

COMMONWEALTH OF MASSACHUSETTS

Suffolk, SS.

COMMISSIONER OF BANKS  
MORTGAGE BROKER  
LICENSING  
Docket No. 2011-041

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In the Matter of	)	
MONEY MARKET MORTGAGE, LLC	)	ORDER SUSPENDING
South Windsor, Connecticut	)	MORTGAGE BROKER
	)	LICENSE
Mortgage Broker License No. MB2772	)	
	)	
_____	)	

The Commissioner of Banks (“Commissioner”) hereby issues the following ORDER SUSPENDING MORTGAGE BROKER LICENSE MB2772 (“Order”) to Money Market Mortgage, LLC (“Money Market Mortgage, LLC” or the “Licensee”), with its main address located at 1341 Sullivan Avenue, 2<sup>nd</sup> Floor, South Windsor, CT 06074, pursuant to the provisions of Massachusetts General Laws chapter 255E and in accordance with the provisions of Massachusetts General Laws chapter 30A, based upon the failure of the Licensee to file timely reports, schedules, or applications, and/or to pay lawfully prescribed fees.

1. The Division of Banks (“Division”), through the Commissioner, has jurisdiction over the licensing and regulation of persons and entities engaged in the business of a mortgage lender and mortgage broker in Massachusetts pursuant to Massachusetts General Laws chapter 255E, section 2.

2. The Division, through the Commissioner, also has jurisdiction over the licensing and regulation of persons engaged in the business of a mortgage loan originator in Massachusetts pursuant to Massachusetts General Laws chapter 255F, section 2.

3. Money Market Mortgage, LLC is, and at all relevant times has been, a Massachusetts licensed mortgage broker doing business in the Commonwealth.

**A. Failure to Submit Financial Statements as Required**

4. The Division's regulation 209 CMR 42.03(2)(b)3 states:  
Renewal Applications. Within 90 days of the close of its fiscal year, an Applicant for license renewal shall submit financial statements for the preceding fiscal year that have been **audited** by an independent certified public accountant and such other financial information as the Commissioner may require. [Emphasis supplied.]

5. The Division's regulation 209 CMR 42.06(2)(b)3 states:  
Renewal Applications. Within 90 days of the close of its fiscal year, an Applicant for mortgage broker license renewal shall submit financial statements for the preceding fiscal year that have been **audited** by an independent certified public accountant and such other financial information as the Commissioner may require. [Emphasis supplied.]

6. On or about October 29, 2010, the Division sent detailed instructions to all licensed mortgage brokers and mortgage lenders regarding the 2011 license renewal process.

7. The license renewal instructions notified each recipient that by March 31, 2011, all mortgage lender and mortgage broker licensees were required to remain in compliance with 209 CMR 42.03 and 209 CMR 42.06, respectively, including the requirement to submit the audited or reviewed financial statements, as determined by the type of license(s) held, within ninety (90) days of the end of a licensee's fiscal year end.

8. On or about April 11, 2011, the Division sent a reminder notice to all licensed mortgage brokers and mortgage lenders regarding the 2011 license renewal requirements.

9. On or about April 11, 2011, the Division set deficiencies in NMLS regarding the outstanding 2011 renewal requirements.

10. As of the date of this Order, the Licensee has failed to provide the required financial statements to fulfill the Division's license renewal requirements.

**B. Failure to File the Massachusetts Limited Liability Company Annual Report**

11. Massachusetts General Laws, chapter 156C, section 12 states, in part, that:

(a) In order to form a limited liability company, one or more authorized persons must execute a certificate of organization. The certificate of organization shall be filed in the office of the state secretary and set forth:

(1) the name of the limited liability company;

(2) the address of the office in the commonwealth required to be maintained by section five;

(3) the name and address of the resident agent for service of process required to be maintained by section 5; provided, however, that the agent's written consent to the appointment shall be either in the certificate or attached to it;

(4) if the limited liability company is to have a specific date of dissolution, the latest date on which the limited liability company is to dissolve;

(5) if the limited liability company has managers at the time of its formation, the name and address of each manager;

- (6) the name of any other person in addition to any manager who is authorized to execute any documents to be filed with the office of the state secretary and at least one such person shall be named if there are no managers;
  - (7) the general character of the limited liability company's business;
  - (8) if desired, the names of one or more persons authorized to execute, acknowledge, deliver and record any recordable instrument purporting to affect an interest in real property, whether to be recorded with a registry of deeds or a district office of the land court; and
  - (9) any other matters the authorized persons determine to be included therein.
- (c) All limited liability companies formed under this chapter shall also file an annual report with the state secretary setting forth the information required in subsection (a).

12. The license renewal instructions issued by the Division on October 29, 2010, January 20, 2011, and April 22, 2011, and deficiencies set in NMLS on April 4, 2011, as described above, also notified all licensed mortgage brokers and mortgage lenders of the requirement that all licensees were required to submit to the Secretary of the Commonwealth the applicable Massachusetts Corporation (or Foreign Corporation) LLC Annual Report (collectively, the "Corporate Annual Report") within two and one half months of the end of Money Market Mortgage, LLC's fiscal year end.

13. As of the date of this Order, the Licensee has failed to file a 2010 Corporate Annual Report.

**NOW, THEREFORE**, Money Market Mortgage, LLC's mortgage broker license MB2772 is hereby suspended, effective immediately.

BY ORDER AND DIRECTION OF THE COMMISSIONER OF BANKS.

Dated at Boston, Massachusetts, this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

By: \_\_\_\_\_

David J. Cotney  
Commissioner of Banks  
Commonwealth of Massachusetts

CERTIFICATION OF SERVICE

I, \_\_\_\_\_, hereby certify that a copy of the foregoing Order Suspending Mortgage Broker License, Docket Number 2011-041, was served upon the Licensee, Money Market Mortgage, LLC, located at 1341 Sullivan Avenue, 2<sup>nd</sup> Floor, South Windsor, CT 06074 by certified mail 7010 3090 0003 1957 0522, return receipt requested and by electronic mail.

This \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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Division of Banks