

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: 09-020
)
 3 State of New Hampshire Banking)
)
 4 Department,) Order to Show Cause
)
 5 Petitioner,)
)
 6 and) Motion to Dismiss
)
 7 Foundation Mortgage Corporation, Keith)
)
 8 Shaughnessy, and Jeffrey Garibolto,)
)
 9 Respondents)
)

11 MOTION TO DISMISS

12 Now comes Celia Leonard, on behalf of Petitioner in the above captioned case,
13 and moves to dismiss the penalties in the Order to Show Cause ("Order") in
14 this matter and states as follows:

- 15 1. The above Respondents were properly served with the Order in this
 16 matter on or about June 16, 2009.
- 17 2. Since the advent of the Order, the above named Respondents have paid
 18 the outstanding invoice for examination and the fine for the late
 19 filing of examination materials, which served as the underlying
 20 allegations of the Order.
- 21 3. Based on the above factors and as a sign of good faith and
 22 administrative efficiency, the Petitioner now wishes to dismiss the
 23 penalties within the Staff Petition that initiated the Order.

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25 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

