



WHEREAS, Community Realty is, and at all relevant times, has been a Massachusetts licensed mortgage broker doing business in the Commonwealth of Massachusetts;

WHEREAS, on June 4, 2009, the Division issued a TEMPORARY ORDER TO CEASE AND DESIST, Docket No. 2009-102 (the "Temporary Order"), against Community Realty based upon the Licensee's: failure to obtain and maintain a surety bond, in violation of 209 CMR 42.06(2)(a) and failure to file the financial statements that are required pursuant to the license renewal process, in violation of 209 CMR 42.06(2)(b)3. The Temporary Order is incorporated herein by reference;

WHEREAS, Community Realty filed a response to the Temporary Order with the Division whereby the Licensee attested that it has discontinued the business of mortgage brokering in Massachusetts and desires to surrender its Massachusetts mortgage broker license(s) No.(s) MB2614;

WHEREAS, the parties now seek to resolve this matter by mutual agreement; and

WHEREAS, in recognition of the Division and Community Realty having reached the following mutual agreement under this Consent Order to resolve this matter, the Commissioner has terminated the Temporary Order on this 28th day of July, 2009.

#### ORDER

NOW COME the parties in the above-captioned matter, the Division and Community Realty, and stipulate and agree as follows:

1. Community Realty attests that any and all officers, directors, managers, employees, independent contractors, and/or agents, operating on behalf of Community Realty, have ceased engaging in the activity of a mortgage broker and mortgage loan originator in

Massachusetts, as those terms are defined under General Laws chapter 255E, section 1 and General Laws chapter 255F, section 1, respectively.

2. Immediately upon the execution of this Consent Agreement, Community Realty will surrender its Massachusetts mortgage broker license(s) MB2614 by returning the original license certificate(s) to the Division at One South Station, 3<sup>rd</sup> Floor, Boston, Massachusetts 02110. Upon receipt of the license certificate(s), the Division will update Community Realty's status in Massachusetts through the Nationwide Mortgage Licensing System (NMLS) to "Surrendered."

3. To the extent that Community Realty wishes to resume business as a mortgage broker at any time hereafter, Community Realty shall be required to submit a completed application to obtain the relevant license(s) from the Commissioner. The Commissioner shall have all of the discretion set forth within General Laws chapter 255E, section 4 and the Division's regulation 209 CMR 42.00 *et seq.* in determining whether to issue a license to Community Realty to conduct the licensed business.

4. The provisions of this Consent Order shall not limit, estop, or otherwise prevent any other state agency or department, from taking any other action affecting Community Realty and/or any of its officers, directors, or managers.

5. This Consent Order shall become effective immediately upon the date of its issuance.

6. The provisions of this Consent Order shall be binding upon Community Realty and its directors, officers, managers, and assigns.

7. In accordance with the terms of the Consent Agreement entered by Community Realty and the Commissioner, Community Realty has waived all rights of appeal that it may have relative to the Temporary Order.

8. The provisions of this Consent Order shall remain effective and enforceable except to the extent that, and until such time as, any provisions of this Consent Order shall have been modified, terminated, suspended, or set aside by the Commissioner or upon an order of a court of competent jurisdiction.

9. This Consent Order and the Consent Agreement are the complete documents representing the resolution of this matter. There are no other agreements, promises, representations, or warranties other than those set forth in this Consent Order, which replaces and supersedes all prior agreements between Community Realty and the Commissioner.

**BY ORDER AND DIRECTION OF THE COMMISSIONER OF BANKS:**

Dated at Boston, Massachusetts, this 28th day of July, 2009.

Steven L. Antonakes  
Commissioner of Banks  
Commonwealth of Massachusetts