at 1577 C Street, Suite 101, Anchorage, AK 99501. On February 1, 2018,

1 the Department issued an Alaska Mortgage Broker/Lender license to Respondent.

2 Respondent's unique identifier is AK1708957.

3 2. Mortgage licensees must submit reports of condition of the licensee to the Department
4 in the form prescribed by the Nationwide Multistate Licensing System and Registry
5 ("NMLS"). Mortgage licensees must submit to the NMLS, as required by the NMLS,
6 Mortgage Call Reports ("MCRs") after each calendar quarter by May 15, August 14,
7 November 14, and February 14.

8 3. In April 2021, the Department conducted an examination of Respondent's mortgage
9 origination activities. During the examination, the Department notified Respondent that it
10 failed to file any MCRs in 2021.

11 4. In November 2021, after reviewing Respondent's registration in the NMLS, the
12 Department found that Respondent had still not filed its MCRs for the first, second, or third
13 quarters of 2021.

MORTGAGE CALL REPORTS (MCRs)				
Year	Quarter	Date Due	Date Filed	Days Late as of 12/02/2021
2021	1	5/15/2021	N/A	201
2021	2	8/14/2021	N/A	110
2021	3	11/14/2021	N/A	18
Total Days:				329

19 II. CONCLUSIONS OF LAW

20 1. Respondent violated AS 06.60.100(c) by failing to file three MCRs in 2021.

21 2. Respondent is subject to a civil penalty under 3 AAC 14.414 for violating AS
22 06.60.100(c).

23 3. Under 3 AAC 14.414, a mortgage licensee or a registered depository institution shall
24 pay a late filing civil penalty of \$25 per day for each day that the report of condition required

1 under AS 06.60.100(c) is late.

2 **III. ORDER**

3 Pursuant to the Alaska SAFE Act and on the basis of the Findings of Fact,
4 Conclusions of Law, and Respondents' consent to the entry of this Order, the Department
5 ORDERS Respondent to:

6 1. Pay a civil penalty in the amount of \$6,580. This amount was calculated at \$20 a day
7 for the 329 days that the Respondent has not filed its MCRs in 2021. This amount is
8 immediately due to the Department.

9 2. Comply with all provisions of the Alaska SAFE Act and associated regulations.
10 This Order shall be publicly disclosed and is reportable to the NMLS.

11 **IT IS SO ORDERED.**

12 Julie Sande, Commissioner
13 Department of Commerce, Community
14 and Economic Development

15 May 31, 2022
16 Date

17 /s/ Robert H. Schmidt
18 Robert H. Schmidt, Director
19 Division of Banking and Securities
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1 **Consent to Entry of Order**

2 **Mortgage Brokers of Alaska Corporation**

3 I, E. Roy Briley, Jr., state that I am the owner of
4 Mortgage Brokers of Alaska Corporation (“Respondent”); that I am authorized to act on its
5 behalf; that I have read the foregoing Order; and that I am aware of the right to a hearing and
6 appeal in this matter, and have waived the same.

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

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

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

3 5/27/2022
4 Date

/s/ E. Roy Briley Jr
Mortgage Brokers of Alaska Corporation

5 By: E. Roy Briley Jr.
6 Title: Owner

7 SUBSCRIBED AND SWORN TO before me this 27th day of May, 2022 at
8 Anchorage, Alaska.

/s/ Jason E. Sarate
Notary Public in and for Alaska

9 Jason E. Sarate
10 Notary Printed Name
My commission expires: 7/31/22

11 Contact Person:
12 Tracy Reno
13 Chief of Examinations
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