

1 **State of New Hampshire Banking Department**

2 **In re:**) **Case No.: 19-201**
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3 **State of New Hampshire Banking**)
))
4 **Department,**) **Notice of Hearing**
))
5 **Petitioner,**)
))
6 **and**)
))
7 **Live Wire Marketing Corporation (d/b/a**)
))
8 **Cap’s Auto Sales),**)
))
9 **Marie J. Bertrand, Individually and as**)
))
10 **Owner of Live Wire Marketing Corporation,**)
))
11 **And**)
))
12 **Robesteur St. Felix, Individually and as Chief**)
))
13 **Executive Officer of Live Wire Marketing**)
))
14 **Corporation**)
))
15 **Respondents**

16 _____
17 **NOTICE OF HEARING**

18 1. The Bank Commissioner issued to the above named Respondents (“Respondents”) an Order
19 to Show Cause for Revocation, Bar from Licensure and Penalties (“Order”) on February 28,
20 2020, pursuant to RSA Chapter 361-A, RSA Chapter 541-A, and the administrative hearing
21 rules, JUS 800.

22
23 **IT IS HEREBY ORDERED that:**

24 2. The hearing shall be held on August 12, at 10:00 a.m., at the New Hampshire Banking
25 Department located at 53 Regional Drive, Suite 200, Concord, New Hampshire 03301, for the

1 purpose of participating in an adjudicative proceeding, at which time Respondents will have
2 the burden to show cause why the relief sought in the Order should not be imposed. RSA 361-
3 A; RSA 541-A.

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5 3. In order to maintain social distancing due to COVID-19, the Department Attorney,
6 Department Witnesses, and the public shall attend the hearing via WebEx (Meeting number:
7 160 953 8202, Meeting password: GCd28rART39). However, the Department must appoint a
8 Department representative to attend the hearing with a laptop to connect to the WebEx
9 meeting. The Respondents are ordered to appear in person at the Department for the hearing.
10 All persons attending the hearing at the Department must wear a mask and answer the
11 Prescreening Questions in Exhibit A on the morning of the hearing. If a person attending the
12 hearing at the Department answers any of the prescreening question in the affirmative, the
13 hearing must be rescheduled to maintain the safety of those attending in person.

14
15 4. Mr. St. Felix is ordered to submit in writing via e-mail to the Presiding Officer
16 (presidingofficer@banking.nh.gov) notice that Mrs. Bertrand is out of the country, and
17 therefore unable to attend the hearing. The notice must also state Mrs. Bertrand has given Mr.
18 St. Felix permission to appear on her behalf at the hearing.

19
20 5. The Hearing shall be conducted under the relevant provisions of RSA 541-A, Title XXXIII-
21 A and XXXV, the Jus 800 rules, and all relevant Ban rules.

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23 6. No later than August 5, 2020 at 4:30 PM, the Parties shall submit their witness list and any
24 proposed exhibits via email to the Presiding Officer to presidingofficer@banking.nh.gov.
25 Additionally, each party shall provide copies to the opposing party via email by that date. The

1 Department shall also provide one hard copy for the Respondents the day of the hearing for
2 their use at the hearing. Included in the Department's exhibits, shall be a breakdown of the
3 alleged \$5,055 investigation costs the Department seeks ad part of its Show Cause Order.

4 7. If a party fails to appear at the time, date, and place specified the Presiding Officer shall
5 declare the party in default. The Presiding Officer shall either (a) Dismiss the case, if the party
6 with the burden of proof fails to appear; or (b) Hear the testimony and receive the evidence
7 offered by a party, if that party has the burden of proof in the case. Jus 810.02

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9 **SO ORDERED,**

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12 _____
13 Lauren Warner, Esquire
14 Presiding Officer
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1 Exhibit A

2 **Prescreening Questionnaire**

3 Please check the corresponding “Yes” or “No” box for each question below. If you answer
4 “Yes” to any of the following, you may not go into the office and must contact the Presiding
5 Officer immediately.

6 Yes No

7 Have you been in close contact with a person with a confirmed
8 case of COVID-19?

9 Have you had a fever or felt feverish in the last 72 hours?

10 Are you experiencing any respiratory symptoms including a runny nose, sore
11 throat, cough, or shortness of breath?

12 Are you experiencing any new muscle aches or chills?

13 Have you experienced any new change in your sense of taste or smell?

14 Have you or a member of your household traveled outside of New Hampshire,
15 Maine or Vermont via public transportation or common carrier (e.g., airplane,
train, bus, taxi, uber etc.) in the last 14 days?

16 **Temperature Scan**

17 Individuals’ swith a temperature below 97 degrees or above 100 degrees Fahrenheit shall not be
18 allowed in Department Headquarters.

19 I affirm I took my temperature with a home thermometer within 30 minutes of completing this
20 questionnaire. My temperature was: _____ degrees Fahrenheit.

21 _____
22 Individuals Name

23 _____
24 Date

CERTIFICATE OF
SERVICE

I, Lauren Warner, hereby certify that on July 17, 2020, a copy of this Notice of Hearing Order was provided to the following parties:

VIA USPS DELIVERY:

Live Wire Marketing Corporation d/b/a Cap's Auto Sales 30 Carroll St., Unit 2B Manchester NH 03102	Live Wire Marketing Corporation d/b/a Cap's Auto Sales 330 Lincoln Street Manchester NH 03103
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Ms. Marie Bertrand, Owner Live Wire Marketing Corporation d/b/a Cap's Auto Sales 30 Carroll St., Unit 2B Manchester NH 03102	Ms. Marie Bertrand, Owner Live Wire Marketing Corporation d/b/a Cap's Auto Sales 330 Lincoln Street Manchester NH 03103
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VIA E-Mail DELIVERY:

Maryam Torbern, Hearings Examiner
New Hampshire Banking Department
53 Regional Drive, Suite 200
Concord NH 03301
Maryam.Torben@banking.nh.gov

Mr. Robesteur St. Felix Chief Executive Officer Live Wire Marketing Corporation d/b/a Cap's Auto Sales 30 Carroll St., Unit 2B Manchester NH 03102 stfelixr@gmail.com	Mr. Robesteur St. Felix Chief Executive Officer Live Wire Marketing Corporation d/b/a Cap's Auto Sales 330 Lincoln Street Manchester NH 03103 stfelixr@gmail.com
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