

UNITED STATES OF AMERICA  
Before The  
OFFICE OF THRIFT SUPERVISION

\_\_\_\_\_  
In the Matter of )  
 )

William J. Happ, Jr. )  
Director )  
Doylestown Federal Savings )  
and Loan Association )  
Doylestown, Pennsylvania )  
\_\_\_\_\_ )

Resolution No.: *NE92-64*

Dated: *June 16, 1992*

**STIPULATION AND CONSENT TO THE ISSUANCE OF AN  
ORDER OF CIVIL MONEY PENALTY ASSESSMENT**

The Office of Thrift Supervision ("OTS"), by and through its Regional Director for the Northeast Region ("Regional Director"), and William J. Happ, Jr. ("Happ"), Director of Doylestown Federal Savings and Loan Association, Doylestown, Pennsylvania, OTS No. 5494 ("Doylestown" or "Institution"), stipulate and agree as follows:

1. Consideration

Doylestown and its directors, including Happ, have violated the Cease and Desist Order dated September 17, 1991, by making, among other items, six commercial loans that failed to comply with the requirements of provision three of that Order.

Based upon these violations, the OTS is of the opinion that grounds exist to initiate an administrative civil money penalty assessment proceeding against Happ pursuant to Section 8(i)(2) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. § 1818(i)(2) (1988 & Supp. I 1989). The grounds include repeated violations of the Cease and Desist Order including, but not limited to, the making of six commercial loans in contravention of that Order.

Happ desires to cooperate with the OTS and to avoid the time and expense of such administrative proceeding. Without admitting or denying the statements, conclusions or terms herein, Happ hereby stipulates and agrees to the following terms in consideration of the forbearance by the OTS from initiating such proceeding against him for so long as he is in compliance with the provisions of the accompanying Order of Civil Money Penalty

Assessment ("Order").

This Stipulation and the attached Order are issued solely to settle this proceeding. Happ acknowledges and agrees that this proceeding, the assessment or payment of the penalty contemplated as part of the resolution thereof, and Happ's consent to the entry of the Order are for the purposes of resolving this OTS enforcement matter only, and does not resolve, affect or preclude any other civil or criminal proceeding which may be brought against Happ by the OTS or another government entity.

By signing this document Happ agrees that he will not assert the assessment or payment of this penalty as the basis for a claim of double jeopardy in any future proceeding brought by another government entity, not the OTS. Further, this Stipulation and Consent, the Order and the payment by the Respondent of any monies or providing any other financial relief as contemplated by the Order, does not compromise, settle, dismiss, resolve, or in any way affect any civil actions, charges against, or liability of the Respondent that arise pursuant to this action or otherwise, and that may be or have been brought by the Resolution Trust Corporation or any other governmental entity other than the OTS.

## 2. Jurisdiction

(a) Doylestown is a "savings association" within the meaning of Section 3(b)(1) of the FDIA, 12 U.S.C. § 1813(b)(1), and Section 2(4) of the Home Owners' Loan Act ("HOLA"), 12 U.S.C. § 1462(4). The Institution is an "insured depository institution" as that term is defined in Section 3(c)(2) of the FDIA, 12 U.S.C. § 1813(c)(2).

(b) Happ is an "institution-affiliated party" of an insured depository institution within the meaning of Section 3(u)(1) of the FDIA, 12 U.S.C. § 1813(u)(1).

(c) Pursuant to Section 3(q)(4) of the FDIA, 12 U.S.C. § 1813(q)(4), the Director of the OTS is the "appropriate Federal banking agency" in the case of any savings association. Therefore, Happ is subject to the authority of the OTS to initiate and enforce an Order of Civil Money Penalty Assessment pursuant to Section 8(i) of the FDIA, 12 U.S.C. § 1818(i).



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ORDER OF CIVIL MONEY PENALTY ASSESSMENT

WHEREAS, William J. Happ, Jr., ("Happ") Director of Doylestown Federal Savings and Loan Association, Doylestown, Pennsylvania OTS Docket No. 5494, has executed a Stipulation and Consent to the Issuance of an Order of Civil Money Penalty Assessment ("Stipulation"), which is incorporated herein by reference and is accepted and approved by the Office of Thrift Supervision ("OTS") acting through the Regional Director for the Northeast Region;

WHEREAS, Happ, in the Stipulation, has consented to the issuance of this Order of Civil Money Penalty Assessment, pursuant to Section 8(i)(2) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. § 1818(i)(2) (1988 and Supp. I 1989).

NOW THEREFORE, IT IS ORDERED that Happ submit to the OTS a check for the sum of \$2,500.00 made payable to the Treasurer of the United States, within 15 business days of the effective date of this Order.

OFFICE OF THRIFT SUPERVISION

/S/

By: Angela A. Vigna  
Regional Director  
Northeast Region