

## **To the senators inquiry**

**This is our story, & why we would like a royal commission into Banking System.  
And appears to be ASIC as well.**

In 2002 we bought our property [REDACTED] we had a mortgage with  
commonwealth bank

2007 we refinanced with a low doc loan with La Trobe & 2<sup>nd</sup> Chance Mortgages to  
purchase a property for Daughter & Son-in-law, after 4 years we were in financial  
distress due to lack of work in shearing industry due to droughts in local areas.

2012 we then found out that the loan we were approved on had fraudulent figures on the  
LAF forms stating income & assets. We then found that there were two sets of LAF'S yet  
we only filled out one form, first form was our figures.

### **.Our LAF form which we filled in & faxed**

1. Drivers license & birth dates filled in on forms
2. Our LAF form stating combined income of \$50904 (from our accountants figures)
3. Number of Years on property ; 4years
4. Total assets \$499,800
5. Repayments to commonwealth bank \$640.00 per month

### **The second was brokers/La Trobe's figures which the loan was approved**

On the LAF form we were approved on figures not filled in by us or without our  
knowledge.

1. Drivers license & birth dates not complete
2. Gross Income \$199,640
3. Number of Years on property ; 10years
4. Total assets \$600,000
5. Repayments to commonwealth bank \$352.00 per month.

### **On another form from 2<sup>n</sup> SECOND CHANCE/LA TROBE REPAYMENT CERTIFICATION – LITE DOC**

Income is \$1991640

### Letter we sent to ASIC regarding evidence of fraudulent misconduct

1. Roy Weston dated 29/10/2002 \$500.00 for deposit of [REDACTED]
2. Letter from Commonwealth Bank dated 2<sup>nd</sup> January 2003, confirming loan repayments for [REDACTED]
3. Letter from Residential settlements letter dated 23<sup>rd</sup> December 2002, purchase of [REDACTED]
4. Statement from Commonwealth Banks with monthly repayments to prove we were paying \$640.00 per month as stated on LAF Form B. With this paperwork, we think this proves that the 10 years stated on LAF Form A 10 years is incorrect.
5. Statement Registered Business, registered 21<sup>st</sup> March 2005 not 3 years stated on LAF A.
6. Income notice assessments for years 2005 – [REDACTED] \$9,429, [REDACTED] - \$42.350  
2006 – [REDACTED] \$25,483, [REDACTED] \$27,234
7. Accountants statements for 2005 & 2006 shows clearly [REDACTED]'s income stated in LAF Form B is correct not \$199,640 as stated on LAF Form A We would like to know how they came to that figure and could they put it in writing.
8. Repayments please note the fax date on top left 2000 02/05 23 28, this was the date in which the papers were faxed back with no amount of income of \$199,640 that amount appears to have been added ,then faxed back to La Trobe. **From our understanding it was \$199,640 not \$1991640 on Form A.**
9. On the mortgage papers submitted to Landgate, it shows our address as [REDACTED], but not our address at the time of the purchase which was [REDACTED]. It should have shown our current address at the time which was the [REDACTED] address.
10. We applied for a personal loan and did not know it was a business or personal loan. On Form A it has not been ticked for either a Personal or Business loan. But it was not in the [REDACTED] and again with the years of repayment one says 25 years and the other says 30 years. The loan mentions nothing about [REDACTED]. That is the partnership name, the application form that we filled in had my drivers' license written down by myself, but the paperwork returned to us, does not have it. For existing lender, I wrote out Commonwealth Bank but the paperwork returned to use with our supposed signatures, which we did not sign shows that Commonwealth Bank has been shortened to CBA. The copies returned to us by La Trobe have the stamps underneath on the misconduct ones as opposed to the original documents filed in by us and faxed through La Trobe has the Stamps on top of the writing.

We have asked La Trobe and Permanent Mortgages Holders, are on the Title Deeds of [REDACTED], for the service calculator they cannot or won't supply which is bizarre, because the most important requirements in law service ability. So how did La Trobe and Permanent Mortgages ascertain affordability, not properly addressed in their letters?

ASIC reply was pathetic tell us to seek a lawyer and its not in public interest to pursue individual complaints.

Since we have been searching information about other people in our situation have found that La Trobe have been under investigation by ASIC before and found guilty of misconduct dating back to 1998 again in 2000 & ongoing cases.

We have done what ASIC advised us to do & get a lawyer straight away he could see different hand writing and could see the fraud on LAF, & would win in court.

But it will take up to \$50,000 a cost which we cannot afford, and La Trobe knows it and rely on people like us who cannot afford the court costs, so that they can continue their scam loans as they are a law un to themselves & untouchable.

ASIC must be getting commissions from these loans to because of there usual excuse to get a lawyer & it is not in public interest to pursue, when anyone can see the fraudulent forms.

Some questions we would like to know from ASIC

1. How many individuals make up a whole with a lot of people in the same boat? As we are in with fraudulent LAF forms.
2. Why when there is fraud shown, do they turn a blind eye & not report to authorities e.g. Fraud Squad, Federal Police not pass the buck.
3. Why do they allow LA Trobe or other affiliates to operate? Under a corrupt system.
4. Why don't ASIC do back round checks on complaints instead of dismissing and fobbing people off.
5. How does Greg Metcalf & Neil Kell sleep at night when they turn the other cheek to all us individuals and help all the money lenders rip every poor bugger off without recourse.
6. Why don't they offer financial assistance so we can pay the lawyers to do there job.

Without Prejudice

[REDACTED]