

1 State of New Hampshire Banking Department

2	In re the Matter of:)Case No.: 07-219
)
3	State of New Hampshire Banking)
)
4	Department,)Order to Show Cause
)
5	Petitioner,)
)
6	and)Amended Motion to Dismiss Penalties
)and Strike Default Judgment
7	Loancity, Inc., Banc of America)
)
8	Strategic Investments Corporation,)
)
9	Richard D. Soukoulis, Nicholas Labao,)
)
10	William Dallas, Gary Tsuyuki, Rodger)
)
11	Rickard, and Mark MacLennan,)
)
12	Respondents)
)

13
14 AMENDED MOTION TO DISMISS PENALTIES AND STRIKE DEFAULT JUDGMENT

15 Now comes Maryam Torben Desfosses, on behalf of Petitioner in the above
16 captioned case, and moves to dismiss the penalties in the Order to Show Cause
17 ("Order") and strike the Default Judgment ("Default") in this matter and
18 states as follows:

- 19 1. The Department attempted service of the Order on the above named
- 20 Respondents in this matter via U.S. Certified Mail Return Receipt
- 21 requested on or about January 21, 2009. The Order was returned as
- 22 "unable to forward."
- 23 2. The Commissioner accepted service of the Order on March 3, 2009.
- 24 3. A Default Judgment was issued on May 12, 2009.
- 25 4. Since the advent of the Order and Default Judgment, the above named

