

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: No. 09-003
)
 3 New Hampshire Banking Department,)
)
 4 Petitioner,)
) Order for Default Judgment
 5 and)
)
 6 Hendo 66, LLC (d/b/a Clearly Simple)
)
 7 Mortgage), and John F. Henderson,)
)
 8 Respondents)
)

9
10 Default Judgment

11 The Commissioner of the New Hampshire Banking Department
 12 ("Department") issued an Order to Show Cause against Respondent Hendo 66,
 13 LLC (d/b/a Clearly Simple Mortgage) ("Respondent Hendo 66"), and Respondent
 14 John F. Henderson ("Respondent Henderson") (collectively "Respondents") on
 15 January 16, 2009 via U.S. Certified Mail Return Receipt requested.
 16 Respondents received and signed for the Order to Show Cause on January 22,
 17 2009. Respondents had thirty (30) from January 22, 2009 to request a
 18 hearing or reach a settlement with the Department. Respondents requested a
 19 hearing on February 18, 2009. Since Respondents did not waive the
 20 requirement to schedule the hearing within 10 days of the Department's
 21 receipt of the request the Department scheduled a February 24, 2009 hearing
 22 date.

23 On February 22, 2009 the Respondents rescinded its option for a hearing.
 24 The Department then began settlement discussions with Respondents.

25 On February 24, 2009, the hearing was continued until further notice.

1 On March 2, 2009, Respondents agreed to a payment plan with the
2 Department. The Department then issued a payment plan agreement
3 ("Agreement") to the Respondents on March 5, 2009 via U.S. Certified Mail
4 Return Receipt requested. Respondents received and signed for the Agreement
5 on March 7, 2009.

6 Respondents were required to sign and return the Agreement within 7 days
7 of receipt. The first payment of one hundred and seven dollars and fifty
8 cents was due on or before March 30, 2009. Respondents failed to return the
9 signed Agreement or make the March 30, 2009 payment. To date, no signed
10 Agreement has been received by Respondents. To date, no payments have been
11 received by Respondents.

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13 **It is hereby ORDERED, that:**

- 14 1. By operation of law, a default judgment was entered against Respondent
15 Hendo 66 and Respondent Henderson on March 31, 2009;
- 16 2. The allegations contained in the Order to Show Cause are hereby deemed
17 true;
- 18 3. Respondent Hendo 66 shall immediately pay to the Department an
19 administrative fine in the amount of \$2,500.00;
- 20 4. Respondent Henderson shall immediately pay to the Department an
21 administrative fine in the amount of \$5,000.00;
- 22 5. Respondents shall immediately pay to the Department the outstanding
23 examination invoice totaling \$1,935.00;
- 24 6. Each of the above named Respondents shall be jointly and severally
25 liable for the amounts in Paragraph 3 through 5 above; and

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7. Respondent Hendo 66's license is hereby revoked.

SIGNED,

Dated: 07/31/09

/s/
PETER C. HILDRETH
BANK COMMISSIONER