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Administrator of National Banks

John C. Dugan
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<i>October</i> [<i>Interpretations and Actions</i>]	
1069, 8/21/2006, Letter concludes that a national bank and its operating subsidiaries are au- thorized, pursuant to 12 USC 24(7), 12 USC 371, and 12 CFR 7.4002, to charge expedited service fees for loan payoff information. (www.occ.gov/interp/oct06/int1069.pdf)	

1070, 9/6/2006, Letter concludes that a national bank may acquire and hold two classes of certificates, one rated investment grade and one unrated, issued by a trust under a tender option bond structure as Type III investment securities, provided the bank can demonstrate that the unrated certificate is the credit equivalent of investment grade. The letter also concludes that the bank also may acquire the certificates under the authority in 12 USC 24(Seventh) to discount and negotiate evidences of debt, subject to the limitations of 12 USC 84 and the requirements of Banking Circular 181 (Rev.). (www.occ.gov/interp/oct06/int1070.pdf)

1071, 09/6/2006, Letter concludes a national bank may participate as a member in several regional Independent System Operators (ISOs) and Regional Transmission Operators (RTOs) in order to execute electricity derivatives transactions that the OCC previously has found to be permissible for the bank, subject to the limitations set forth in 12 USC 84 and 12 CFR Part 32 and any additional limitations imposed by the bank's examiner-in-charge (EIC). The bank also is required notify its EIC and receive written notification of the EIC's supervisory non-objection before becoming a member of an ISO or RTO. (www.occ.gov/interp/oct06/int1071.pdf)

1072, 9/15/2006, Letter concludes that it would be permissible under 12 USC 29 for bank to enter into a long-term ground lease with unrelated third party of property that it has owned and used as bank premises for three decades. (www.occ.gov/interp/oct06/int1072.pdf)

November [[Interpretations and Actions](#)]

1073, 10/19/2006, Letter concludes that it is permissible for the bank and its London branch to engage in customer-driven, metal derivative transactions that settle in cash or by transitory title transfer and that are hedged on a portfolio basis with derivatives that settle in cash or by transitory title transfer. Before the bank may engage in these transactions, the bank must notify its examiner-in-charge (EIC), in writing, of the proposed activities and must receive written notification of the EIC's supervisory non-objection. (www.occ.gov/interp/nov06/int1073.pdf)

1074, 11/21/2006, Letter addresses the applicability of the lending limit combination rules to loans to wind tower companies that sell their output to the same power company. (www.occ.gov/interp/nov06/int1074.pdf)

December [[Interpretations and Actions](#)]

1075, 11/14/2006, Letter concludes that national banks may retain stock received in IPO of MasterCard, Inc., because it is a byproduct of permissible membership in MasterCard. (www.occ.gov/interp/dec06/int1075.pdf)

1076, 11/14/2006, Letter concludes that the lending limits in 12 USC 84 and the public welfare investments limits of 12 USC 24(11) are separate and independent of each other. (www.occ.gov/interp/dec06/int1076.pdf)

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Mergers

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Mergers—October 1 to December 31, 2006

Nonaffiliated mergers (mergers consummated involving two or more nonaffiliated operating banks), from October 1 to December 31, 2006, by state

