

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

_____)	
IN THE MATTER OF)	
)	
Vivian Gonzales)	
Former Manager)	Docket No. 05-0303-V
Fitters Local 58 FCU)	
Colorado Springs, Colorado)	
_____)	

ORDER OF PROHIBITION

WHEREAS, Vivian Gonzales, a former manager at the Fitters Local 58 Federal Credit Union (“Credit Union”), is an “institution-affiliated party” participating in the affairs of said credit union; and

WHEREAS, Vivian Gonzales 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, Vivian Gonzales 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. Vivian Gonzales 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).

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Colorado Springs, Colorado)	
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**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 Vivian Gonzales, a former manager at the Fitters Local 58 Federal 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 Vivian Gonzales pursuant to Section 206 of the Federal Credit Union Act, 12 U.S.C. §1786. Vivian Gonzales, 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, Vivian Gonzales 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 Vivian Gonzales growing out of her position as a former manager at the Fitters Local 58 Federal Credit Union.

2. Jurisdiction

a. Vivian Gonzales 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, Vivian Gonzales is subject to the authority of the National Credit Union Administration to initiate and maintain prohibition proceedings against her.

3. Consent

Vivian Gonzales 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

Vivian Gonzales 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 any NCUA Board claims, known and unknown, against Vivian Gonzales 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 Fitters Local 58 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 Vivian Gonzales execute this Stipulation and Consent to Issuance of an Order of Prohibition.

By: /s/

Dana Brewington, Trial Attorney
Office of General Counsel

 3-14-05

Date

 /s/

Vivian Gonzales

 3/8/05

Date