

**UNITED STATES OF AMERICA  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
OFFICE OF ADMINISTRATIVE LAW JUDGES**

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**In the Matter of:** )

**Golden Gate Mortgage, Inc.,** )

**Respondent.** )  
\_\_\_\_\_ )

**HUDALJ 10-E-102-MR-63**

**ORDER GRANTING GOVERNMENT’S MOTION TO DISMISS WITH PREJUDICE**

On March 29, 2010, the Mortgagee Review Board of the United States Department of Housing and Urban Development (“the Government”) filed a Notice of Administrative Action initiating this matter, withdrawing Respondent’s HUD/FHA approval for one year. Respondent filed a response on April 13, 2010. The undersigned issued a Notice of Hearing and Prehearing Order, requiring the parties to submit Prehearing Exchanges on or before April 27, 2010, and scheduling the hearing for May 4, 2010. On April 20, 2010, the parties submitted a Joint Motion to Stay Proceedings for a period of 30 days, on the basis that the parties believe a settlement agreement is “imminent,” which the undersigned granted.

On May 11, 2010, the Government’s Motion to Dismiss with Prejudice (“Motion”) was filed, in which the Government represents that the parties have executed a Settlement Agreement, “which resolves all of the pending issues before this Court.” Attached to the Motion is a copy of the Settlement Agreement between the Mortgagee Review Board and Respondent Golden Gate Mortgage, Inc. (FHA ID No. 28398-0000-3 (Title II)), as represented by its President, David F. Terrell II, dated April 20, 2010. The Settlement Agreement attests that Respondent “has now cured the deficiencies” cited in the Notice of Administrative Action, and will pay a civil money penalty to the Government in the amount of \$7,500, and that the Government agrees to reinstate Respondent’s FHA approval as soon as practical after the Agreement’s effective date, *inter alia*.

Section 202 of the National Housing Act of 1934 provides that “[t]he Board may at any time enter into a settlement agreement with a mortgagee to resolve any outstanding grounds for an action.” 12 U.S.C. § 1708(c)(3)(E).

It is **ORDERED** that this matter involving Respondent Golden Gate Mortgage, Inc., FHA ID No. 28398-0000-3 (Title II), is hereby **DISMISSED** due to the parties' execution of a Settlement Agreement dated April 20, 2010.



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Susan L. Biro  
Chief Administrative Law Judge<sup>1</sup>

Dated: May 11, 2010  
Washington, D.C.

**Note: Section 202 of the National Housing Act of 1934 provides for the publication of settlement agreements: "In any case in which the notification of the Board does not result in a hearing (including any settlement by the Board and a mortgagee), any information regarding the nature of the violation and the resolution of the action shall be available to the public." 12 U.S.C. § 1708(c)(4)(C).**

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<sup>1</sup> The Administrative Law Judges of the United States Environmental Protection Agency. are authorized to hear cases pending before the United States Department of Housing and Urban Development pursuant to an Interagency Agreement in effect beginning March 4, 2010.