

1 STATE OF NEVADA  
2 DEPARTMENT OF BUSINESS AND INDUSTRY  
3 DIVISION OF MORTGAGE LENDING

4 Before the Commissioner of the Division of Mortgage Lending

5 In the Matter of: )  
6 )

7 NICHOLAS ANDREW WOOLERY )  
8 Mortgage Loan Originator License #63797, )

9 Respondent. )  
10 )

Order No. 2020-011

Case No. 2020-011

11 CONSENT ORDER

12 Issued and Entered,  
13 This 25<sup>th</sup> day of April, 2022,  
14 By Cathy Sheehy,  
Commissioner

15 The Commissioner of the State of Nevada, Department of Business and Industry, Division of  
16 Mortgage Lending (“the Commissioner”) having been statutorily charged with the responsibility and  
17 authority to administer and enforce Chapter 645B of the Nevada Revised Statutes and Chapter 645B of  
18 the Nevada Administrative Code (collectively, “the Act”), governing the licensing and conduct of  
19 mortgage agents and/or mortgage loan originators doing business in the State of Nevada; and,

20 The Commissioner having been vested with general supervisory power and control over all  
21 mortgage agents and/or mortgage loan originators doing business in the State of Nevada pursuant to the  
22 Act; and,

23 NICHOLAS ANDREW WOOLERY, (hereinafter “WOOLERY”), is and/or was engaged in  
24 activity requiring licensure as a mortgage agent and/or mortgage loan originator under the Act and is  
25 therefore subject to the jurisdiction of the Commissioner; and,

26 The Division of Mortgage Lending (“the Division”) having commenced an investigation of  
27 WOOLERY’s conduct, pursuant to NRS 645B.060 and having found that WOOLERY did engage in  
28 conduct that consisted of deceitful, fraudulent, and/or dishonest business practices; and,

1 WOOLERY having been served on or about July 13, 2021, with a Notice of Intent to Issue Final  
2 Order Imposing and Administrative Fine and Investigative Costs, and Notice of Opportunity for  
3 Administrative Hearing, providing WOOLERY with (1) notice of facts or conduct which warrant  
4 disciplinary action against WOOLERY, (2) a notice of opportunity for an administrative hearing; and (3)  
5 a notice of an opportunity for an informal conference, prior to the commencement of formal disciplinary  
6 action, to show compliance with all lawful requirements; and,

7 WOOLERY having exercised his right to an informal conference and that conference being held  
8 on October 13, 2021, attended by Division staff and Division counsel and WOOLERY. WOOLERY did  
9 not have an attorney present. At the conference WOOLERY stated his conduct was not intended to violate  
10 the Act and was done without the belief that any action he may have taken was deceitful, fraudulent,  
11 and/or dishonest; and,

12 The Division and WOOLERY, having conferred at the conference and via email and telephonic  
13 conversations between Division counsel and WOOLERY, for the purpose of resolving this matter without  
14 the time and expense of a protracted evidentiary hearing, determined to resolve this matter pursuant to  
15 the following terms:

16 1. WOOLERY agrees to pay the Division an administrative fine in the amount of  
17 \$5,000 within two months of the entry of this Order; and,

18 2. WOOLERY agrees to pay the Division the Division's administrative and other  
19 costs in the amount of \$495 within two months of the entry of this Order, and,

20 WOOLERY, having knowingly and voluntarily affixed a signature to the attached VOLUNTARY  
21 CONSENT TO ENTRY OF COMMISSIONER'S CONSENT ORDER (the "Voluntary Consent"),  
22 incorporated herein by this reference, has consented to the issuance of this Consent Order ("the Order")  
23 with the intent to be legally bound hereby, and having waived and relinquished any and all rights that  
24 WOOLERY may now or hereafter have to attend an administrative hearing in this matter or to judicial  
25 review thereof, or otherwise challenge or contest, the entry of this Order; and,

26 WOOLERY, having had the opportunity to consult with legal counsel concerning this matter,  
27 though choosing not to do so; and,

28

1 The Commissioner having determined that the terms of this Order are a reasonable resolution of  
2 this matter and in the public interest.

3 NOW, THEREFORE, IT IS HEREBY ORDERED that:

4 1. WOOLERY shall pay to the Division an Administrative fine in the amount of  
5 \$5,000. The Administrative fine shall be and is due within two months of the date of entry of this Order  
6 and shall be tendered to the Division in accordance with the instructions included in the enclosed invoice.

7 2. WOOLERY shall pay to the Division the Division's administrative and other costs  
8 in the amount of \$495. The Administrative costs shall be and is due within two months of the date of  
9 entry of this Order and shall be tendered to the Division in accordance with the instructions included in  
10 the enclosed invoice.

11 3. This Order shall be and is effective and enforceable on the date that it is issued, as  
12 shown in the caption hereof.

13 4. This Order shall remain effective and enforceable until terminated, modified, set  
14 aside, or suspended in writing by the Commissioner.

15 5. The Commissioner specifically retains jurisdiction over the matters contained  
16 herein and has the authority to issue such further orders as she shall deem just, necessary, and appropriate  
17 to enforce the provisions of the Act and to protect the public.

18 IT IS SO ORDERED.

19 DIVISION OF MORTGAGE LENDING

20 By:   
21 Cathy Sheehy, Commissioner