

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: 08-226
)
 3 State of New Hampshire Banking)
)
 4 Department,) Motion to Vacate Ab Initio Robert E.
) Schwier and Liberty Capital Investments,
 5 Petitioner,) LLC with a registered address of 766 Gran
) Paseo Drive, Orlando, Florida 03285 from
 6 and) Order to Show Cause and Cease and Desist
)
 7 Cash Advance USA (a/k/a and d/b/a)
)
 8 for Liberty Capital Investments,)
)
 9 LLC), and Robert E. Schwier,)
)
 10 Respondents)
)

11
12 MOTION TO VACATE ORDER AB INITIO

13 Now comes Maryam Torben Desfosses, on behalf of Petitioner in the above
14 captioned case, and moves to vacate ab initio the Order to Show Cause and
15 Cease and Desist ("Order") in this matter as to Respondent Robert E. Schwier
16 ("Robert E. Schwier") and as to Respondent Liberty Capital Investments, LLC
17 with a registered address of 766 Gran Paseo Drive, Orlando, Florida 03285
18 and states as follows:

- 19 1. Robert E. Schwier was served with the Order in this matter.
- 20 2. Liberty Capital Investments, LLC with a registered address of 766 Gran
21 Paseo Drive, Orlando, Florida 03285 was served with the Order in the
22 matter.
- 23 3. Since the entry of the Order, the Department received additional
24 information which exculpates Robert E. Schwier from liability for
25 Docket #08-226.

