

1 State of New Hampshire Banking Department

2 In re the Matter of: )  
 )  
 3 New Hampshire Banking Department, ) Case No.: No. 08-030  
 )  
 4 Petitioner, )  
 ) Order for Default Judgment  
 5 and )  
 )  
 6 Back Bay, Inc. (d/b/a Mortgage )  
 )  
 7 Approval Services A Division of Back )  
 )  
 8 Bay), John J. Mulligan, and Timothy J. )  
 )  
 9 Miller, )  
 )  
 10 Respondents )  
 )

11 Default Judgment

12 The Commissioner of the New Hampshire Banking Department  
 13 ("Department") issued an Order to Show Cause ("Order") against the  
 14 Respondents Back Bay, Inc. (d/b/a Mortgage Approval Services A Division of  
 15 Back Bay) ("Respondent Back Bay, Inc."), John J. Mulligan ("Respondent  
 16 Mulligan") and Timothy J. Miller ("Respondent Miller") on January 2, 2009  
 17 via U.S. Certified Mail Return Receipt requested. The Order was returned to  
 18 the Department as "Moved, Left No Address."

19 The Commissioner accepted service of the Order on behalf of the above  
 20 named Respondents on March 3, 2009. The Respondents had thirty (30) days  
 21 from March 3, 2009 to request a hearing or reach a settlement with the  
 22 Department. The Respondents failed to request a hearing or reach a  
 23 settlement with the Department on or before April 2, 2009 (which is thirty  
 24 days from March 3, 2009) as required to avoid Default.

1 It is hereby ORDERED, that:

- 2 1. By operation of law, a default judgment was entered against  
3 Respondents on April 3, 2009;
- 4 2. The allegations contained in the Order hereby deemed true;
- 5 3. Respondent Back Bay, Inc. shall immediately pay to the Department an  
6 administrative fine in the amount of \$75,000.00;
- 7 4. Respondent Mulligan shall immediately pay to the Department an  
8 administrative fine in the amount of \$77,500.00;
- 9 5. Respondent Miller shall immediately pay to the Department an  
10 administrative fine in the amount of \$60,000.00;
- 11 6. Respondents shall immediately pay to the Department the outstanding  
12 examination invoice totaling \$1,311.13;
- 13 7. Respondents shall immediately pay to the Department the statutory sum  
14 of \$775.00 for the late filing of the financial statement;
- 15 8. Respondents shall immediately pay to the Department the accrued  
16 statutory sum of \$20,400.00 for the failure to file examination  
17 materials;
- 18 9. Each of the above named Respondents shall be jointly and severally  
19 liable for the amounts in Paragraph 3 through 8 above; and
- 20 10. Respondent Back Bay, Inc.'s license is hereby revoked.

21  
22 SIGNED,

23  
24 Dated: 05/12/09

25 /s/  
PETER C. HILDRETH  
BANK COMMISSIONER