1 State of New Hampshire Banking Department In re the Matter of: 2 New Hampshire Banking Department,) Case No.: No. 09-026 3 4 Petitioner, Order for Default Judgment (as to) 5 and) Daniel J. Nickerson only)) 6 Automart of New England Inc (d/b/a) 7 Automart of New England and d/b/a 8 Automart of Plaistow), Jeffrey G. Legendre, and Daniel J. Nickerson 9 10 Respondents 11 Default Judgment 12 The Commissioner of the New Hampshire Banking Department

13 ("Department") issued an Order to Show Cause against Respondents Automart of 14 New England (d/b/a Automart of New England and d/b/a Automart of Plaistow) 15 ("Respondent Automart"), Jeffrey G. Legendere ("Respondent Legendre") and 16 Daniel J. Nickerson ("Respondent Nickerson") on March 30, 2009 via hand 17 delivery to the last known principal office of record and, as a sign of good 18 faith, on May 7, 2009 via U.S. Certified Mail Return Receipt requested. 19 Respondent Nickerson received the Order via hand delivery on March 30, 2009. 20 Respondent Nickerson also received and signed for the Order mailed via U.S. 21 Certified Mail on May 13, 2009. Respondent Nickerson had thirty (30) days 22 from March 30, 2009 to request a hearing or reach a settlement with the 23 Department. Respondent Nickerson failed to request a hearing or reach a settlement with the Department on or before April 29, 2009 (which is thirty 24 25 days from March 30, 2009) as required to avoid Default.

1	It is hereby ORDERED, that:
2	1. By operation of law, a default judgment was entered against Respondent
3	Nickerson on April 30, 2009;
4	2. The allegations contained in the March 30, 2009 Order to Show Cause
5	are hereby deemed true; and
6	3. Respondent Nickerson shall immediately pay to the Department an
7	administrative fine for violations of RSA Chapter 361-A in the amount
8	of \$5,000.00 (fines have been reduced post-hearing by Petitioner in
9	good faith).
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11	SIGNED,
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13	Dated: <u>06/08/09</u>
14	BANK COMMISSIONER
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