

All procedural matters will be governed by the Pennsylvania Administrative Agency Law, 2 Pa. C.S. §§501-508, 701-704, and the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§31.1.-35.251.

FILED

2021 JUL 19 AM 8:41

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF BANKING AND SECURITIES

PA DEPARTMENT OF
BANKING AND SECURITIES

COMMONWEALTH OF PENNSYLVANIA	:	
DEPARTMENT OF BANKING AND	:	
SECURITIES, COMPLIANCE OFFICE	:	
	:	Docket No. : 210049 (BNK-ORD)
v.	:	
	:	
DELTA CAPITAL GROUP	:	

ORDER

1. The Department of Banking and Securities (“Department”) is the Commonwealth of Pennsylvania’s administrative agency authorized and empowered to administer and enforce the Mortgage Licensing Act, 7 Pa. C.S. § 6101 *et seq.* (“MLA”).

2. The Department’s Compliance Office is primarily responsible for administering and enforcing the MLA for the Department.

3. Delta Capital Group (“DCG”) is currently licensed as a mortgage loan correspondent, license no. 71840, with Nationwide Multistate Licensing System & Registry (“NMLS”) unique identifier 1898542.

4. DCG is a Pennsylvania Limited Liability Company.

5. DCG maintains its principal place of business at 8400 Bustleton Ave., Unit #7, Philadelphia, PA 19152.

BACKGROUND

6. The MLA at 7 Pa. C.S. § 6135 imposes certain requirements on mortgage licensees like DCG.

7. The MLA states in pertinent part as follows: “A mortgage broker, mortgage lender or mortgage loan correspondent, or a mortgage originator that is required to obtain and maintain its own bond coverage under section 6131(f)(4) (relating to application for license), on a date determined by the department, shall file periodically, as determined by the department, a report with the department or the Nationwide Mortgage Licensing System and Registry, as determined by the department, setting forth such information as the department shall require concerning the first or secondary mortgage loan business conducted by the licensee. Licensees who fail to file the required report at the date required by the department may be subject to a penalty of \$100 for each day after the due date until the report is filed.” 7 Pa. C.S. § 6135(a)(3).

8. The Department determined that each mortgage licensee was required to complete a Mortgage Call Report (“MCR”) for the first quarter of 2021 through NMLS by May 15, 2021.

9. DCG did not complete the MCR for the first quarter of 2021 by the deadline of May 15, 2021.

10. By email dated May 17, 2021, the Compliance Office notified Jin Dai, President of DCG, that the MCR was past due and that they may incur a penalty.

11. By email dated May 24, 2021, the Compliance Office notified Mr. Dai, that the MCR was past due and that they may incur a penalty.

12. By email dated June 1, 2021, the Compliance Office notified Mr. Dai, that the MCR was past due and that they may incur a penalty.

13. On June 9, 2021, the Compliance Office telephoned Mr. Dai to notify him that the MCR would need to be completed by the end of the day on June 14, 2021. Mr. Dai was not available, so a voicemail was left with this information.

14. DCG did not complete the MCR by the end of the day on June 14, 2021.

VIOLATION

15. By not filing the MCR when it was due, DCG violated the MLA at 7 Pa. C.S. § 6135(a)(3).

AUTHORITY

16. The Department has the authority to issue orders to enforce the MLA. 7 Pa. C.S. § 6138(a)(4).

17. Section 6135(a)(3) of the MLA authorizes the Department to impose a penalty of up to \$100 for each day after the due date until the MCR is filed.

AND NOW THEREFORE, because DCG failed to file the MCR for the first quarter of 2021 when due, the Compliance Office, pursuant to its authority referenced above, hereby imposes the following Order:

18. Pursuant to the Department's authority in 7 Pa. C.S. § 6135(a)(3) of the MLA, DCG is hereby fined \$500 (five hundred dollars), which is payable within 30 days of the date of this order.

19. The fine must be paid through the Department of Banking and Securities Portal ("DoBS Portal"). For instructions on how to log into the DoBS Portal, contact RA-AskCompliance@pa.gov.

20. If it has not done so already, DCG is ordered to complete the 2021 first quarter MCR immediately.

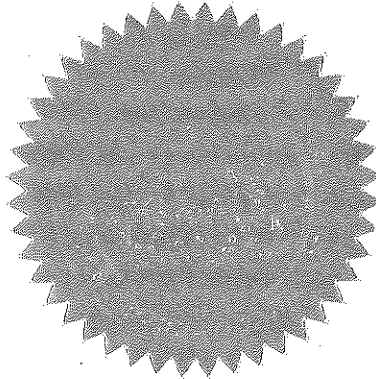
21. Failure to pay the penalty within 30 days and, if necessary, file the MCR may result in additional enforcement action, including, but not limited to, the suspension, revocation or refusal to renew DCG's license.

22. Nothing in this Order shall prevent the Compliance Office from taking any further administrative action as deemed necessary.

IT IS SO ORDERED.

Redacted

James Keiser, Chief
Compliance Office
Department of Banking and Securities



07/13/2021
(Date)

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DELTA CAPITAL GROUP

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing *Order* upon the party below, which constitutes the only party of record in this proceeding, in accordance with the requirements of 1 Pa. Code § 33.32:

BY CERTIFIED AND FIRST CLASS MAIL

Delta Capital Group
8400 Bustleton Ave., Unit #7
Philadelphia, PA 19152

Dated this 20th day of July 2021

Redacted

Eileen Smith
Legal Office Administrator
FOR: Commonwealth of Pennsylvania
Department of Banking and Securities
17 N. Second St., Suite 1300
Harrisburg, PA 17101