UNITED STATES OF AMERICA NATIONAL CREDIT UNION ADMINISTRATION Alexandria, Virginia

)	
In the Matter of	j	
)	Docket No.: 13-0058-R1
Johanna Mite)	
)	

NOTICE OF PROHIBITION

WHEREAS on or about April 3, 2013, Johanna Mite ("Mite") was adjudged guilty of the felony charge of Bank Fraud, 18 U.S.C. § 1344, in the United States District Court for the Eastern District of New York, in connection with her employment at UFCW Local 342 Federal Credit Union;

WHEREAS a violation of 18 U.S.C. § 1344 is a criminal offense involving dishonesty and breach of trust;

NOW, THEREFORE, YOU ARE HEREBY NOTIFIED THAT:

- 1. Pursuant to 12 U.S. C. § 1785(d)(1)(A) and 12 U.S.C. § 1829(a)(1)(A), Mite is prohibited from becoming an "institution affiliated party" of any insured depository institution, as defined in 12 U.S.C. § 1786(r); otherwise participating, directly or indirectly, in the conduct of the affairs of any insured depository institution; and owning or controlling, directly or indirectly, any insured depository institution;
- 2. Pursuant to 12 U.S. C. § 1785(d)(1)(B) and 12 U.S.C. § 1829(a)(1)(B), no insured depository institution may permit Mite to engage in any conduct or continue in any relationship prohibited in paragraph 1 above:

- 3. Pursuant to 12 U.S.C. § 1785(d)(3) and 12 U.S.C. § 1829(b), whoever knowingly violates paragraph 1 or 2 above is subject to a fine of not more than \$1 million for each day such prohibition is violated, or imprisonment for not more than five (5) years, or both;
- 4. The "Judgment in a Criminal Case" document, case number CR-11-711-1, is made a part hereof and incorporated herein by reference; and
- 5. This Notice of Prohibition shall be effective and enforceable on the date set forth below.

IT IS SO ORDERED this ______, 2013.

NATIONAL CREDIT UNION ADMINISTRATION BOARD

Lawrence Blankenberger

Regional Director NCUA Region I

(Rev. 06/05) Judgment in a Criminal Case

Shoot 1

UNITED STATES DISTRICT COURT

EAS	TERN	District of	· N	EW YORK	
	ES OF AMERICA V.	JUDGMEN'	T IN A	CRIMINAL CAS	E
JOHANNA MITE		Case Number: USM Number		CR-11-711-1 79114-053	
THE DEFENDANT: X pleaded guilty to count(s) Decaded note contenders: which was accepted by the was found guilty on countens	to count(s) e court.	ILISSA R. BR Defendant's Attom IE INFORMATION	ty	FILED IN CLERK'S OFFICE DISTRICT COURT ED APR 03 2013	N.Y.
after a plea of not guilty.			LOI	NG ISLAND OFFI	CE
The defendant is adjudicated	guilty of these offenses:				
Title & Section	Nature of Offense			Offense Ended	Count
18 U.S.C. 1344 The defendant is sent the Sentencing Reform Act of	BANK FRAUD enced as provided in pages 2 th of 1984.	rough 6 of	lhis judgr	April 2011 ment. The sentence is i	ONE (1) mposed pursuant to
The defendant has been for	ound not guilty on count(s)			-	
Count(s)	ai □	are dismissed on th	e motion	of the United States.	
It is ordered that the or mailing address until all fir he defendant must notify the	defendant must notify the Unite tes, restitution, costs, and special court and United States attorne	d States attorney for this d assessments imposed by t y of material changes in the APRIL 3, 2013 Date of Installation	listrict wi bla judgm conomic	· ·	nge of name, residence, fered to pay restitution,
,		SANDRA J. FEUER Name and Title of it		S.D.J.	
		May /	15,20	0/3	

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AQ 245B

(Rev. 06/05) Judgment in Criminal Case Sheet 2 — Imprisonment

DEFENDANT: CASE NUMBER: JOHANNA MITE

CR-11-711-1

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DEPUTY UNITED STATES MARSHAL

