

UNITED STATES OF AMERICA
BEFORE THE
OFFICE OF THRIFT SUPERVISION

In the Matter of) Republic Savings Bank, F.S.B.) Louisville, Kentucky) OTS #07430)	Resolution No.: CIN 93- 4 Dated: April 8, 1993
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STIPULATION AND CONSENT TO ISSUANCE OF
ORDER OF ASSESSMENT OF CIVIL MONEY PENALTIES

The Office of Thrift Supervision ("OTS"), by and through its Regional Director for the Central Region, and Republic Savings Bank, F.S.B., Louisville, Kentucky (OTS #7430) ("Republic"), stipulate and agree as follows:

1. Consideration. The OTS, based upon information reported to it, is of the opinion that the grounds exist to initiate an administrative action for assessment of civil money penalties against Republic pursuant to § 8(i) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. § 1818(1) (Supp. I 1989). Republic desires to cooperate with the OTS and to avoid the time and expense of such administrative litigation and, while neither admitting nor denying that such grounds exist, hereby stipulates and agrees to the following terms in consideration of the forbearance of OTS from initiating such administrative civil money penalty assessment proceeding against Republic with respect to the following matters:

Extensions of credit to directors and senior officers in violation of Republic's Conflicts of Interest Policy adopted pursuant to paragraph

2 of the March 19, 1992 Supervisory Agreement, and in apparent violation of 12 U.S.C. 375b and 12 C.F.R. 563.43(1992), specifically extensions of credit to Executive Vice President Shaughnessey, Chief Operating Officer Manship and Republic's General Counsel and Director Steve Trager.

2. Jurisdiction

(a) Republic is a "savings association" and an "insured depository institution" as defined by § 3 of the FDIA and § 2 of the Home Owners' Loan Act, 12 U.S.C. §§ 1813 and 1462 (Supp. I 1989).

(b) Pursuant to Section 3 of the FDIA, 12 U.S.C. § 1813(q) (Supp. I 1989), the OTS is the "appropriate Federal banking agency" to maintain enforcement proceedings against such a savings association. Therefore, Republic is subject to the authority of the OTS to assess civil money penalties against it pursuant to § 8(1) of the FDIA, 12 U.S.C. § 1818(1) (Supp. I 1989).

3. Consent. Republic consents to the issuance by the OTS of the accompanying Order of Assessment of Civil Money Penalties ("Order"). Republic, through its board of directors, further agrees to comply with its terms upon issuance and stipulates that the Order complies with all requirements of law.

4. Finality. The Order is issued under § 8(1) of the FDIA, 12 U.S.C. § 1818(1) (Supp. I 1989). Upon its issuance by the Regional Director for the Central Region, OTS, it shall be a final order, effective and fully enforceable.

5. Waivers. Republic waives the right to a Notice of Assessment of Civil Money Penalties provided by Section 8(1) of the FDIA, and further waives the right to seek judicial review of the Order, including any

such right provided by § 8(h) of the FDIA, 12 U.S.C. §1818(h) (Supp. I 1989) or otherwise to challenge the validity of the Order.

6. Other Actions. This Stipulation and Consent, the Order and the payment by Republic of any monies or providing any other financial relief as contemplated by the Order, does not compromise, settle, dismiss, resolve, or in any way effect any civil actions, charges against, or liability of Republic that may be or have been brought by any other governmental entity other than the OTS.

WHEREFORE, in consideration of the foregoing, the Regional Director for the Central Region, on behalf of the OTS, and the board of directors, on behalf of Republic Savings Bank, F.S.B., execute this

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Dated: April 8, 1993

ORDER OF ASSESSMENT OF CIVIL MONEY PENALTIES

WHEREAS, Republic Savings Bank, F.S.B., Louisville, Kentucky (OTS #07430) ("Republic"), by its board of directors has executed a Stipulation and Consent to Issuance of Order of Assessment of Civil Money Penalties ("Stipulation") which is accepted and approved by the Office of Thrift Supervision ("OTS"), acting through its Regional Director for the Central Region, and is incorporated herein by reference; and

WHEREAS, Republic in the Stipulation, has consented and agreed to the issuance of this Order of Assessment of Civil Money Penalties ("Order") pursuant to the Federal Deposit Insurance Act, § 8(1), 12 U.S.C. § 1818(1) (Supp. I 1989).

NOW, THEREFORE, IT IS ORDERED that Republic shall pay to OTS a sum of \$10,000. Payment shall be made by tendering a check made payable

to the Treasurer of the United States in the sum of \$10,000 within ten days of the effective date of this Order. The check shall be submitted to:

Controller's Division
Office of Thrift Supervision
1700 G Street, N.W.
Washington, D.C. 20552
(202) 906-7594

OFFICE OF THRIFT SUPERVISION

/S/

Ronald N. Karr
Regional Director
Central Region