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Department of Banking and Finance

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www.gadbf.org

Sonny Perdue
Governor

Robert M. Braswell
Commissioner

August 19, 2008

VIA CERTIFIED MAIL – 7005 3110 0002 7569 3540

Fidelity One Finance, LLC
Fidelis Mutyambizi, Owner
12911 SW 85th Street
Miami, Florida 33183

License Number 21949

NOTICE OF INTENT TO REVOKE ANNUAL LICENSE

Pursuant to O.C.G.A. § 7-1-1017(a)(1), the Georgia Department of Banking and Finance (“Department”) hereby notifies you of its intent to revoke the license issued to Fidelity One Finance, LLC. The Department has documentation showing that Fidelity One Finance, LLC violated the Georgia Residential Mortgage Act (“GRMA”), O.C.G.A. § 7-1-1000 *et seq.* Specifically, the Department has evidence showing that Fidelity One Finance, LLC made false statements and misrepresented material facts to lenders in violation of O.C.G.A. § 7-1-1013(1), (2) and (6); purposely withheld information requested by an examiner in violation of O.C.G.A. § 7-1-1013(11); operated an unapproved branch in violation of O.C.G.A. § 7-1-1006(f); failed to timely run background checks on all employees in violation of O.C.G.A. § 7-1-1004(e) and (f); failed to maintain a loan file for each mortgage loan transaction in violation of Department Rule 80-11-2-.04; failed to properly maintain a mortgage loan transaction journal in violation of Department Rule 80-11-2-.03; and transacted business in violation of O.C.G.A. § 7-1-1002(a) and (b) with persons who are unlicensed and unregistered, not exempt from licensing and registrations requirements and who are not employees of a mortgage broker or lender. Further, in violation of O.C.G.A. § 7-1-1002(c), Fidelity One Finance, LLC directly or indirectly controlled persons who violated O.C.G.A. § 7-1-1002(a) and (b).

You may request a hearing to contest the decision of the Department to revoke your license. O.C.G.A. § 7-1-1017(b). The hearing will be held before an administrative law judge of the Office of State Administrative Hearings. You may retain counsel of your choice and subpoena witnesses and documentary evidence. The Office of the Attorney General will represent the Department.

The request for a hearing must be made in writing within 20 days of the date of this Notice. If you do not request a hearing within 20 days of the date of this Notice, the Department will enter a Final Order of Revocation that will be effective the date of issuance. Should you have any questions concerning this

matter, please contact Helen O'Leary, Non-Depository Financial Institutions Division Attorney, at (770) 986-1648.

A handwritten signature in black ink, appearing to read 'R. C.', is positioned above a horizontal line.

Rod Carnes, CFE
Deputy Commissioner
Non-Depository Financial Institutions Division