

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF MORTGAGE LENDING

Before the Commissioner of the Division of Mortgage Lending

In the Matter of:

TITAN CAPITAL HOLDINGS, LLC,
Mortgage Broker License No. 3594,
NMLS ID No. 377417,

Order No. 2016-016

Case No. 2016-016

and

RODERICK RICKERT,
Sole Owner and Managing Member,
Mortgage Agent License No. UNL,
NMLS ID No. 383296,

Respondents.

FINAL ORDER
REVOKING MORTGAGE BROKER LICENSE,
IMPOSING ADMINISTRATIVE FINE, AND
REQUIRING PAYMENT OF ADMINISTRATIVE COSTS

Issued and Entered,
This 3rd day of October, 2016,
By Nancy Corbin,
Acting Commissioner

WHEREAS, the Commissioner of the State of Nevada, Department of Business and Industry, Division of Mortgage Lending (the "Commissioner") is statutorily charged with the responsibility and authority to administer and enforce Chapter 645B of the Nevada Revised Statutes, NRS 645B.010 *et seq.* (the "Statute"), and Chapter 645B of the Nevada Administrative Code, NAC 645B.001 *et seq.* (the "Regulation") (collectively, the "Act"), governing the licensing and conduct of mortgage agents and mortgage brokers in the state of Nevada; and,

WHEREAS, on or about August 30, 2016, the Commissioner issued to Respondents NOTICE OF INTENT TO ISSUE AND ENTER FINAL ORDER REVOKING MORTGAGE BROKER LICENSE, IMPOSING ADMINISTRATIVE FINE, AND REQUIRING PAYMENT OF

1 ADMINISTRATIVE COSTS AND NOTICE OF OPPORTUNITY FOR ADMINSTRATIVE
2 HEARING (the "Notice") attached hereto as Exhibit 1 and incorporated herein by this reference; and,

3 **WHEREAS**, on or about August 30, 2016, the Notice was served on Respondents by certified
4 mail receipt requested (Article No. 7012 2920 0002 1507 8248) and First-Class U.S. Mail; and,

5 **WHEREAS**, the Notice advised Respondents that Respondents were entitled to an
6 administrative hearing in this matter if Respondents filed a written request for a hearing within 20 days
7 of receipt of the Notice; and,

8 **WHEREAS**, Respondents failed to file a written request for a hearing within 20 days of receipt
9 of the Notice, as required by Chapter 645B of the NRS, specifically NRS 645B.750; and,

10 **WHEREAS**, all required notices have been issued in this matter and the notices and service
11 thereof were appropriate and lawful in all respects; and,

12 **NOW, THEREFORE**, based upon the factual findings set forth above and the files and records
13 of the Division of Mortgage Lending, **IT IS HEREBY ORDERED THAT:**

14 1. The findings of fact and conclusions of law set forth herein and in the Notice shall be
15 and hereby are found to be true and correct.

16 2. Respondent Titan Capital Holdings, LLC's Mortgage Broker License (MLD Lic. No.
17 3594 and NMLS ID No. 377417) shall be and hereby is REVOKED. Respondents shall immediately
18 return the original mortgage broker license to the attention of the Commissioner at 7220 Bermuda Road,
19 Suite A, Las Vegas, Nevada 89119.

20 3. An ADMINISTRATIVE FINE in the amount of \$2,500.00 shall be and hereby is
21 imposed upon Respondents.

22 4. ADMINISTRATIVE COSTS in the amount of \$1,320.00 shall be and hereby are
23 assessed against Respondents.

24 5. Payment of the ADMINISTRATIVE FINE and ADMINISTRATIVE COSTS shall be
25 due to the Division no later than 30 days from the effective date of this ORDER as shown in the caption
26 thereof. Payment of the ADMINISTRATIVE FINE and ADMINISTRATIVE COSTS shall be tendered
27 to the Division in accordance with the attached invoice.

EXHIBIT 1

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STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
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Before the Commissioner of the Division of Mortgage Lending

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TITAN CAPITAL HOLDINGS, LLC,)
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NMLS ID No. 377417,)
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and)
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RODERICK RICKERT,)
Sole Owner and Managing Member,)
Mortgage Agent License No. UNL,)
NMLS ID No. 383296,)
)
Respondents.)
)

Case No. 2016-016

NOTICE OF INTENT TO ISSUE AND ENTER FINAL ORDER
REVOKING MORTGAGE BROKER LICENSE,
IMPOSING ADMINISTRATIVE FINE, AND
REQUIRING PAYMENT OF ADMINISTRATIVE COSTS
AND
NOTICE OF OPPORTUNITY FOR ADMINISTRATIVE HEARING

