

UNITED STATES OF AMERICA  
Before the  
OFFICE OF THRIFT SUPERVISION  
DEPARTMENT OF THE TREASURY

IN THE MATTER OF )

Ward H. Feitt, Director )  
and former President and )  
Managing Officer of Grandview )  
Savings Association, )  
Pittsburgh, Pennsylvania )

Re: Resolution No. NE92-84

Dated: September 2, 1992

STIPULATION AND CONSENT TO ENTRY OF ORDER TO  
CEASE AND DESIST AND TO DIRECT RESTITUTION, ORDER OF REMOVAL  
AND PROHIBITION, AND ASSESSMENT OF CIVIL MONEY PENALTY

Respondent, Ward H. Feitt ("FEITT" or "RESPONDENT"), a Director and the former President and Managing Officer of Grandview Savings Association, Pittsburgh, Pennsylvania ("Grandview"), now merged into and a part of Parkvale Savings Association, Monroeville, Pennsylvania ("Parkvale"), hereby submits this Stipulation and Consent to Entry of Order to Cease and Desist and to Direct Restitution, Order of Removal and Prohibition, and Assessment of Civil Money Penalty ("Consent"), to the Office of Thrift Supervision of the United States Department of the Treasury ("OTS") pursuant to 12 C.F.R. § 509.15 (1992) for purposes of settlement of the proceeding brought by the OTS Notice of Charges for an Order to Cease and Desist and to Direct Restitution and Other Appropriate Relief; Notice of Intention to Remove and Prohibit Respondent from Participation in the Conduct

the Conduct of the Affairs of Federally Insured Depository Institutions; and Notice of Assessment of Civil Money Penalty ("Notice of Charges"), issued against the RESPONDENT by OTS Order No. AP 91-1, dated January 3, 1991. The OTS, based upon an investigation, issued the Notice of Charges, pursuant to Section 8(b), 8(e) and 8(i) of the Federal Deposit Insurance Act ("FDIA"), as amended by the Financial Institutions Reform, Recover, and Enforcement Act of 1989, Pub. L. No. 101-73, 103 Stat. 183 ("FIRREA") (12 U.S.C. §§ 1818(b), (e) and (i) (1988 & Supp. I 1989)). RESPONDENT, without admitting or denying the allegations set forth in the Notice of Charges, except those allegations set forth in paragraph 1 below, which are admitted, without further notice, consents to the entry of the attached Order to Cease and Desist and to Direct Restitution, Order of Removal and Prohibition, and Order Assessing Civil Money Penalty ("Order"), pursuant to Section 8(b), 8(e) and 8(i) of the FDIA, as amended by FIRREA (12 U.S.C. §§ 1818(b), (e) and (i) (1988 & Supp. I 1989)).

1. FEITT admits the jurisdiction of the OTS over him and over the subject matter of this action and Section 8(b), 8(e) and 8(i) of the FDIA, as amended by FIRREA (12 U.S.C. §§ 1818(b), (e) and (i) (1988 & Supp. I 1989)), and admits that he was an institution-affiliated party of Grandview, as that term is defined by Section 3(u) of the FDIA, as amended by FIRREA (12 U.S.C. § 1813(u) (1988 & Supp. I 1989)).

2. FEITT hereby acknowledges and states that he enters into

this Consent willingly and without any coercion or promises of any kind from the OTS or any officer, attorney, agent or employee thereof.

3. FEITT hereby waives his rights to all post-hearing proceedings, and the entry of findings of fact and conclusions of law under the Administrative Procedure Act ("APA"), 5 U.S.C. § 554-557, Sections 8(b), 8(e) and 8(i) of the FDIA, as amended by FIRREA (12 U.S.C. §§ 1818(b), (e) and (i) (1988 & Supp. I 1989)), and the OTS Rules of Practice and Procedure in Adjudicatory Proceedings, 12 C.F.R. §§ 509.1 (1992) et. seq., or any other applicable provision of law.

4. FEITT hereby waives his right to appeal the Order pursuant to Section 8(h) of the FDIA, as amended by FIRREA (12 U.S.C. § 1818(h) (1988 & Supp. I 1989)), or any other applicable provision of law.

5. FEITT acknowledges and agrees that this proceeding, the assessment or payment of penalty contemplated as part of the resolution thereof, and his Consent to the entry of this Order are for the purposes of resolving this OTS enforcement matter only, and do not resolve, affect, or preclude any other civil or criminal proceeding which may be or has been brought against FEITT by the OTS or another governmental agency.

6. With respect to paragraph 5 above, the phrase "this OTS

enforcement matter" refers to the OTS action against RESPONDENT based on claims arising from the facts alleged and set forth in the Notice of Charges or presented at RESPONDENT's administrative hearing.

7. FEITT understands that the OTS has not relinquished the right to take additional action of a regulatory or other nature based on facts other than those set forth in the Notice of Charges or presented at the OTS administrative hearing.

8. By signing this document FEITT agrees that he will not assert the assessment or payment of this penalty as the basis for a claim of double jeopardy in any pending or future proceeding brought by the United States Department of Justice or any other governmental entity.

9. This 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 brought or have been brought by the Resolution Trust Corporation or any other governmental entity other than the OTS.

10. RESPONDENT agrees that the amount of civil money penalty that is voluntarily being paid hereunder is reasonably related to

the government expense of investigation and litigation as well as the conduct of RESPONDENT.

