

State of New Hampshire Banking Department

In re the Matter of:) Case No.: 13-109
)
State of New Hampshire Banking)
)
Department,) Amended Notice of Prehearing Conference
)
Petitioner,)
)
and)
)
The Mortgage Specialists, Inc. and Michael)
)
Gill,)
)
Respondents)

AMENDED NOTICE OF PREHEARING CONFERENCE

1. On July 11, 2013, Presiding Officer Andrew B. Eills ordered a prehearing conference in this matter to be held on Wednesday, July 24, 2013, at 10:00 am at the Department's offices, located at 53 Regional Drive, Suite 200, Concord, New Hampshire.

2. On July 19, 2013, Respondents filed an Assented Motion to Continue Prehearing Conference to July 25, 2013 or a date thereafter convenient for the Parties due to the unavailability of Respondent Michael J. Gill.

IT IS HEREBY ORDERED that:

3. A prehearing conference in this matter shall be held on Thursday, July 25, 2013, at 2:00 p.m. at the Department's offices, located at 53 Regional Drive, Suite 200, Concord, New Hampshire.

4. At the prehearing conference, the parties shall inform the Presiding Officer for his consideration and relative to this matter the following: (a) offers of settlement; (b)

simplification of the issues; (c) stipulations or admissions as to issues of fact or proof by consent of the parties; (d) limitations on the number of witnesses; (e) changes to standard procedures desired during the hearing by consent of the parties; (f) consolidation of examination of witnesses; and/or any other matters which aid in the disposition of the proceeding.

5. In addition, at the prehearing conference the parties and Presiding Officer jointly shall determine a date for an adjudicative hearing.

6. To the extent that prior to the prehearing conference any party wishes to file any documents, all such documents shall be filed with the Presiding Officer in the form of an original and one (1) copy and shall bear a certification that a copy is being delivered to the Hearings Examiner and any other parties to this matter in accordance with applicable laws. All documents shall be filed by mailing or delivering them to the New Hampshire Banking Department, ATTN: Presiding Officer 13-109, 53 Regional Drive, Suite 200, Concord, NH 03301. Filing by electronic transmission shall be accepted. The Presiding Officer can be reached at gail.bartlett@banking.stste.nh.us.

7. Routine procedural inquiries may be made by telephoning James Spencer Culp, Hearings Examiner at (603) 271-3561, but all other communications with the Presiding Officer and with the Department shall be in writing and shall be filed as provided above. *Ex parte* communications are forbidden by statute.

8. A copy of this Notice of Prehearing Conference shall be mailed to all named Respondents by delivery to their Counsel, Attorney Michael Parousis and that a copy

shall also be delivered to James Spencer Culp, Hearings Examiner, and to the Presiding Officer at the New Hampshire Banking Department.

SO ORDERED,

July 19, 2013
Date

/S/
Andrew B. Eills, Esq.
Presiding Officer