Title and location	Charter number	Total assets (\$)
Florida		
The Hemisphere National Bank, Miami and PineBank, National Association, Miami, Florida merged on September 28, 2006, under the title of The Hemisphere National Bank, Miami	(016776) (023181) (016776)	319,766,000 417,855,000 665,526,000
First National Bank of Nassau County, Fernandina Beach and Cairo Banking Company, Cairo, Georgia merged on October 27, 2006, under the title of First National Bank of Nassau County, Fernandina Beach	(023766) (023766)	218,459,000 11,490,000 230,949,000
Kansas		
Equity Bank, A National Association, Andover and The First National Bank of Sarcoxie, Sarcoxie, Missouri merged on October 12, 2006, under the title of Equity Bank, A National Association, Andover	(018478) (005515) (018478)	149,170,000 25,664,000 149,170,000
Mississippi		
The First, A National Banking Association, Hattiesburg and First National Bank of Wiggins, Wiggins, Mississippi merged on September 30, 2006, under the title of The First, A National Banking Association, Hattiesburg	(022949) (016204) (022949)	309,658,000 49,386,000 362,048,000
Cadence Bank, National Association, Starkville and Seasons Bank, Blairsville, Georgia merged on November 14, 2006, under the title of Cadence Bank, National Association, Starkville	(003656) (003656)	1,470,803,000 81,364,000 1,561,835,000
Missouri		
Commerce Bank, National Association, Kansas City and West Pointe Bank and Trust Company, Belleville, Illinois merged on September 1, 2006, under the title of Commerce Bank, National Association, Kansas City	(018112) (018112)	12,387,130,000 464,590,000 12,904,161,000
New York		
Community Bank, National Association, Canton and Ontario National Bank, Clifton Springs, New York merged on December 1, 2006, under the title of Community Bank, National Association, Canton	(008531) (008717) (008531)	4,339,726,000 95,457,000 4,458,375,000
Ohio		
The Park National Bank, Newark and Anderson Bank Company, Cincinnati, Ohio merged on December 18, 2006, under the title of The Park National Bank, Newark	(009179) (009179)	2,043,456,000 70,093,000 2,124,211,000
Pennsylvania		
First National Trust Company, Hermitage and The Legacy Trust Company, Harrisburg, Pennsylvania merged on May 26, 2006, under the title of First National Trust Company, Hermitage	(024475) (024475)	7,726,000 1,393,000 11,129,000
First National Bank of Pennsylvania, Greenville and The Legacy Bank, Harrisburg, Pennsylvania merged on May 26, 2006, under the title of First National Bank of Pennsylvania, Greenville	(000249) (000249)	5,620,207,000 382,139,000 6,035,703,000
Texas		
The Frost National Bank, San Antonio and Summit Bank, National Association, Fort Worth, Texas merged on December 8, 2006, under the title of The Frost National Bank, San Antonio	(005179) (016422) (005179)	11,455,216,000 1,160,310,000 12,898,710,000

MERGERS

Nonaffiliated mergers—thrift (mergers consummated involving nonaffiliated national banks and savings and loan associations) from October 1 to December 31, 2006, by state

Title and location	Charter number	Total assets (\$)
Maryland		
First National Bank of North East, North East	(007064)	150,283,000
and Bay Net, A Community Bank, Bel Air, Maryland		95,646,000
merged on October 27, 2006, under the title of Bay First Bank, National Association, North East	(007064)	261,841,000
Virginia		
Sonabank, National Association, Charlottesville	(024578)	145,561,000
and 1st Service Bank, McLean, Virginia		124,410,000
merged on December 1, 2006, under the title of Sonabank, National Association, Charlottesville	(024578)	227,919,000

MERGERS

Affiliated mergers (mergers consummated involving affiliated operating banks), from October 1 to December 31, 2006, by state

Title and location	Charter number	Total assets (\$)
Delaware		
FIA Card Services, National Association, Wilmington	(022381)	81,254,002,000
and Bank of America, National Association (USA), Phoenix, Arizona	(022106)	62,271,152,000
merged on October 20, 2006, under the title of FIA Card Services, National Association, Wilmington	(022381)	128,905,818,000
Illinois		
MB Financial Bank, National Association, Chicago	(013684)	5,459,113,000
and Oak Brook Bank, Oak Brook, Illinois		2,318,895,000
merged on November 2, 2006, under the title of MB Financial Bank, National Association, Chicago	(013684)	8,013,503,000
Michigan		
Range Bank, National Association, Negaunee	(003717)	146,442,000
and Range Bank—Copper Country, National Association, Calumet, Michigan	(003948)	56,246,000
merged on December 15, 2006, under the title of Range Bank, National Association, Negaunee	(003717)	202,687,000
Minnesota		
Anchor Bank, West St. Paul National Association, West St. Paul	(021179)	359,942,000
and Anchor Bank Saint Paul, Saint Paul, Minnesota		66,990,000
merged on December 1, 2006, under the title of Anchor Bank, West St. Paul National Association, West St. Paul	(021179)	426,932,000
Nevada		
Citibank, National Association, Las Vegas	(001461)	485,990,000,000
and CFSB, National Association, Reston, Virginia	(024687)	21,552,000,000
and West, National Association, San Francisco, California	(024688)	37,926,000,000
and Citibank, Texas, National Association, Dallas, Texas	(024561)	3,291,000,000
and Citibank (Delaware), New Castle, Delaware		1,987,000,000
merged on October 1, 2006, under the title of Citibank, National Association, Las Vegas	(001461)	864,715,000,000
New York		
Citibank, National Association, New York City	(001461)	864,715,000,000
and Citicorp Trust, National Association, Los Angeles, California	(020563)	109,138,000
merged on October 1, 2006, under the title of Citibank, National Association, New York City	(001461)	864,824,000,000
Alliance Bank, National Association, Syracuse	(001090)	998,020,000
and Oswego County National Bank, Oswego, New York	(024386)	223,107,000
merged on October 6, 2006, under the title of Alliance Bank, National Association, Syracuse	(001090)	1,247,331,000
North Carolina		
First National Bank and Trust Company, Asheboro	(008953)	1,080,823,000
and First Gaston Bank of North Carolina, Gastonia, North Carolina		666,932,000
merged on August 1, 2006, under the title of First National Bank and Trust Company, Asheboro	(008953)	1,812,390,000
North Dakota		
The First National Bank of McClusky, McClusky	(008881)	24,550,000
and First Security Bank, Underwood, Underwood, North Dakota		22,716,000
merged on December 1, 2006, under the title of North Country Bank, National Association, McClusky	(008881)	47,266,000

