

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: 07-276
)
 3 State of New Hampshire Banking)
)
 4 Department,) Order to Show Cause
)
 5 Petitioner,)
)
 6 and) Motion to Dismiss
)
 7 Orchid Island TRS, LLC, Opteum Inc.,)
)
 8 Robert Filiberto, G. Hunter Haas IV,)
)
 9 and Peter R. Norden,)
)
 10 Respondents)
)

11
12 MOTION TO DISMISS

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

- 16 1. The above Respondents were properly served with the Order in this
17 matter on or about November 23, 2007.
- 18 2. Since the advent of the Order, the above named Respondents have paid
19 the outstanding invoices and facilitated the exam.
- 20 3. Based on the above factors and as a sign of good faith and
21 administrative efficiency, the Petitioner now wishes to dismiss the
22 penalties within the Staff Petition that initiated the Order.

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24 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]
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