1	State of New Hampshire Banking Department
2	In re the Matter of:)Case No.: 08-392
3	State of New Hampshire Banking)
4	Department,)Order to Show Cause
5	Petitioner,)
6	and) Motion to Dismiss
7	Eastern Mountain Mortgage Company, and)
8	Norman J. Frates, Jr.,
9	Respondents)
10	MOTION TO DISMISS
11	Now comes Maryam Torben Desfosses, on behalf of Petitioner in the above
12	captioned case, and moves to dismiss the penalties in the Order to Show Cause
13	("Order") in this matter and states as follows:
14	1. The above Respondents were properly served with the Order in this
15	matter on or about February 5, 2009.
16	2. Since the advent of the Order, the above named Respondents have paid
17	the outstanding invoice for examination, which served as the
18	underlying allegation of the Order.
19	3. Based on the above factors and as a sign of good faith and
20	administrative efficiency, the Petitioner now wishes to dismiss the
21	penalties within the Staff Petition that initiated the Order.
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1	WHEREFORE, Petitioner respectfully prays
2	A. The Commissioner dismiss the penalties in the Order to Show Cause ir
3	this case; and
4	B. Grant such further relief as is just and in the public interest.
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6	Respectfully submitted by:
7	
8	/s/ Maryam Torben Desfosses 03/10/09 Date
9	Hearings Examiner
LO	
L1	
12	ORDER
L3	Finding it in the public interest, the requested relief is hereby GRANTED.
L4	The penalties in the Order to Show Cause in 08-392 are hereby DISMISSED this 10th day of March, 2009.
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16	/s/ PETER C. HILDRETH
L7	BANK COMMISSIONER
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