MERGERS

Affiliated mergers (mergers consummated involving affiliated operating banks), from October 1 to December 31, 2006, by state (continued)

Title and location	Charter number	Total assets (\$)
Ohio		
JPMorgan Chase Bank, National Association, Columbus	(000008)	983,049,000,000
and Bank One Trust Company, National Association, Columbus, Ohio	(016235)	4,596,000,000
merged on October 20, 2006, under the title of JPMorgan Chase Bank, National Association, Columbus	(000008)	984,704,000,000
U.S. Bank National Association, Cincinnati	(000024)	209,000,000,000
and U.S. Bank Trust Interim National Association, Alabama, Homewood, Alabama	(024708)	5,000
and U.S. Bank Trust Interim National Association, Virginia, Richmond, Virginia	(024709)	5,000
and U.S. Bank Trust Interim National Association, North Carolina, Charlotte, North Carolina	(024710)	5,000
and U.S. Bank Trust Interim National Association, South Carolina, Columbia, South Carolina	(024707)	5,000
merged on September 5, 2006, under the title of U.S. Bank National Association, Cincinnati	(000024)	209,000,000,000
U.S. Bank National Association, Cincinnati	(000024)	209,000,000,000
and U.S. Bank Trust Interim National Association, Tennessee, Nashville, Tennessee	(024706)	5,000
merged on September 5, 2006, under the title of U.S. Bank National Association, Cincinnati	(000024)	209,000,000,000
Oklahoma		
First Fidelity Bank, National Association, Oklahoma City	(017045)	764,531,000
and Edmond Bank and Trust, Edmond, Oklahoma		98,256,000
merged on November 17, 2006, under the title of First Fidelity Bank, National Association, Oklahoma City	(017045)	862,788,000
South Carolina		
Orangeburg National Bank, Orangeburg	(021398)	221,082,000
and Florence National Bank, Florence, South Carolina	(023550)	84,710,000
and Sumter National Bank, Sumter, South Carolina	(022952)	137,562,000
and Bank of Ridgeway, Ridgeway, South Carolina		106,672,000
merged on September 30, 2006, under the title of Community Resource Bank, National Association, Orangeburg	(021398)	550,026,000
South Dakota		
Citibank (South Dakota), National Association, Sioux Falls	(016971)	44,011,000,000
and Citibank USA, National Association, Sioux Falls, South Dakota	(024281)	6,725,000,000
and Citibank (Nevada), National Association, Las Vegas, Nevada	(020484)	16,548,000,000
merged on October 1, 2006, under the title of Citibank (South Dakota), National Association, Sioux Falls	(016971)	62,599,000,000
Citibank (South Dakota), National Association, Sioux Falls	(016971)	62,599,000,000
and Universal Financial Corp., Salt Lake City, Utah		570,000,000
merged on October 1, 2006, under the title of Citibank (South Dakota), National Association, Sioux Falls	(016971)	63,169,000,000
Texas		
The First National Bank of Lewisville, Texarkana	(009354)	161,687,000
and The First National Bank of Hope, Hope, Arkansas	(012533)	3,797,000
merged on November 15, 2006, under the title of First National Bank, Texarkana	(009354)	165,488,000

MERGERS

Affiliated mergers—thrift (mergers consummated involving affiliated national banks and savings and loan associations), from October 1 to December 31, 2006, by state

Title and location	Charter number	Total assets (\$)
Connecticut		
Webster Bank, National Association, Waterbury	(024469)	17,667,592,000
and NewMil Bank, New Milford, Connecticut		877,843,000
merged on October 6, 2006, under the title of Webster Bank, National Association, Waterbury	(024469)	18,670,374,000
Maine		
The Camden National Bank, Camden	(002311)	1,130,970,000
and UnitedKingfield Bank, Bangor, Maine		510,684,000
merged on September 30, 2006, under the title of The Camden National Bank, Camden	(002311)	1,641,654,000