

1 MARY ANN SMITH
Deputy Commissioner
2 DOUGLAS M. GOODING
Assistant Chief Counsel
3 EDWARD KELLY SHINNICK (CA BAR No. 96209)
4 Senior Corporations Counsel
5 One Sansome Street, Suite 600
6 San Francisco, CA 94104
7 Tel: (415) 972-8544
8 Fax (415) 972-8550

Attorneys for Complainant

9
10 BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT
11 OF THE STATE OF CALIFORNIA

12	In the Matter of the Accusation of)	FILE NO. 963-1155
13)	
14	THE COMMISSIONER OF BUSINESS)	ORDER BARRING SONIA RODARTE FROM
15	OVERSIGHT,)	ANY POSITION OF EMPLOYMENT,
16	Complainant,)	MANAGEMENT OR CONTROL OF ANY
17	v.)	ESCROW AGENT (CALIFORNIA
18	SONIA ELIZABETH RODARTE,)	FINANCIAL CODE SECTION 17423)
19	Respondent.)	
20)	
21)	

22 JAN LYNN OWEN, the Commissioner of Business Oversight (“Commissioner”) finds that:

23 1. MARA Escrow Company, Inc. (“MARA Escrow”) is an escrow agent licensed by the
24 Commissioner of Business Oversight (“Commissioner” or “Complainant”) pursuant to the Escrow
25 Law of the State of California (California Financial Code Section 17000 et seq.). MARA Escrow has
26 its principal place of business at 433 N. Camden Drive, S-510, Beverley Hills, CA 90210.

27 2. Respondent Sonia Elizabeth Rodarte (“Sonia Rodarte”) was at all times relevant
28 herein, an Escrow Assistant employed by MARA Escrow.

3. Between November 13, 2009 and July 8, 2010 Sonia Rodarte issued four checks without authorizations to persons not associated with the respective escrows. These disbursements totaled \$8,170.59. Sonia Rodarte admitted to her employer MARA Escrow that she had issued the checks and that they were not authorized. Sonia Rodarte promised to reimburse MARA Escrow for their losses but has not done so to date.

4. The specific dates and amounts of the unauthorized transfers of escrow funds were as follows:

	<u>AMOUNT</u>	<u>DATE</u>	<u>ESCROW FILE</u>
1.	\$400.00	May 11, 2009	8211003101
2.	\$500.00	November 18, 2009	8211003655
3.	\$5,270.59	November 18, 2009	8211003655
4.	\$2,000.00	July 5, 2010	8211000477

5. The four unauthorized transfers by Sonia Rodarte were in violation of Financial Code section 17414(a)(1) and California Code of Regulations, title 10, sections 1738 and 1738.2, and it is in the best interest of the public to bar Respondent Sonia Elizabeth Rodarte from any position of employment, management or control of any escrow agent.

On March 26, 2014 the Commissioner issued a Notice of Intention to Issue an Order Pursuant to California Financial Code section 17423 (Bar from Employment, Management or Control of Any Escrow Agent), Accusation and accompanying documents against Sonia Elizabeth Rodarte and she was personally served with those documents on April 6, 2014.

There has been no request for a hearing received by the Commissioner and the deadline has passed.

The above-described violations constitute grounds under California Financial Code section 17423 to bar a person from any position of employment, management or control of any escrow agent.

THEREFORE, IT IS HEREBY ORDERED that Respondent Sonia Elizabeth Rodarte is barred from any position of employment, management or control of any escrow agent. This Order is

///

1 effective as of the date hereof.

2 Dated: June 2, 2014
3 Sacramento, California

JAN LYNN OWEN
Commissioner of Business Oversight

4 By: _____
5 MARY ANN SMITH
6 Deputy Commissioner
7 Enforcement Division

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28