

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

4 In the Matter of:)
5)
6 Rodeo Capital, Inc., a California)
7 corporation, Richard Katz, an) Order No: 2021-009
8 individual, and Gregg Bernstein, an)
9 individual.) Case No. 2021-009
10 Mortgage Company License No.)
11 Unlicensed)
12 Respondents.)
13)
14)

15 CONSENT ORDER

16 Issued and Entered,
17 This 29th day of March, 2022,
18 By Cathy Sheehy,
19 Commissioner

20 The Commissioner of the State of Nevada, Department of Business and Industry,
21 Division of Mortgage Lending ("the Commissioner") having been statutorily charged with
22 the responsibility and authority to administer and enforce Chapter 645B of the Nevada
23 Revised Statutes, 645B.010 et seq. ("the Statute"), and Chapter 645B of the Nevada
24 Administrative Code, NAC 645B.001 et seq. ("the Regulation") (collectively, "the Act"),
25 governing the licensing and conduct of mortgage companies and mortgage loan originators
26 doing business in the State of Nevada; and,

27 The Commissioner having been vested with general supervisory power and control
28 over all mortgage companies and mortgage loan originators doing business in the State of
29 Nevada pursuant to the Act and,

Rodeo Capital, Inc., a California corporation, Richard Katz, an individual, and Gregg

1 Bernstein, an individual (hereinafter "RESPONDENTS"), are or were engaged in activity
2 requiring licensure as a mortgage company under the Act and therefore subject to the
3 jurisdiction of the Commissioner; and,

4 The Division of Mortgage Lending ("the Division") having commenced an
5 investigation of RESPONDENTS' business practices, pursuant to NRS 645B.060(2)(c) and
6 having determined, from that investigation, that RESPONDENTS were engaged in activity
7 requiring licensure as a mortgage company under the Statute and that RESPONDENTS
8 did not have the required licensure; and,

9 RESPONDENTS having been served on or about February 11, 2022, with an Order
10 to Cease and Desist and Order Imposing an Administrative Fine and Investigative Costs,
11 providing RESPONDENTS with (1) notice of facts or conduct which warrant disciplinary
12 action against RESPONDENTS, (2) a notice of opportunity for administrative hearing; and
13 (3) a notice of an opportunity for an informal conference, prior to the commencement of
14 formal disciplinary action, to show compliance with all lawful requirements; and,

15 RESPONDENTS having not exercised their right to an informal conference or
16 administrative hearing, agree as follows:

17 1. RESPONDENTS agree to pay the Division an administrative fine in the
18 amount of \$10,000.00;

19 2. RESPONDENTS agree to pay the Division the Division's administrative and
20 other costs in the amount of \$2,385.00, and

21 4. RESPONDENTS agree to refrain from conducting any unlicensed activity,
22 and specifically of the type as described in the February 11, 2022 Cease and Desist Order.

23 RESPONDENTS, having knowingly and voluntarily affixed their signature to
24 the attached VOLUNTARY CONSENT TO ENTRY OF COMMISSIONER'S CONSENT
25 ORDER (the "Voluntary Consent"), incorporated herein by this reference, have consented
26 to the issuance of this Consent Order ("the Order") with the intent to be legally bound
27 hereby, and having waived and relinquished any and all rights that RESPONDENTS may
28 now or hereafter have to be attend an administrative hearing in this matter or to judicial

1 review thereof, or otherwise challenge or contest, the entry of this Order; and,

2 RESPONDENTS, having had opportunity to consult with legal counsel of
3 their choosing concerning this matter; and,

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

6 NOW, THEREFORE, IT IS HEREBY ORDERED that:

7 1. RESPONDENTS shall CEASE AND DESIST from any and all violations of
8 NRS 645B.

9 2. RESPONDENTS shall pay to the Division an Administrative fine in the
10 amount of \$10,000.00. The parties agree and acknowledge that the Division has already
11 received payment of the Administrative fine from RESPONDENTS.

12 3. RESPONDENTS shall pay to the Division the Division's administrative and
13 other costs in the amount of \$2,385.00. The parties agree and acknowledge that the Division
14 has already received payment of the Administrative fine from RESPONDENTS.

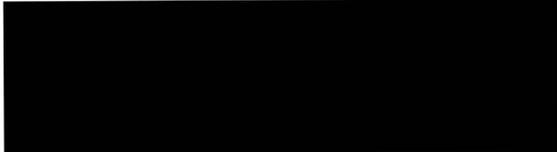
15 4. This Order shall be and is effective and enforceable on the date that it is
16 issued, as shown in the caption hereof.

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

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

22 IT IS SO ORDERED.

23
24 DIVISION OF MORTGAGE LENDING

25
26 By: 

27 Cathy Sheehy, Commissioner