

1 State of New Hampshire Banking Department

2 In re the Matter of: )Case No.: 08-108  
 )  
 3 State of New Hampshire Banking )  
 )  
 4 Department, )Order to Show Cause  
 )  
 5 Petitioner, )  
 )  
 6 and )Motion to Dismiss  
 )  
 7 The Lending Connection Inc, Duane N. )  
 )  
 8 Wellhoefer, Johnny Bowen, and Jon Heidt )  
 )  
 9 Respondents )  
 )

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11 MOTION TO DISMISS

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

- 15 1. The above Respondents were properly served with the Order in this  
 16 matter on or about December 10, 2009.
- 17 2. Since the advent of the Order, the above named Respondents have paid  
 18 the outstanding invoice for examination and the administrative fine  
 19 for the late filing of examination materials, which served as the  
 20 underlying allegations of the Order.
- 21 3. Based on the above factors and as a sign of good faith and  
 22 administrative efficiency, the Petitioner now wishes to dismiss the  
 23 penalties within the Staff Petition that initiated the Order.

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25 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

1 WHEREFORE, Petitioner respectfully prays

2 A. The Commissioner dismiss the penalties in the Order to Show Cause in  
3 this case; and

4 B. Grant such further relief as is just and in the public interest.

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6 Respectfully submitted by:

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8 /s/  
Maryam Torben Desfosses  
9 Hearings Examiner

02/19/10  
Date

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**ORDER**

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Finding it in the public interest, the requested relief is hereby **GRANTED**.

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The penalties in the Order to Show Cause in 08-108 are hereby **DISMISSED** this  
15 19th day of February, 2010.

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/s/  
17 PETER C. HILDRETH  
BANK COMMISSIONER

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