



Department of Banking and Finance

2990 Brandywine Road, Suite 200

Atlanta, Georgia 30341-5565

770-986-1633

www.gadbf.org

Sonny Perdue
Governor

Robert M. Braswell
Commissioner

June 22, 2009

FILED

VIA CERTIFIED MAIL – 7005 1820 0006 4358 8283

JUL 30 2009

Lawrence C. Kasmien, Esq.
3384 Peachtree Road, N.E., Suite 275
Atlanta, Georgia 30326

GEORGIA DEPARTMENT OF
BANKING AND FINANCE

Re: Capital Mortgage & Financial Group, Inc, License No. 14639

NOTICE OF INTENT TO REVOKE ANNUAL LICENSE

Pursuant to O.C.G.A. Section 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 Capital Mortgage & Financial Group, Inc. The Department has evidence showing that Capital Mortgage & Financial Group, Inc. violated the Georgia Residential Mortgage Act (“GRMA”), O.C.G.A. § 7-1-1000 *et seq.* Specifically, the Department has evidence that Capital Mortgage & Financial Group, Inc. employed a felon in violation of O.C.G.A. § 7-1-1004(d); 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 a person who is unlicensed and unregistered, not exempt from licensing and registration requirements and who is not an employee of a mortgage broker or lender. Further, in violation of O.C.G.A. § 7-1-1002(c), Capital Mortgage & Financial Group, Inc. directly or indirectly controlled a person 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 Felicia Faison-Holmes, Non-Depository Financial Institutions Division Attorney, at (770) 986-1648.

Rod Carnes, CFE

Deputy Commissioner

Non-Depository Financial Institutions Division