

STATE OF NEW HAMPSHIRE
DEPARTMENT OF STATE

IN THE MATTER OF:)
)

Local Government Center, Inc., et al.)
)

RESPONDENTS)
_____)

C-2011000036

**HEALTHTRUST’S MOTION TO DISMISS BSR’S MOTION FOR ENTRY OF
DEFAULT ORDER FOR LACK OF JURISDICTION**

HealthTrust, Inc. (“HealthTrust”) moves to dismiss the New Hampshire Bureau of Securities Regulation’s Motion for Entry of Default Order (“Motion”) for lack of jurisdiction. As explained in HealthTrust’s contemporaneously filed memorandum of law in support of this motion to dismiss, the Presiding Officer should dismiss the Motion for lack of jurisdiction because the allegations in the Motion: (1) involve only conduct that occurred more than a year after the Final Order, dated August 16, 2012 (“Final Order”); and therefore, (2) must be adjudicated through a new administrative proceeding because neither RSA 5-B:4-a nor RSA 421-B:26-a authorizes a Presiding Officer to exercise jurisdiction: (i) over post-Final Order conduct; or (ii) for the purpose of enforcing the Final Order.

WHEREFORE, HealthTrust requests that the Presiding Officer dismiss the Motion for Entry of Default Order for lack of jurisdiction.

Respectfully submitted,

HEALTHTRUST, INC.

By Its Attorneys,

Dated: March 26, 2014

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CERTIFICATE OF SERVICE

I certify that I have forwarded copies of this pleading to counsel of record via email.

/s/ Michael D. Ramsdell
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