# UNITED STATES OF AMERICA NATIONAL CREDIT UNION ADMINISTRATION Alexandria, Virginia

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) NCUA Docket No. 08-0008-R1
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### **FINAL ORDER OF PROHIBITION**

WHEREAS respondent WILLIAM A. HAMLER III ("HAMLER"), former head bookkeeper of Syracuse Cooperative Federal Credit Union (charter #23865) located in Syracuse, New York, was an "institution-affiliated party" of that credit union, as defined by 12 U.S.C. §1786(r);

WHEREAS HAMLER, without admitting any fault or liability, has executed a "Stipulation and Consent" to a final order of the NCUA Board, pursuant to 12 U.S.C. §1786(g), permanently barring him from participating in the affairs of any federally-insured financial institution, which "Stipulation and Consent" has been accepted on behalf of the NCUA Board by its counsel;

WHEREAS HAMLER has waived his right to an administrative hearing as provided in 12 U.S.C. §1786(g)(4), and has further waived his right to seek judicial review of this Final Order of Prohibition or to otherwise challenge its validity or legality; and

WHEREAS the NCUA Board finds that HAMLER's service to or participation in the conduct of the affairs of a federally-insured credit union may pose a threat to the interests of the members of such credit union or may threaten to impair public confidence in such credit union; and

WHEREAS the NCUA Board has delegated authority to its Regional Directors to issue a Final Order of Prohibition on its behalf when a respondent has consented to issuance of such an Order.

#### NOW, THEREFORE, IT IS HEREBY ORDERED that:

- 1. HAMLER is prohibited from participating in any manner in the conduct of the affairs of any federally-insured credit union, and from continuing or commencing to hold any office, or participate in any manner, in the conduct of the affairs of any insured depository institution; any institution treated as an insured bank under 12 U.S.C. §1818(b)(3) or (4), or as a savings association under 12 U.S.C. §1818(b)(8); any insured institution chartered under 12 U.S.C. §2001 et seq.; any appropriate Federal depository institution regulatory agency; the Federal Housing Finance Board and any Federal home loan bank; and the Resolution Trust Corporation. See 12 U.S.C. §1786(g)(7)(A);
- 2. The "Stipulation and Consent" to issuance of this Final Order is made a part hereof and is incorporated herein by reference; and

3. This Final Order of Prohibition shall be effective and enforceable on the date of set forth below.

IT IS SO ORDERED this 13 day of March 2008.

NATIONAL CREDIT UNION ADMINISTRATION BOARD

MARK TREICHEL

Regional Director NCUA Region I

## UNITED STATES OF AMERICA NATIONAL CREDIT UNION ADMINISTRATION Alexandria, Virginia

In the Matter of	)	
In the Matter of	)	
WILLIAM A. HAMLER	· )	
Institution Affiliated Party of	)	NCUA Docket No. 08-0008-R1
	)	1
SYRACUSE COOPERATIVE	)	
FEDERAL CREDIT UNION	)	
Syracuse, New York	)	

### STIPULATION AND CONSENT TO FINAL ORDER OF PROHIBITION

The National Credit Union Administration Board ("NCUA Board") and respondent WILLIAM A. HAMLER ("HAMLER") hereby stipulate and consent as follows:

1. <u>Consideration.</u> The NCUA Board has determined that grounds exist to initiate an administrative proceeding against HAMLER seeking an Order of Prohibition barring him from participating in the affairs of any federally-insured financial institution, pursuant to 12 U.S.C. § 1786(g)(1) and (7), and requiring him to pay restitution and a civil money penalty, pursuant to 12 U.S.C. §1786(e)(3). *See also* 12 U.S.C. §1829(a). HAMLER wishes to cooperate with the NCUA to avoid the time and expense of prospective administrative litigation. Accordingly, in consideration for NCUA's forbearance from conducting a formal investigation, initiating further administrative proceedings against him, and seeking restitution and a civil money penalty from him, HAMLER hereby stipulates and consents to issuance of a Final Order

of the NCUA Board permanently barring him from participating in the affairs of any federallyinsured financial institution.

- 2. Jurisdiction. HAMLER is an "institution-affiliated party" as defined by 12 U.S.C. § 1786(r)(1), in that he was the head bookkeeper of Syracuse Cooperative Federal Credit Union of Syracuse, New York (charter #2865), an insured credit union as defined by 12 U.S.C. §1752(7). Pursuant to 12 U.S.C. §1786(e)-(g) and 12 C.F.R. §747.00 et seq., the NCUA Board is authorized to maintain administrative enforcement proceedings against an institution-affiliated party of an insured credit union. Accordingly, HAMLER is subject to the authority and jurisdiction of the NCUA Board to initiate and maintain an administrative proceeding seeking a Final Order of Prohibition against him.
- 3. <u>Consent.</u> Without admitting any fault or liability, HAMLER consents to issuance by the NCUA Board of a Final Order of Prohibition permanently barring him from participating in the affairs of any federally-insured financial institution. HAMLER stipulates that the Final Order is lawful and agrees to comply with its terms upon issuance.
- 4. Waivers. HAMLER waives his right to an administrative hearing as provided in 12 U.S.C. §§1786(e)(1) and (g)(4), and further waives his right to seek judicial review of the Final Order or otherwise to challenge its validity or legality.
- 5. <u>Finality</u>. The Final Order is issued pursuant to 12 U.S.C. §1786(e). Upon issuance by the NCUA Board, the Final Order shall be final and unappealable, and effective and fully enforceable by the NCUA Board.

WHEREFORE, in consideration of the foregoing, HAMLER and the NCUA Board, by and through its counsel, hereby execute this "Stipulation and Consent to Final Order of Prohibition" dated as of March 4, 2007.

WILLIAM A. HAMLER 302 Nottingham Road

Syracuse, NY 13210

NATIONAL CREDIT UNION ADMINISTRATION BOARD

By:

STEVEN W. WIDERMAN

Trial Attorney

Office of General Counsel