

1 State of New Hampshire Banking Department

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3 In re the Matter of: ) Case No.: 07-216  
 )  
 4 State of New Hampshire Banking )  
 )  
 5 Department, )  
 ) Order on Respondents' Motion to  
 6 Complainant, ) Reconsider the Order on Petitioner's  
 ) Motion to Amend the Petition and to  
 7 and ) Reinstate the Request to File Briefs  
 )  
 8 American Home Mortgage Corp, Michael )  
 )  
 9 J. Strauss, Stephen A. Hozie, Alan B. )  
 )  
 10 Horn, and American Home Mortgage )  
 )  
 11 Holdings, Inc., )  
 )  
 12 Respondent

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14 HISTORY

15 An Order to Show Cause was issued in this case by the Commissioner on  
16 August 2, 2007. Petitioner omitted reference to RSA 397-A:10, which is  
17 implemented by New Hampshire Administrative Rule BAN 2407.01.

18 On October 17, 2007 the Commissioner granted Petitioner's Motion to  
19 Amend the Petition after the hearing to allow an opportunity to re-litigate  
20 the matter due to the omission of reference to RSA 397-A:10 in the initial  
21 Order to Show Cause and Staff Petition. This was after the Commissioner's  
22 October 15, 2007 issued order requiring both Petitioner and Respondents to  
23 file briefs on two issues: one concerning whether the Order to Show Cause and  
24 Staff Petition must mention the particular RSA implemented by the BAN Rule,  
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