

In re: [REDACTED],
Respondent

Case No.: 10-149

MOTION TO VACATE AB INITIO

Now comes Maryam Torben Desfosses, on behalf of the New Hampshire Banking Department ("Department") in the above captioned matter, and moves to vacate *ab initio* the April 14, 2011 Order to Show Cause and Cease and Desist ("Order") in this matter as to Respondent [REDACTED] and states as follows:

1. Respondent [REDACTED] [REDACTED] was served with the Order on April 21, 2011 in Dallas, Texas.
2. On May 9, 2011, the Department received Respondent [REDACTED] [REDACTED]'s timely-filed request for hearing (sent by Corey Butcher on behalf of all Respondents named in the Order) and waiver to hold the hearing in ten (10) days.
3. Since the entry of the Order, Respondent Corey Butcher and Respondent [REDACTED] [REDACTED] have provided compelling information to the Department, which demonstrates that Respondent [REDACTED] [REDACTED] was not a principal or control person of Respondent Financial Freedom of America, Inc. at the time of the unlicensed activity with New Hampshire consumers. Further, Respondent

In Re: [REDACTED]
Docket # 10-149

Motion and Order to Vacate Ab Initio

██████████ ██████████ had no involvement with Respondent Financial Freedom of America, Inc.'s day to day operations.

4. Based on the above factors, the Department now wishes to vacate *ab initio* Respondent ██████████ from the April 14, 2011 Order in this matter.

WHEREFORE, Department respectfully requests:

- A. The Commissioner Vacate *Ab Initio* Respondent ██████████ ██████████ from the April 14, 2011 Order in this matter;
- B. Grant such further relief as is just and in the public interest.

_____/s/_____
Maryam Torben Desfosses
Hearings Examiner

12/03/13
Date

ORDER TO VACATE AB INITIO

Finding it in the public interest, the requested relief is hereby **GRANTED**. The April 14, 2011 Order to Show Cause and Cease and Desist in 10-149 as to Respondent ██████████ is hereby vacated *ab initio*.

_____/s/_____
Glenn Perlow
Bank Commissioner

12/03/13
Date