IMPRISONMENT

	AMERICAN TRANSPORTER A
tal tern	The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a of:
ME S	ERVED
	The court makes the following recommendations to the Bureau of Prisons:
	The defendant is remanded to the custody of the United States Marshal.
	The defendant shall surrender to the United States Marshal for this district:
	a a.m.
	as notified by the United States Marshal.
	The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
	☐ before 2 p.m. on
	as notified by the United States Marshal.
	as notified by the Probation or Pretrial Services Office.
	RETURN
ive ext	ecuted this judgment as follows:
	Defendant deliveredto
	, with a certified copy of this judgment.
	UNITED STATES MARSHAL

AQ 245B

(Rev. 06/05) Judgment in a Criminal Case Sheet 3 — Supervised Release

DEFENDANT:

JOHANNA MITE

CASE NUMBER:

CR-11-711-1

SUPERVISED RELEASE

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Upon release from imprisonment, the defendant shall be on supervised release for a term of :

FIVE (5) YEARS

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- X The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- the defendant shall answer truthfully all inquiries by the probation officer;
- the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer:
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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AO 245B

(Rev. 06/05) Judgment in a Criminal Case Short 3A — Supervised Release

DEFENDANT:

JOHANNA MITE

CASE NUMBER:

CR-11-7[]-1

ADDITIONAL SUPERVISED RELEASE TERMS

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- 1. Comply with the fine payment schedule and the Order of Restitution.
- 2. Full financial disclosure to the Probation Department.
- 3. The defendant shall participate in any sort of mental health treatment program as approved and recommended by Probation, and pay for it to the extent defendant is able to do so.
- 4. The defendant shall maintain full time, verifiable employment and obtain GED; defendant shall participate in any educational and vocational program approved and recommended by Probation.

AC 245B (Rev 3575) Full-Indul III II Sheet 5 — Criminal Money		32 Filed 04/03/13 F	age 5 of 6 PageII	O #: 106
	OHANNA MITE CR-11-711-1 CRIMINAL M	IONETARY PENAL	-	of6
The defendant must pay the	total criminal monetary pena	lities under the schedule of pa	yments on Sheet 6,	
TOTALS \$ 100.00		\$ 0	Restitution \$ 382,790.00	
☐ The determination of rest after such determination.	itution is deferred	. An Amended Judgmen	t in a Criminal Ca.	se (AO 245C) will be
specified otherwise in the	a partial payment, each p he priority order or perc	community restitution) bayes shall receive an appendage payment column fore the United States is p	proximately proport below. However, p	ioned payment, unless
Name of Pavee	Total Loss*	Restitution Or	dered Pric	ority or Percentage
CUMIS Insurance Society, Inc. P.O.Box 1221 Madison, WI 53701-1221	\$380,290.00	\$380,290.00		
UFCW Local 342 166 E. Jericho Tpke. Mineola, NY 11501	\$2,500.0 0	\$2,	500.00	
TOTALS	S 382790	<u> </u>	38279 <u>0</u>	·

тот	*ALS \$ 382790 \$ 382790
	Restitution amount ordered pursuant to plea
	The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
X	The court determined that the defendant does not have the ability to pay interest and it is ordered that:
	the interest requirement is waived for fin x restitution.
	the interest requirement for fine restitution is modified as follows:

^{*} Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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DEFENDANT: CASE NUMBER: JOHANNA MITE

CR-11-7[1-1

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SCHEDULE OF PAYMENTS

Ha	ving a	assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:
A	x	Lump sum payment of \$ 100.00 due immediately, balance due
		not later than , or X in accordance C. D. E. or X F below; or
B		Payment to begin immediately (may be combined with \square C, \square D, or \square F below); or
C		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or
D		Payment in equal (e.g., weekly, monthly, quarterly) instailments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
F	x	Special instructions regarding the payment of criminal monetary penalties:
		RESTITUTION IMPOSED IN THE AMOUNT OF \$382,790.00, DUE IMMEDIATELY AND PAYABLE AT A RATE OF 10% OF GROSS INCOME PER MONTH WHILE ON SUPERVISED RELEASE, WITH INTEREST PAYMENTS TO BE WAIVED.
		e court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during ment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial bility Program, are made to the clerk of the court. Industry Program, are made to the clerk of the court. Industry Program, are made to the clerk of the court.
	niot	t and Several
	Defi and	endant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, corresponding payee, if appropriate.
	Th¢	defendant shall pay the cost of prosecution.
	The	defendant shall pay the following court cost(s):
	The	defendant shall forfeit the defendant's interest in the following property to the United States:
Payr (5) f	nents inc in	shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, terest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.