

1 State of New Hampshire Banking Department

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3 In re the Matter of:) Case No.: 07-012
)
 4 State of New Hampshire Banking) Consent Order
)
 5 Department,)
)
 6 Petitioner,)
)
 7 and)
)
 8 Coastal Mortgage Group, Hajmil Carr,)
)
 9 and Eric Gundberg,)
)
 10 Respondent (s))
)

11
12 CONSENT ORDER

13 I. For purposes of settling the above-referenced matter, among other
14 things, the New Hampshire Banking Department (hereinafter referred to
15 as "the Department") and Respondents, do hereby enter this Agreement
and stipulate to the following:

- 16 1. The Respondents are licensed to conduct mortgage brokering
17 activity by the Department pursuant to RSA 397-A:3.
- 18 2. The Respondents' primary business is located at 14 Maine Street
Brunswick, ME.
- 19 3. The Department began an examination of Respondent entity on
20 January 22, 2007.
- 21 4. The examination was halted by the licensee on that date.
- 22 5. The Commissioner subsequently issued an Order to Show Cause with
23 Immediate Suspension and a Cease and Desist Order to Respondents.
- 24 6. The Respondents have substantially complied with examination
25 requests thereafter.

1 II. For purposes of amicably resolving and closing the above-referenced
2 matters the Respondent agrees to the following terms and conditions and the
3 Department accepts the same:

- 4 1. The Respondent agrees that it has voluntarily entered into this
5 Agreement without reliance upon any discussions between the
6 Department and Respondent, without promise of a benefit of any kind
7 (other than concessions contained in this Agreement), and without
8 threats, force, intimidation, or coercion of any kind. The
9 Respondent further acknowledges its understanding of the nature of
10 the offenses stated above, including the penalties provided by law.
- 11 2. The Respondent agrees to waive any and all rights to a hearing and
12 appeal thereof.
- 13 3. The Respondent agrees that it will not deny the factual basis for
14 this Agreement to which it has stipulated above and will not give
15 conflicting statements about such facts or its involvement in the
16 stipulated facts.
- 17 4. The Respondent agrees that all terms of this Agreement are
18 contractual and none is a mere recital.
- 19 5. The Respondents will pay a fine for violation of RSA 399-A:12 in the
20 amount of \$1,000.
- 21 6. The Department agrees to reinstate the Respondents license 60 days
22 from the initial license suspension date.
- 23 7. The Respondent acknowledges that failure to make payment as agreed
24 above, operation during any further suspension period or further
25 violations of law will result in license action and additional
administrative fines.
8. Each person who signs this Consent Order in a representative
capacity warrants that his or her execution of this Consent Order is
duly authorized, executed, and delivered by and for the entity for
which he signs.

This Agreement represents the complete and final resolution of, and discharge
of any basis for any civil or administrative proceeding by the Department
against the Respondent for violations arising as a result of or in connection
with any actions or omissions by the Respondent through the date of this
Order as it applies to the allegation of Failure to Facilitate an
Examination; provided, however, this release does not apply to facts not

1 known by the Department or not otherwise provided by the Respondent to the
2 Department as of the date of this Order nor does it prohibit the Department
3 from taking action as a result of the Examination currently ongoing. The
4 Department expressly reserves its right to pursue any administrative or civil
5 action or remedy available to it should the Respondent breach this Agreement
6 or in the future violate the Act or rules and orders promulgated thereunder.
7 Nothing in this Agreement, absent default, will preclude the Respondent's re-
8 instatement as a mortgage broker in New Hampshire.
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1 **WHEREFORE**, based on the foregoing, we have set our hands to this Agreement,
2 with it taking effect upon the signature of Peter C. Hildreth, Bank
3 Commissioner.

4 Recommended this 22 day of February, 2007 by

5 /s/

6 James Shepard, Staff Attorney, Banking Department

7 Executed this 23 day of February, 2007.

8 /s/

9 Steve Gordon, as representative for Respondents

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11 **FINDING THE ABOVE CONSENT ORDER AND THE AGREEMENTS CONTAINED THEREIN TO BE IN**
12 **THE PUBLIC INTEREST IT IS;**

13 **SO ORDERED**

14 this 23 day of February, 2007.

15
16 /s/

17 Peter C. Hildreth,
18 Bank Commissioner