11. RESPONDENT, by his signature hereto, agrees to the terms of this Consent and the attached Order, and undertakes and agrees to ensure that he will comply with this Consent and Order.

12. This Order is entered pursuant to Section 8(b), 8(e) and 8(i) of the FDIA, 12 U.S.C. § 1818(b), (e) and (i), and upon its issuance by OTS, the Order shall be a final order, effective and fully enforceable by OTS pursuant to Section 8(i) of the FDIA, 12 U.S.C. § 1818(i).

WHEREFORE, intending to be legally bound thereby, the RESPONDENT executes this Consent on the 28th day of August 1992.

/s/  
Ward H. Feitt

UNITED STATES OF AMERICA  
Before the  
OFFICE OF THRIFT SUPERVISION  
DEPARTMENT OF THE TREASURY

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IN THE MATTER OF )  
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Ward H. Feitt, Director )  
and former President and )  
Managing Officer of Grandview )  
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Pittsburgh, Pennsylvania )  
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Re: Resolution No. NE92-84

Dated: September 2, 1992

ORDER TO CEASE AND DESIST AND TO DIRECT  
RESTITUTION, ORDER OF REMOVAL AND PROHIBITION,  
AND ORDER ASSESSING CIVIL MONEY PENALTY

WHEREAS, the Director of the Office of Thrift Supervision ("OTS") has issued a Notice of Charges for an Order to Cease and Desist and to Direct Restitution and Other Appropriate Relief; Notice of Intention to Prohibit the Respondent from Participation in the Conduct of the Affairs of Federally Insured Depository Institutions; and Notice of Assessment of Civil Money Penalty; and

WHEREAS, Ward H. Feitt ("FEITT"), has executed a Stipulation and Consent to Entry of Order to Cease and Desist and to Direct Restitution, Order of Removal and Prohibition, and Order Assessing Civil Money Penalty ("Consent"), which is accepted and approved by the OTS.

NOW THEREFORE, It is Ordered that:

1. Feitt is prohibited from further participation, in any manner, in the conduct of the affairs of Grandview Savings Association, Pittsburgh, Pennsylvania ("Grandview"), or its successor through merger Parkvale Savings Association, Monroeville, Pennsylvania ("Parkvale").

2. Without the prior written approval of the OTS and, if appropriate, another Federal financial institutions regulatory agency, FEITT may not hold any office in, or participate in any manner in the conduct of the affairs of any institution(s) or other entity as set forth in Section 8(e)(7)(A) of the FDIA, as amended by FIRREA (12 U.S.C. § 1818(e)(7)(A) (1988 & Supp. I 1989)), participate, directly or indirectly, in any manner in the

conduct of the affairs of an insured depository institution. Pursuant to Section 8(e)(6) of the FDIA, as amended by FIRREA (12 U.S.C. § 1818(e)(6) (1988 & Supp. I 1989)), conduct prohibited by this Order includes, inter alia, the solicitation, transfer or exercise of any voting rights with respect to any securities issued by any insured depository institution.

3. As affirmative action to correct conditions resulting from violations and practices with respect to which the Order is issued, pursuant to 12 U.S.C. § 1818(b)(6)(A) (1988 & Supp. I 1989)), FEITT shall pay, within ten (10) days of the entry of this Order, restitution in the amount of \$95,000 to Parkvale, as the successor through merger to Grandview. FEITT's remittance of this restitution shall be in the form of a certified check, it shall be made payable to Parkvale Savings Association, and shall be delivered to:

Parkvale Savings Association  
c/o Robert J. McCarthy, President  
4220 William Penn Highway  
Monroeville, Pennsylvania 15146

4. RESPONDENT shall pay, within ten (10) days of the entry of this Order, a Civil Money Penalty in the amount \$5,000, pursuant to Section 8(i)(2) of the FDIA, as amended by FIRREA (12 U.S.C. § 1818(i)(2) (1988 & Supp. I 1988)). RESPONDENT's remittance of this penalty shall be made payable to the Treasurer of the United States and delivered to:

Mr. James Deemer  
Controller  
Office of Thrift Supervision  
U.S. Department of the Treasury  
1700 G Street, N.W.  
Washington, D.C. 20552

Copies of the transmittal letters to Parkvale and Mr. Deemer, along with evidence of the payments, shall be delivered to:

Robert D. DeCuir  
Senior Deputy Director, Enforcement  
Office of Thrift Supervision  
1700 G Street, N.W.  
Washington, D.C. 20552

The Consent is made a part hereof and is incorporated herein by this reference.

the government expense of investigation and litigation as well as the conduct of RESPONDENT.

11. RESPONDENT, by his signature hereto, agrees to the terms of this Consent and the attached Order, and undertakes and agrees to ensure that he will comply with this Consent and Order.

12. This Order is entered pursuant to Section 8(b), 8(e) and 8(i) of the FDIA, 12 U.S.C. § 1818(b), (e) and (i), and upon its issuance by OTS, the Order shall be a final order, effective and fully enforceable by OTS pursuant to Section 8(i) of the FDIA, 12 U.S.C. § 1818(i).

WHEREFORE, intending to be legally bound thereby, the RESPONDENT executes this Consent on the 28th day of August 1992.

/S/

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Ward H. Feitt