

STATE OF NEW HAMPSHIRE  
Banking Department  
53 Regional Drive, Suite 200  
Concord, New Hampshire 03301

In the Matter of:

Docket No. 08-026

LeadPoint, Inc. d/b/a Secure Rights  
d/b/a Amerivalue, Redpoint Ventures II, LP,  
Breakwater Ventures, Inc., et al.  
(the "Respondents")

**ORDER ON MOTION TO WAIVE HEARING**

A hearing in this matter is scheduled for December 8, 2011. Certain documents and lists are due on December 1, 2011. Michael Crouse, allegedly representing all respondents in this matter, filed an undated Request to Waive the Hearing ("Request") received by the Banking Department ("Department") on November 28, 2011. The Department promptly responded on November 29, 2011. The Department does not agree to a waiver of the hearing. The Department will agree to a postponement for 30 days if Respondents agree to complete all licensing application requirements and resolve all unlicensed activity prior to licensure in a Consent Order.

The basis for the Request is additional time to continue the licensing process with the intent to comply with all New Hampshire relevant laws and regulations. *Request P. 2*. This statement is in comport with the Department's first condition to postpone the hearing.

I believe the Department has advocated the better course. The waiver of a hearing may leave the Respondents in a far worse position than a postponement. I agree with the Department that the Respondents should make a good faith effort to complete all licensure requirements and are ORDERED to do so by January 12, 2012. Either Party may file further pleadings on this point.

I am leery of conditioning a postponement on an agreement to enter into a Consent Order. The Respondents may well reach an agreement on the point. If no agreement is reached by January 12, 2012, then the Department shall file a Notice requesting a hearing. Either Party may request additional time.

The Hearing and deadline for submission of filing materials is **HEREBY POSTPONED**. The Department shall file a Report on or after January 12, 2012 regarding status of licensure and whether a hearing is necessary.

Rebekah Becker, Paralegal, is authorized to communicate the substance of this Order prior to its issuance.

**SO ORDERED,**

\_\_\_\_\_/s/  
Stephen J. Judge  
Presiding Officer

Date: 12/2/11