The Commissioner of the State of Nevada, Department of Business and Industry, Division of Mortgage Lending (the "Commissioner") is statutorily charged with the responsibility and authority to administer and enforce Chapter 645B of the Nevada Revised Statutes, NRS 645B.010 *et seq.* (hereinafter, "NRS 645B" or "the Statute") and Chapter 645B of the Nevada Administrative Code, NAC 645B.001 *et seq.* (hereinafter, "NAC 645B" or "the Regulation"), governing the licensing and conduct of mortgage brokers and mortgage agents doing business in the State of Nevada; and,

The Commissioner is further granted general supervisory power and control and administrative enforcement authority over all mortgage brokers and mortgage agents doing business in the State of Nevada pursuant to the Statute and the Regulation; and,

1 Pursuant to that statutory authority and responsibility vested in the Commissioner, and in
2 accordance with provisions of NRS 645B and applicable law, Notice is hereby provided to TITAN
3 CAPITAL HOLDINGS, LLC, (hereinafter, "TITAN") and RODERICK RICKERT (hereinafter,
4 "RICKERT") (collectively, "the RESPONDENTS") to give RESPONDENTS notice of facts or conduct
5 which, if true, will result in the issuance of an order revoking TITAN'S mortgage broker license, imposing
6 an administrative fine in the amount of \$2,500.00, and requiring payment of administrative costs in the
7 amount of \$1,320.00. **Notice is further provided to inform RESPONDENTS that prior to the**
8 **issuance and entry of such order, RESPONDENTS are entitled to an administrative hearing. If**
9 **RESPONDENTS desire to avail themselves of the right to an administrative hearing,**
10 **RESPONDENTS must timely file a written request for an administrative hearing in accordance**
11 **with the instructions set forth in Section III of this Notice.**

12 I.

13 FACTUAL ALLEGATIONS AND COMPLAINT

14 The staff of the Division of Mortgage Lending ("Division") alleges the following:

15 1. TITAN is a domestic limited liability company, (NV Entity No. E0447122010-9), and was
16 granted a Nevada mortgage broker license by the Commissioner (License No. 3594, NMLS ID No.
17 377417) pursuant to the Statute on October 11, 2010.

18 2. TITAN'S principal Nevada place of business was located at 1200 South Fourth Street,
19 Suite 110, Las Vegas, Nevada 89104 (the "Office").

20 3. RICKERT is the sole owner and managing member of TITAN.

21 4. At all times relevant to this matter, TITAN held a mortgage broker license pursuant to the
22 Statute, and is therefore subject to the jurisdiction of the Commissioner.

23 5. TITAN'S mortgage broker license expired on December 31, 2015, due to
24 RESPONDENTS' failure to file for the renewal of the license by December 31, 2015 and
25 RESPONDENTS closed the Office.

26 6. RESPONDENTS did not file a request for approval to close the Office, or surrender the
27 license, or return the original license as required.

1 3. A person may appeal a final order of the Commissioner in accordance
2 with the provisions of chapter 233B of NRS that apply to a contested
3 case. [Emphasis added.]

4 **If RESPONDENTS wish to exercise its right to an opportunity for an administrative**
5 **hearing, within 20 calendar days after the date of this Notice, RESPONDENTS must file a**
6 **verified petition with the Commissioner to request a hearing. The verified petition requesting a**
7 **hearing must be delivered to:**

8 Division of Mortgage Lending
9 Attn. Susan Slack
7220 Bermuda Road, Suite A
Las Vegas, Nevada 89119

10 **If RESPONDENTS fail to timely file a verified petition to request a hearing,**
11 **RESPONDENTS' right to a hearing under NRS 645B.750 will be deemed waived and**
12 **relinquished and a final order will be issued and entered in this matter. In addition to the verified**
13 **petition to request a hearing, RESPONDENTS may file a written answer to this Notice of Intent**
14 **to Issue and Enter Final Order Revoking Mortgage Broker License, Imposing Administrative**
15 **Fine, and Requiring Payment of Administrative Costs.**

16
17 DIVISION OF MORTGAGE LENDING

18 
19 By: _____
Nancy Corbin, Acting Commissioner

20
21 Dated: August 30, 2016

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF MORTGAGE LENDING

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RODERICK RICKERT,)
Sole Owner and Managing Member,)
Mortgage Agent License No. UNL,)
NMLS ID No. 383296,)
)
Respondents.)

REQUEST FOR INFORMAL CONFERENCE OR HEARING

I, _____ hereby request an informal conference or contested case hearing, as applicable, in the above-captioned matter.

CONTACT INFORMATION
(Provide contact information and check as applicable)

Home address: _____

Mailing address: _____

Home Phone: _____ Mobile Phone: _____

Office Phone: _____ E-mail Address: _____

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COUNSEL CONTACT INFORMATION

Name of Counsel: _____

Address: _____

Office Phone: _____ E-mail Address: _____

_____ I **am not** represented by counsel and direct all documents and correspondence regarding this matter to be sent to me at the address represented above.

_____ I am represented by counsel and direct all documents and correspondence regarding this matter to be sent to my counsel of record at the address provided above. (Attorneys must attach and file an appearance with this response.)

Respectfully Submitted,
