

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

_____)	
IN THE MATTER OF)	
)	
Fregeania Sample)	
Former Manager)	Docket No. 04-1101-IV
Austin West Garfield FCU)	
Chicago, Illinois)	
_____)	

ORDER OF PROHIBITION

WHEREAS, Fregeania Sample, a former manager at the Austin West Garfield Federal Credit Union (“Credit Union”), is an “institution-affiliated party” participating in the affairs of said credit union; and

WHEREAS, Fregeania Sample 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, Fregeania Sample 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. Fregeania Sample 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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**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 Fregeania Sample, a former manager at the Austin West Garfield 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 Fregeania Sample pursuant to Section 206 of the Federal Credit Union Act, 12 U.S.C. §1786. Fregeania Sample, 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, Fregeania Sample 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 Fregeania Sample growing out of her position as a former manager at the Austin West Garfield Federal Credit Union.

2. Jurisdiction

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

3. Consent

Fregeania Sample 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

Fregeania Sample 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 Fregeania Sample 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 Austin West Garfield 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 Fregeania Sample execute this Stipulation and Consent to Issuance of an Order of Prohibition.

By: _____ /s/ _____

Dana Brewington, Trial Attorney
Office of General Counsel

11/3/04

Date

/s/ _____

Fregeania Sample

10/30/2004 _____

Date