

1 State of New Hampshire Banking Department

2 In re the Matter of:)
)
 3 New Hampshire Banking Department,) Case No.: No. 08-394
)
 4 Petitioner,)
) Order for Default Judgment
 5 and)
)
 6 Secure Mortgage Corporation (d/b/a SMC)
)
 7 Lending), Gary Yi, and Frederick S.)
)
 8 Thielker,)
)
 9 Respondents)
)

10 Default Judgment

11 The Commissioner of the New Hampshire Banking Department
 12 ("Department") issued an Order to Show Cause ("Order") against the
 13 Respondents Secure Mortgage Corporation (d/b/a SMC Lending) ("Respondent
 14 Secure Mortgage"), Gary Yi ("Respondent Yi") and Frederick S. Thielker
 15 ("Respondent Thielker") on February 5, 2009 via U.S. Certified Mail Return
 16 Receipt requested. The Order was returned to the Department as "Attempted
 17 Not Known, Returned to Sender."

18 The Commissioner accepted service of the Order on behalf of the above
 19 named Respondents on March 3, 2009. The Respondents had thirty (30) days
 20 from March 3, 2009 to request a hearing or reach a settlement with the
 21 Department. The Respondents failed to request a hearing or reach a
 22 settlement with the Department on or before April 2, 2009 (which is thirty
 23 days from March 3, 2009) as required to avoid Default.

24 It is hereby ORDERED, that:

- 25 1. By operation of law, a default judgment was entered against

1 Respondents on April 3, 2009;

2 2. The allegations contained in the Order hereby deemed true;

3 3. Respondent Secure Mortgage shall immediately pay to the Department an
4 administrative fine in the amount of \$2,500.00;

5 4. Respondent Yi shall immediately pay to the Department an
6 administrative fine in the amount of \$5,000.00;

7 5. Respondent Thielker shall immediately pay to the Department an
8 administrative fine in the amount of \$5,000.00;

9 6. Respondents shall immediately pay to the Department the outstanding
10 examination invoice totaling \$4,310.00;

11 7. Each of the above named Respondents shall be jointly and severally
12 liable for the amounts in Paragraph 3 through 6 above; and

13 8. Respondent Secure Mortgage's license is hereby revoked.
14

15 SIGNED,

16
17 Dated: 05/12/09

18 /s/
19 PETER C. HILDRETH
20 BANK COMMISSIONER
21
22
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25