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

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In the Matter of	, j	•
	. )	Docket No.: 14-0024-R4
Angie Rapper	)	
	)	

## **NOTICE OF PROHIBITION**

WHEREAS on or about December 7, 2012, Angie Rapper ("Rapper") was sentenced on the charge of Theft of Credit Union Funds, 18 U.S.C. § 657, a charge to which she pleaded guilty, in the United States District Court for the Western District of Missouri, in connection with her employment at Bayer Credit Union;

WHEREAS a violation of 18 U.S.C. § 657 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), Rapper 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 Rapper 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 No. 11-00262-01-CR-W-HFS, 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 <u>J1 st</u> day of <u>April</u>, 2014.

NATIONAL CREDIT UNION ADMINISTRATION BOARD

C. Keith Morton

Regional Director

NCUA Region IV

# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

-VS-

Case No.: 11-00262-01-CR-W-HF\$

ANGIE M. RAPPER,

Defendant.

USM Number: 23614-045

Larry Pace, AFPD

### JUDGMENT IN A CRIMINAL CASE

The defendant pleaded guilty to Count 1 of the Indictment on May 2, 2012. Accordingly, the court has adjudicated that the defendant is guilty of the following offense(s):

Title & Section	Nature of Offense	Date Offense <u>Concluded</u>	Count <u>Number(s)</u>
18 U.S.C. 657	Theft of credit union funds.	02/03/10	1

The defendant is sentenced as provided in the following pages of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

IT IS ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Sentence: November 28, 2012

/s/ Howard F. Sachs
HOWARD F. SACHS
SENIOR UNITED STATES DISTRICT JUDGE

December \_7 , 2012

# **IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 21 months on this one-count Indictment.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons before 2:00 p.m. on January 4, 2013.

RETURN

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have executed this judgment as follows:	
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fendant delivered ont	10
	with a certified copy of this judgment.
	UNITED STATES MARSHAL
	Ву:
	Denuty II S. Marchal

#### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from 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.

The defendant shall not possess a firearm, destructive device, or any other dangerous weapon.

The defendant shall cooperate in the collection of DNA as directed by the probation officer.

If this judgment imposes a fine or restitution, it is a condition of supervision 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

- 1. 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 in a manner and frequency directed by the court or probation officer;
- 3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer:
- 4. 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 (10) 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;
- 8. 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;
- 10. 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 by the probation officer;
- 11. The defendant shall notify the probation officer within seventy-two (72) 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;
- 13. 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.

#### ADDITIONAL CONDITIONS OF SUPERVISED RELEASE

The defendant shall also comply with the following additional conditions of supervised release:

- The defendant shall pay any restitution balance during the first 54 months of supervision on the schedule set by the Court.
- 2. The defendant shall submit her person, and any property, house, residence, office, vehicle, papers, computer, other electronic communication or data storage devices or media and effects to a search at any time, conducted by a U.S. probation officer, at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. The defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.
- 3. The defendant shall comply with the Western District of Missouri Offender Employment Guideline which may include participation in training, counseling, and/or daily job searching as directed by the probation officer. If not in compliance with the condition of supervision requiring full-time employment at a lawful occupation, the defendant may be required to perform up to 20 hours of community service per week until employed, as approved or directed by the probation officer.
- 4. The defendant shall not incur new credit charges or open additional lines of credit without the approval of the Probation Office.
- 5. The defendant shall provide the Probation Office with access to any requested financial information.
- 6. The defendant shall not be employed in any vocation in which she would act in a fiduciary capacity.

#### **ACKNOWLEDGMENT OF CONDITIONS**

I have read or have had read to me the conditions of supervision set forth in this judgment and I fully understand them. I have been provided a copy of them.

I understand that upon finding of a violation of probation or supervised release, the Court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

Defendant		Date	
	·		
,	F. American Section 5		
United States Probation Officer	•	Date	

# **CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments set forth in the Schedule of Payments.

Total Assessment	Total Fine		Total Restitution
\$100.00	 \$	•	\$144,405.80

The mandatory special assessment of \$100.00 is due immediately.

Since the Court finds the defendant does not have the ability to pay a fine, the fine is waived.

On Count 1, restitution of \$144,405.80 is imposed. A lump sum payment of the full amount is ordered due immediately. If unable to pay the full amount immediately, the defendant shall make payments of at least 10 percent of earnings while incarcerated and monthly payments of \$100.00 or 10 percent of gross income, whichever is greater, while on supervision. Restitution shall be paid to the following: CUMIS Insurance Society, Incorporated, Attn:CUP Claims, P. O. Box 1221, Madison, WI 53701-1221, RE: Claim No. B0871690.

While restitution is still owed, the defendant shall notify the United States Attorney of any change of residence within 30 days and notify the Court and the United States Attorney when there is a material change in the defendant's economic circumstances.

The defendant shall pay interest on any fine or restitution of more than \$2,500, unless the fine or restitution is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on the Schedule of Payments may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g):

Note: Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994 but before April 23, 1996.