## UNITED STATES OF AMERICA NATIONAL CREDIT UNION ADMINISTRATION NATIONAL CREDIT UNION ADMINISTRATION BOARD

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Linda Leathersich Former Head Teller 1<sup>st</sup> Priority Federal Credit Union Rochester, New York

Docket No. 08 - 0003 - R1

#### **ORDER OF PROHIBITION**

WHEREAS, Linda Leathersich, former head teller at 1<sup>st</sup> Priority Federal Credit Union ("Credit Union"), is an "institution-affiliated party" participating in the affairs of said credit union; and

WHEREAS, Linda Leathersich has executed a Stipulation and Consent to Issuance of an Order of Prohibition, which is accepted and approved by the National Credit Union Administration, acting through counsel; and

WHEREAS, Linda Leathersich has stipulated and consented to the issuance of this Order of Prohibition pursuant to Section 206(g) of the Federal Credit Union Act, 12 U.S.C. §1786(g) and Part 747 of the National Credit Union Administration Rules and Regulations, 12 C.F.R. §747.

#### NOW, THEREFORE, IT IS ORDERED THAT:

1. Linda Leathersich is prohibited from further participating, in any manner, in the conduct of the affairs of any federally insured credit union and any other institution as defined in Section 206(g)(7) of the Federal Credit Union Act, 12 U.S.C. §1786(g)(7).

- 2. The Stipulation and Consent to Issuance of this Order of Prohibition is made a part hereof and is incorporated herein by reference.
- 3. This Order of Prohibition shall become effective on the date it is issued.

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BY: IVIALE

Mark Treichel, Regional Director

National Credit Union Administration, Region I

DATE:

2-11-08

# UNITED STATES OF AMERICA NATIONAL CREDIT UNION ADMINISTRATION NATIONAL CREDIT UNION ADMINISTRATION BOARD

IN THE MATTER OF

Linda Leathersich Former Head Teller 1<sup>st</sup> Priority Federal Credit Union Rochester, New York

Docket No. 08 - 0003 - R1

### STIPULATION AND CONSENT TO ISSUANCE OF AN ORDER OF PROHIBITION

The National Credit Union Administration Board ("NCUA BOARD"), by and through its undersigned counsel, and Linda Leathersich, former head teller at 1<sup>st</sup> Priority Federal Credit Union ("Credit Union"), hereby stipulate and agree as follows:

#### 1. Consideration

The National Credit Union Administration ("NCUA") is of the opinion that grounds exist to initiate an administrative prohibition against Linda Leathersich pursuant to Section 206 of the Federal Credit Union Act, 12 U.S.C. §1786. Linda Leathersich, without admitting or denying that said grounds exist (except those set forth as to Jurisdiction in paragraph 2), desires to avoid the time, cost and expense of administrative litigation. Accordingly, Linda Leathersich consents to the issuance by the NCUA Board of an Order of Prohibition ("Order") and hereby stipulates and agrees to the following terms in consideration of the settlement, compromise and resolution of all potential administrative claims and charges that

have been or might be asserted by the NCUA Board against Linda Leathersich growing out of her position as a former head teller at the 1<sup>st</sup> Priority Federal Credit Union.

#### 2. Jurisdiction

- a. Linda Leathersich is an "institution-affiliated party" within the meaning of Section 206(r) of the Federal Credit Union Act, 12 U.S.C. §1786(r).
- b. Pursuant to the authority vested in the NCUA Board under Section 206(g) of the Federal Credit Union Act, 12 U.S.C. §1786(g), and Part 747 of the National Credit Union Administration Rules and Regulations, it is the appropriate Federal agency to maintain enforcement proceedings against an "institution-affiliated party". Therefore, Linda Leathersich is subject to the authority of the National Credit Union Administration to initiate and maintain prohibition proceedings against her.

#### 3. Consent

Linda Leathersich consents to the issuance by the NCUA Board of the accompanying Order of Prohibition. She further agrees to comply with its terms upon issuance and stipulates that the Order complies with all requirements of the Federal Credit Union Act.

#### 4. Waivers

Linda Leathersich waives her right to the administrative hearing provided for in Section 206(g) (4) of the Federal Credit Union Act, 12 U.S.C. §1786(g) (4). She further waives her right to seek judicial review of the Order or to otherwise challenge the validity of the Order.

#### 5. Other Actions

Pursuant to this Stipulation, the Order settles and resolves the NCUA Board's administrative claims against Linda Leathersich as provided by Paragraph 1 of

this Stipulation. The Stipulation, however, does not release, discharge, compromise, settle, resolve or in any way affect any actions, claims, charges against, or liabilities that arise and that may be or have been brought by 1<sup>st</sup> Priority Federal Credit Union or any federal or state government agency or entity other than the NCUA Board.

#### 6. Finality

The Order of Prohibition is issued pursuant to Section 206(g) of the Federal Credit Union Act, 12 U.S.C. §1786(g). Upon its issuance by the NCUA Board, it shall be a final Order, immediately effective and fully enforceable by the National Credit Union Administration.

WHEREFORE, in consideration of the foregoing, the undersigned counsel on behalf of the National Credit Union Administration and Linda Leathersich execute this Stipulation and Consent to Issuance of an Order of Prohibition.

Ву: \_

Dana Brewington, Trial Attorney

Lixede Leathersich

Office of General Counsel

Date

Linda Leathersich

Date