

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:)
)
ACME TITLE AND ESCROW SERVICES,)
)
)
Respondent.)

Order No. 2021-005
Case No. 2021-005

CONSENT ORDER

Issued and Entered,
This 17th day of February, 2022,
By Cathy Sheehy,
Commissioner

The Commissioner of the State of Nevada, Department of Business and Industry, Division of Mortgage Lending (“the Commissioner”) having been statutorily charged with the responsibility and authority to administer and enforce Chapter 645A of the Nevada Revised Statutes and Chapter 645A of the Nevada Administrative Code (collectively, “the Act”), governing the licensing and conduct of escrow agencies and agents doing business in the State of Nevada; and,

The Commissioner having been vested with general supervisory power and control over all escrow agencies and agents doing business in the State of Nevada pursuant to the Act; and,

ACME TITLE AND ESCROW SERVICES (hereinafter “RESPONDENT”), was and is engaged in activity requiring licensure as an escrow agency and/or agent under the Act and is therefore subject to the jurisdiction of the Commissioner; and,

The Division of Mortgage Lending (“the Division”) having commenced an investigation of RESPONDENT’s business practices, pursuant to NRS 645A.050 and having determined, from that investigation, that RESPONDENT did engage in activity that is in violation of the Act; and,

RESPONDENT having been served on or about July 28, 2021, with a Notice of Opportunity to Show Compliance, Notice of Intent to Issue Final Order Imposing and Administrative Fine and Investigative Costs, and Notice of Opportunity for Administrative Hearing, providing RESPONDENT

1 with (1) notice of facts or conduct which warrant disciplinary action against RESPONDENT, (2) a notice
2 of opportunity for an administrative hearing; and (3) a notice of an opportunity for an informal
3 conference, prior to the commencement of formal disciplinary action, to show compliance with all lawful
4 requirements; and,

5 RESPONDENT having exercised their right to an informal conference and that conference being
6 held on November 10, 2021, attended by Division staff and Division counsel and RESPONDENT staff
7 and counsel for RESPONDENT, Mr. Phillip M. Stone, Esq. At the conference RESPONDENT stated its
8 conduct was not intended to violate the Act and was done without the belief that any violations occurred;
9 and,

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

14 1. RESPONDENT agrees to pay the Division an administrative fine in the amount of
15 \$15,000; and,

16 2. RESPONDENT agrees to pay the Division the Division's administrative and other
17 costs in the amount of \$1,477.50, and,

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

25 RESPONDENT, having consulted with legal counsel of its choosing concerning this matter; and,

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

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NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. RESPONDENT shall pay to the Division an Administrative fine in the amount of \$15,000. The Administrative fine shall be and is due within 10 days of the entry of the Consent Order and shall be tendered to the Division in accordance with the instructions included in the enclosed invoice.

2. RESPONDENT shall pay to the Division the Division's administrative and other costs in the amount of \$1,477.50. The Administrative costs shall be and are due within 10 days of the entry of the Consent Order and shall be tendered to the Division in accordance with the instructions included in the enclosed invoice.

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

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

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

IT IS SO ORDERED.

DIVISION OF MORTGAGE LENDING

By:



Cathy Sheehy, Commissioner