

WHEREAS, Family First Federal Savings Bank ("Family First"), Clifton, New Jersey, is a savings association subject to the regulatory authority of the OTS; and

WHEREAS, Ronald Tobia, James Corrado, Joseph Servidone, Mario Errante, Stephen Ferraro, Joseph Cioffi and John Mesisca each have been, and currently are, directors of Family First;

WHEREAS, based on information reported to the OTS in the report of its examination of Family First as of May 29, 1990 (the "1990 Exam Report"), the OTS is of the opinion that the grounds exist to initiate an administrative civil money penalty assessment proceeding against the Respondents pursuant to Section 8(i)(2) of the FDIA, 12 U.S.C.A. § 1818(i)(2) (West 1989); and

WHEREAS, the Respondents desire to cooperate with the OTS to avoid the time and expense of such administrative litigation, and, without admitting or denying that such grounds exist, hereby stipulate and agree to the following terms in consideration of the forbearance by the OTS from initiating such administrative civil money penalty assessment litigation against the Respondents with respect to each and every regulatory violation and unsafe or unsound practice allegedly engaged in by Family First as described in the 1990 Exam Report, including (but not limited to) the alleged violations of 12 C.F.R. § 545.46, 12 C.F.R. § 563.93, 12 C.F.R. § 563.170, 12 C.F.R. § 563.176, but not including (i) any violations involving conflicts of interest; and (ii) any other violations of OTS regulations that may have been engaged in by any institution-affiliated party of Family First which were not cited in the 1990 Exam Report.

2. Jurisdiction. Each of the Respondents acknowledges that he is an "institution-affiliated party" of Family First, within the meaning of 12 U.S.C.A. 1813(u) (West 1989). Each of the Respondents further acknowledges that he is subject to the authority of the OTS to commence and maintain a civil-money-penalty assessment proceeding against him pursuant to 12 U.S.C.A. § 1818(i)(2)(A) (West 1989), as the OTS is the "appropriate Federal banking agency," within the meaning of 12 U.S.C.A. § 1813(q)(4) (West 1989), to exercise enforcement authority with respect to savings associations and their institution-affiliated parties.

3. Consent. Each of the Respondents, without admitting or denying that the OTS has grounds, hereby consents to the issuance by the OTS of the attached Consent Order of Civil Money Penalty Assessment ("CMP Order"). Each of the Respondents further agrees to comply with the terms of the CMP Order upon its issuance, and stipulates that the CMP Order complies with all requirements of law.

4. Finality. The CMP Order is issued under Section 8(i)(2)(A) of the FDIA, 12 U.S.C. § 1818(i) (West 1989). Upon its issuance by the OTS, the CMP Order shall be a final order, effective and fully enforceable by the OTS under the provisions of Section 8(i) of the FDIA.

5. No Indemnification. The Respondents shall neither cause or permit Family First (or any subsidiary thereof) to incur, directly or indirectly, any expense for the amount of the civil money penalties assessed under the CMP Order or any legal (or

other professional expenses) incurred relative to the negotiation and issuance of the CMP Order, nor obtain any indemnification (or other reimbursement) from Family First (or any subsidiary thereof) with respect to such amounts.

6. Waivers. Each of the Respondents, following consultation with counsel, hereby waives the following rights:

- (1) the right to be served with a written notice of assessment pursuant to Section 8(i)(2)(E) of the FDIA, 12 U.S.C.A. § 1818(i)(2)(E) (West 1989);
- (2) the right to an administrative hearing pursuant to Section 8(i)(2)(H) of the FDIA, 12 U.S.C.A. § 1818(i)(2)(H) (West 1989); and
- (3) the right to appeal the issuance of the CMP Order pursuant to Section 8(h) of the FDIA, 12 U.S.C.A. § 1818(h) (West 1989), or otherwise to challenge the validity of the CMP Order.

WHEREFORE, the OTS and each of the Respondents hereby execute this Stipulation as of this 3rd day of June 1991.

OFFICE OF THRIFT SUPERVISION

THE RESPONDENTS

By:

/S/

/S/

Robert Albanese
Regional Deputy Director
Northeast Regional Office

Ronald Tobia

/S/

James Corrado

/S/

Joseph Servidone

/S/

Mario Errante

/S/

Stephen Ferraro

/S/

Joseph Cioffi

/S/

John Mesisca

UNITED STATES OF AMERICA
Before The
OFFICE OF THRIFT SUPERVISION

In the Matter of)

Ronald Tobia, James Corrado,)
Joseph Servidone, Mario Errante,)
Stephen Ferraro, Joseph Cioffi,)
and John Mesisca,)

institution-affiliated parties of)
Family First Federal Savings)
Bank, Clifton, New Jersey)

Re: Northeast Regional Director
Resolution No. NY-91-7

Dated: June 3, 1991

ORDER OF CIVIL MONEY PENALTY ASSESSMENT

WHEREAS, Ronald Tobia, James Corrado, Joseph Servidone, Mario Errante, Stephen Ferraro, Joseph Cioffi and John Mesisca, institution-affiliated parties of Family First Federal Savings Bank, Clifton, New Jersey have executed a Stipulation and Consent to Issuance of Order of Civil Money Penalty assessment, which is incorporated herein by reference ("Stipulation") and is accepted and approved by the Office of Thrift Supervision ("OTS") acting through the Regional Director for the Northeast Region; and,

WHEREAS, Ronald Tobia, James Corrado, Joseph Servidone, Mario Errante, Stephen Ferraro, Joseph Cioffi and John Mesisca, institution-affiliated parties of Family First Federal Savings Bank, Clifton, New Jersey, in the Stipulation, have consented to the issuance of this Order of Civil Money Penalty Assessment pursuant to 12 U.S.C. § 1818(i)(2).

NOW THEREFORE, IT IS ORDERED that on the effective date of this Order, Ronald Tobia, James Corrado, Joseph Servidone, Mario Errante, Stephen Ferraro, Joseph Cioffi and John Mesisca, institution-affiliated parties of Family First Federal Savings Bank, Clifton, New Jersey shall be jointly and severally liable for the payment of a Civil Money Penalty to the OTS in the amount of \$55,000. A partial payment of \$27,500 will be made within 3 days of this Order with the balance to be paid in full within 60 days of the date that the first payment is made. Both payments shall be made by tendering a check to OTS in the amount of \$27,500 made payable to the Treasurer of the United States to:

Faith S. Hochberg
Senior Deputy Chief Counsel
Office of Thrift Supervision
10 Exchange Place
17th Floor
Jersey City, New Jersey 07302

OFFICE OF THRIFT SUPERVISION
By:



Robert Albanese
Regional Deputy Director
Northeast Region