

STATE OF NEW HAMPSHIRE
DEPARTMENT OF STATE
BUREAU OF SECURITIES REGULATION

IN THE MATTER OF:

Local Government Center, Inc; Local
Government Center Real Estate, Inc.;
Local Government Center HealthTrust,
LLC; Local Government Center
Property-Liability Trust, LLC;
Health Trust, Inc; New Hampshire
Municipal Association Property-Liability
Trust, Inc.; LGC-HT, LLC; Local
Government Center Workers'
Compensation Trust, LLC; and the
following individuals: Maura Carroll,
Keith R. Burke, Stephen A. Moltenbrey,
Paul G. Beecher, Robert A. Berry,
Roderick MacDonald, Peter J. Curro,
April D. Whittaker, Timothy J. Ruehr,
Julia N. Griffin, Paula Adriance, John
P. Bohenko, and John Andrews

Case No: C-2011000036

**RESPONDENT JOHN ANDREWS' NOTICE OF WITHDRAWAL OF MOTION
FOR MORE DEFINITE STATEMENT OR FOR CLARIFICATION**

Respondent John Andrews, by and through his counsel, Orr & Reno, P.A., notifies Presiding Officer Mitchell that he withdraws his previously filed Respondent John Andrews' Motion for More Definite Statement or for Clarification.. In support of his notice, Mr. Andrews states the following:

1. On or about September 2, 2011, the New Hampshire Bureau of Securities Regulation ("BSR") issued the Staff Petition in which it named eight business entity Respondents and thirteen individual Respondents,¹ including Mr. Andrews. On or about October 3, 2011, the BSR moved to amend the Staff Petition to add Count 4.

¹ Two individual Respondents have been dismissed since the issuance of the Staff Petition.

2. On November 18, 2011, Mr. Andrews moved for a more definite statement or for clarification of the Staff Petition because it does not provide adequate notice as required by the Fourteenth Amendment and Part I, Article 15. *See Petition of Kilton*, 156 N.H. 632, 638-39 (2007); *Town of Swanzey v. Liebler*, 140 N.H. 760, 763 (1996). Mr. Andrews specifically requested an “Order that the BSR reform the Staff Petition to identify the statutory violations of which he is accused and the specific relief the BSR seeks against him.”

3. At the hearing held on November 21, 2011, Presiding Officer Mitchell queried Mr. Andrews’ counsel and the BSR about the motion. The BSR objected to providing a more definite statement or clarifying the Staff Petition. Instead, the BSR argued that any obligation it may have to clarify the accusations that have been pending against Mr. Andrews for almost three months should await Presiding Officer Mitchell’s ruling on the BSR’s recently filed motion for authorization to further investigate the Local Government Center.

4. At a recent “meet and confer,” Mr. Andrews agreed that he would withdraw the motion for more definite statement or for clarification if the BSR provided him with a “grid” that identified the specific charges stated against him in the Staff Petition. On December 2, 2011, the BSR provided a grid to all counsel. The grid does not identify either the specific counts pursuant to which the BSR alleges liability against Mr. Andrews or the specific relief it seeks against him. However, it identifies the statutes the BSR claims the Staff Petition alleges Mr. Andrews violated.

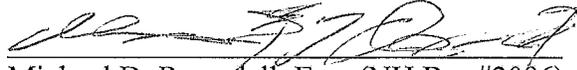
5. Under the circumstances, Mr. Andrews withdraws his previously filed Respondent John Andrews’ Motion for More Definite Statement or for Clarification. Mr.

Andrews will immediately file a motion to dismiss certain counts of the Staff Petition for failure to state a cause of action against him.

Respectfully Submitted,

JOHN ANDREWS

Date: 12/3/11

By: 
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was forwarded this day via electronic mail to all counsel of record.


Michael D. Ramsdell, Esq.