

UNITED STATES OF AMERICA
Before the
CONSUMER FINANCIAL PROTECTION BUREAU

ADMINISTRATIVE PROCEEDING
File No. 2013-CFPB-0001

STIPULATION AND CONSENT
TO THE ISSUANCE OF
A CONSENT ORDER

In the Matter of:

**Paul Taylor, Paul Taylor Homes Limited,
and Paul Taylor Corp.**

The Consumer Financial Protection Bureau (“CFPB”) intends to initiate an administrative proceeding against Paul Bennett Taylor, Paul Taylor Homes Limited, and Paul Taylor Corp. (“Respondents”), pursuant to 12 U.S.C. §§ 5563 and 5565, and 12 U.S.C. § 2607, for their receipt of “fee[s], kickback[s], or thing[s] of value” in exchange for referrals of customers for real estate settlement services involving federally related mortgages in violation of Section 8 of the Real Estate Settlement Procedures Act, 12 U.S.C. §2607.

Respondents, in the interest of compliance and resolution of the matter, and without admitting or denying any wrongdoing, consent to the issuance of the Consent Order to which this Stipulation is attached (“Consent Order”), and which is incorporated herein by reference.

In consideration of the above premises, the Director of the CFPB, through his authorized representative, and Respondents stipulate and agree to the following:

Jurisdiction

1. The CFPB has jurisdiction over this matter pursuant to Sections 1053 and 1055 of the Consumer Financial Protection Act (“CFPA”), 12 U.S.C. §§ 5563, 5565, and Section 8 of the Real Estate Settlement Procedures Act (“RESPA”), 12 U.S.C. §2607.

Consent

2. Respondents, without admitting or denying any wrongdoing, consent and agree to the issuance of the Consent Order.
3. Respondents admit the CFPB’s jurisdiction over Respondent and the subject matter of this action.
4. Respondents consent and agree that the Consent Order shall be deemed an “order issued with the consent of the person concerned” pursuant to 12 U.S.C. § 5563(b)(4), and consent and agree that the Consent Order shall become a final order, effective upon issuance, and shall be fully enforceable by the CFPB pursuant to 12 U.S.C. §§ 5563(d)(1) and 5565.
5. Respondents enter into this Stipulation and Consent Order voluntarily.
6. The Consent Order resolves only the claims asserted against Respondents in this civil proceeding. Respondents acknowledge that no promise or representation has been made by the CFPB or any member, officer, employee, agent, or representative of the CFPB, with regard to any criminal liability or civil liability outside of this action that may have arisen or may arise from the facts underlying this action or immunity from any such

criminal liability. Respondents waive any claim of Double Jeopardy based upon the settlement of this proceeding, including the imposition of any remedy or civil penalty herein.

7. Respondents agree that the facts set forth in Section V of the Consent Order shall be taken as true and be given collateral estoppel effect, without further proof, in any proceeding before the CFPB based on the entry of the Consent Order, or in any subsequent civil litigation by the CFPB to enforce its rights to any payment or monetary judgment pursuant to the Consent Order, such as a non-dischargeability complaint in any bankruptcy case.
8. The terms and provisions of this Stipulation and the Consent Order shall be binding upon, and inure to the benefit of, the parties hereto and their successors in interest. Nothing in this Stipulation or the Consent Order, express or implied, shall give to any person or entity, other than the parties hereto, and their successors hereunder, any benefit or any legal or equitable right, remedy, or claim under this Stipulation or the Consent Order.
9. Respondents agree that the CFPB may present the Consent Order to the CFPB Director for signature and entry without further notice.

Waivers

10. Respondents, by consenting to this Stipulation, hereby waive:
 - a. Any right to service of the Consent Order upon themselves and agree the Consent Order may be served upon their counsel and such service shall constitute notice to Respondents of its terms and conditions;
 - b. Any objection to the jurisdiction of the CFPB, including, without limitation, under section 1053 of the CFPA, 12 U.S.C. § 5563;

- c. The rights to an issuance of a notice of charges; all hearings pursuant to the statutory provisions under which the proceeding is to be or has been instituted; the filing of proposed findings of fact and conclusions of law; proceedings before, and a recommended decision by, a hearing officer; all post-hearing procedures; and any other procedural right available under 12 U.S.C. § 5563 or 12 CFR Part 1081;
- d. The right to seek any administrative or judicial review of the Consent Order;
- e. Any claim for fees, costs or expenses against the CFPB, or any of its agents or employees, and any other governmental entity, related in any way to this enforcement matter or the Consent Order, whether arising under common law or under the terms of any statute, including, but not limited to the Equal Access to Justice Act and the Small Business Regulatory Enforcement Fairness Act of 1996; for these purposes, Respondents agree that Respondents are not the prevailing party in this action because the parties have reached a good faith settlement;
- f. Any other right to challenge or contest the validity of the Consent Order;
- g. Such provisions of the CFPB's rules or other requirements of law as may be construed to prevent any CFPB employee from participating in the preparation of, or advising the Director as to, any order, opinion, finding of fact, or conclusion of law to be entered pursuant to Respondents' offer of settlement; and
- h. Any right to claim bias or prejudice by the Director based on the consideration of or discussions concerning settlement of all or any part of the proceeding.

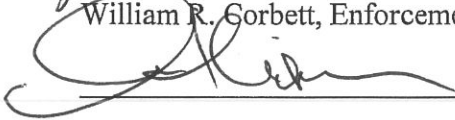
CONSUMER FINANCIAL PROTECTION BUREAU BY:



William R. Gorbett, Enforcement Attorney

5/15/2013

Date



Melanie Hirsch, Enforcement Attorney

5/15/13

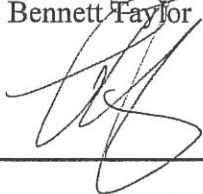
Date



Paul Bennett Taylor

5/14/13

Date




Paul Bennett Taylor

5/14/13

Date

On behalf of Paul Taylor Corp., General Partner of Paul Taylor Homes Limited



Paul Bennett Taylor

5/14/13.

Date

President, Paul Taylor Corp.