

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: 08-113
)
 3 State of New Hampshire Banking)
)
 4 Department,) Order to Show Cause
)
 5 Petitioner,)
)
 6 and) Motion to Dismiss
)
 7 Old Merchants Mortgage Inc, and Scott)
)
 8 J. Cooper,)
)
 9 Respondents)
)

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 January 26, 2009.
- 17 2. Since the advent of the Order, the above named Respondents have paid
 18 the outstanding invoice for examination, which served as the underlying
 19 allegation of the Order.
- 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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