

1 State of New Hampshire Banking Department

2 In re the Matter of:)Case No.: 09-078
)
 3 State of New Hampshire Banking)
)
 4 Department,)Order to Show Cause
)
 5 Petitioner,)
)
 6 and)Motion to Dismiss Penalties and
)Strike Default Judgment
 7 Northern Mortgage Services LLC (d/b/a)
)
 8 NMS Mortgage), George N. Piandes, and)
)
 9 Bretton A. Joy,)
)
 10 Respondents)
)

11
12 MOTION TO DISMISS PENALTIES AND STRIKE DEFAULT JUDGMENT

13 Now comes Maryam Torben Desfosses, on behalf of Petitioner in the above
14 captioned case, and moves to dismiss the penalties in the Order to Show Cause
15 ("Order") and strike the Default Judgment ("Default") in this matter and
16 states as follows:

- 17 1. The above Respondents were properly served with the Order in this
18 matter on or about June 14, 2010.
- 19 2. A Default Judgment was issued on August 9, 2010.
- 20 3. Since the advent of the Order and Default, the above named Respondents
21 have paid the outstanding invoice for examination and the outstanding
22 invoice for the late filing of the financial statement, which served
23 as the underlying allegation of the Order.
- 24 4. Based on the above factors and as a sign of good faith and
25 administrative efficiency, the Petitioner now wishes to dismiss the

1 administrative penalties within the Staff Petition that initiated the
2 Order.

3 5. Based on the above factors and as a sign of good faith and
4 administrative efficiency, the Petitioner now wishes to strike the
5 Default Judgment.

6 WHEREFORE, Petitioner respectfully prays

- 7 A. The Commissioner dismiss the administrative penalties in the Order to
8 Show Cause in this case;
9 B. The Commissioner strike the Default Judgment in this case; and
10 C. Grant such further relief as is just and in the public interest.

11 Respectfully submitted by:

12
13 /s/
14 Maryam Torben Desfosses
Hearings Examiner

October 22, 2010
Date

15 **ORDER**

16 Finding it in the public interest, the requested relief is hereby **GRANTED**.
17 The administrative penalties in the Order to Show Cause in 09-078 are hereby
18 **DISMISSED** and the Default Judgment in 09-078 is hereby **STRICKEN** this 25th day
19 of October, 2010.

20 /s/ Robert A. Fleury for
21 PETER C. HILDRETH
BANK COMMISSIONER