

UNITED STATES OF AMERICA
DEPARTMENT OF THE TREASURY
OFFICE OF THE COMPTROLLER OF THE CURRENCY

IN THE MATTER OF:

CARLA SHELLEY,
FORMER LOAN OFFICER,
FIRST NATIONAL BANK OF COLUMBIA,
COLUMBIA, KENTUCKY

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AA-EC-07-56

STIPULATION AND CONSENT ORDER

WHEREAS, the Comptroller of the Currency of the United States (“Comptroller”) intends to initiate a proceeding against Carla Shelley (“Respondent”), former loan officer of First National Bank of Columbia, Columbia, Kentucky (“Bank”), pursuant to 12 U.S.C. § 1818(b)(1) and 12 C.F.R. § 19.18, alleging that Respondent improperly administered certain loans in the Bank’s portfolio;

WHEREAS, in the interest of cooperation and to avoid the costs associated with future administrative and judicial proceedings with respect to this matter, Respondent, without admitting or denying any wrongdoing, desires to enter into this Stipulation and Consent Order (“Order”).

NOW THEREFORE, in consideration of the above premises, it is stipulated by and between the Comptroller, through his duly authorized representative, and Respondent, that:

ARTICLE I

JURISDICTION

(1) The Bank is a national banking association, chartered and examined by the Comptroller, pursuant to the National Bank Act of 1864, as amended, 12 U.S.C. § 1 *et seq.* Accordingly, the Bank was an “insured depository institution,” as that term is defined in 12 U.S.C. § 1813(c)(2), at all times relevant to this Order.

(2) Respondent, in the capacity of loan officer, is an “institution-affiliated party” of the Bank as that term is defined in 12 U.S.C. § 1813(u), having served in these capacities within six (6) years preceding the date of this Order.

(3) Pursuant to 12 U.S.C. §§ 1813(q), the Office of the Comptroller of the Currency (“OCC”) is the “appropriate Federal banking agency” to maintain enforcement proceedings against Respondent pursuant to 12 U.S.C. § 1818(b)(1).

ARTICLE II

PERSONAL CEASE AND DESIST ORDER

(1) Respondent shall complete the Training Program described in the letter submitted to the OCC, dated September 7, 2007 (“the September 7 Letter”), by the dates contained therein. Within thirty (30) days of the completion of each training component outlined in the September 7 Letter, Respondent shall submit to the OCC a certification that Respondent has completed the required training, and provide supporting documentation showing the agenda for the training sessions attended by Respondent.

(2) For a period of three (3) years from the effective date of this Order, Respondent shall not approve any loans, including overdrafts, on behalf of any “insured depository institution,” as that term is defined in 12 U.S.C. § 1813(c)(2), without the written concurrence of Respondent’s supervisor or another authorized officer.

(3) Respondent shall not engage in any unsafe or unsound practices, breaches of fiduciary duty or violations of law or regulation with respect to any “insured depository institution,” as that term is defined in 12 U.S.C. § 1813(c)(2).

(4) Respondent shall fully and timely cooperate with the OCC regarding any matter relating to the Bank, including, but not limited to, producing documentation, and providing sworn statements and testimony, if requested.

ARTICLE III

WAIVERS

- (1) By executing this Order, Respondent waives:
- (a) the right to the issuance of notices under the provisions of 12 U.S.C. § 1818;
 - (b) all rights to hearings and final agency decisions pursuant to 12 U.S.C. § 1818 and 12 C.F.R. Part 19;
 - (c) all rights to seek judicial review of this Order;
 - (d) all rights in any way to contest the validity of this Order; and
 - (e) any and all claims for fees, costs or expenses against the Comptroller, or any of his agents or employees, related in any way to this enforcement matter or this Order, whether arising under common law or under the terms of any statute,

including, but not limited to, the Equal Access to Justice Act, 5 U.S.C. § 504 and 28 U.S.C. § 2412.

(2) Respondent shall not cause, participate in or authorize the Bank (or any subsidiary or affiliate thereof) to incur, directly or indirectly, any expense for the payment of any legal (or other professional) expense relative to the negotiation and issuance of this Order except as permitted by 12 C.F.R. § 7.2014 and Part 359; and Respondent shall not, directly or indirectly, obtain or accept any indemnification (or other reimbursement) from the Bank (or any subsidiary or affiliate thereof) with respect to such amounts except as permitted by 12 C.F.R. § 7.2014 and Part 359.

(3) Respondent acknowledges that she has read and understands the premises and obligations of this Order and declares that no separate promise or inducement of any kind has been made by the Comptroller, his agents or employees to cause or induce Respondent to agree to consent to the issuance of this Order and/or to execute this Order.

(4) It is hereby agreed that the provisions of this Order constitute a settlement of the actions contemplated by the Comptroller, described above. The Comptroller agrees not to institute proceedings for the specific acts, omissions, or violations described above unless such acts, omissions, or violations reoccur.

(5) It is further agreed that the provisions of this Order shall not be construed as an adjudication on the merits and, except as set forth above in paragraph (4) of this Article, shall not inhibit, estop, bar, or otherwise prevent the Comptroller from taking any action affecting Respondent if, at any time, he deems it appropriate to do so to fulfill the responsibilities placed upon him by the several laws of the United States of America.

(6) Respondent understands that nothing herein shall preclude any proceedings brought by the Comptroller to enforce the terms of this Order, and that nothing herein constitutes, nor shall Respondent contend that it constitutes, a waiver of any right, power, or authority of any other representatives of the United States or agencies thereof, including the Department of Justice, to bring other actions.

IN TESTIMONY WHEREOF, the undersigned has hereunto set her hand.

Signed

10-04-2007

Carla Shelley

Date

IT IS SO ORDERED.

Ronald G. Schneck

10/12/07

Ronald G. Schneck
Director for Special Supervision
Office of the Comptroller of the Currency

Date