

1 State of New Hampshire Banking Department

2 In re the Matter of:) Case No.: 09-123
)
 3 State of New Hampshire Banking)
)
 4 Department,) Order to Show Cause
)
 5 Petitioner,)
)
 6 and) Motion to Dismiss
)
 7 Blackhorse Mortgage Corporation, David)
)
 8 McDaniel Horn, II, and Lawrence Scott)
)
 9 Clark,)
)
 10 Respondents)
)

11
12 MOTION TO DISMISS

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") in this matter and states as follows:

- 16 1. The above Respondents were properly served with the Order in this
17 matter on or about February 22, 2010.
- 18 2. Since the advent of the Order, the above named Respondents have paid
19 the outstanding invoice for examination, which served as the
20 underlying allegation of the Order.
- 21 3. Based on the above factors and as a sign of good faith and
22 administrative efficiency, the Petitioner has waived the outstanding
23 statutory amount of \$2,500.00 for failing to file the 2008 Annual
24 Report.
- 25 4. Based on the above factors and as a sign of good faith and

