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

NATIONAL CREDIT UNION ADMINISTRATION BUARD		
IN THE MATTER OF  Cecilia Duda, Former Assistant Manager Metrex Federal Credit Union, Kenilworth, New Jersey	DOCKET NO. 04-0901-II	
ORDER OF PROHIBITION		
WHEREAS, Cecilia Duda, former A	Assistant Manager of Metrex Federal Credit Union ("Credit	
Union"), is an "institution-affiliated party" participating in the affairs of said credit union; and		
WHEREAS, Cecilia Duda has execu	uted a Stipulation and Consent to Issuance of an Order of	
Prohibition, which is accepted and approved by the National Credit Union Administration acting		
through its counsel; and		
WHEREAS, Cecilia Duda has stipu	lated 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 Nation Credit Union Administration Rules and Regulations, 12 C.F.R. §747.		
NOW, THEREFORE, IT IS ORDERED THAT:		
1. Cecilia Duda is prohibited from	further participation, in any manner, in the conduct of the	
affairs of any federally insured c	redit 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).		
2. The Stipulation and Consent to I	ssuance of this Order of Prohibition is made a part hereof	
and is incorporated herein by ref	erence.	
This Order of Prohibition shall become	me effective on the date it is issued.	
NATIONAL CREDIT UNION ADMINISTRATION BOARD		
BY: /S/ Edward Duncak, Regional Div	DATE: <u>9/17/04</u>	

National Credit Union Administration, Region II

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

IN THE MATTER OF	
)	
Cecilia Duda,	
Former Assistant Manager )	
Metrex Federal Credit Union, )	<b>DOCKET NO.</b> 04-0901-II
Kenilworth, New Jersey	
)	

## 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 Cecilia Duda, former Assistant Manager at Metrex Federal Credit Union, Kenilworth, New Jersey, hereby stipulate and agree as follows:

1. <u>Consideration</u>. The National Credit Union Administration ("NCUA") is of the opinion that grounds exist to initiate an administrative prohibition against Cecilia Duda pursuant to Section 206 of the Federal Credit Union Act, 12 U.S.C. §1786. Cecilia Duda, 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, Cecilia Duda 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 Cecilia Duda arising out of her position as Assistant Manager of Metrex Federal Credit Union.

## 2. Jurisdiction.

- (a) Cecilia Duda 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 an appropriate Federal agency to maintain enforcement proceedings against an "institution-affiliated party". Therefore, Cecilia

Duda is subject to the authority of the National Credit Union Administration to initiate and maintain prohibition proceedings against her.

- 3. <u>Consent</u>. Cecilia Duda 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. <u>Waivers</u>. Cecilia Duda 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 of Prohibition or to otherwise challenge the validity or legality of the Order.
- 5. Other Actions. Pursuant to this Stipulation, the Order settles and resolves any NCUA Board claims, known and unknown, against Cecilia Duda as provided by paragraph 1 of this Stipulation. The Stipulation, however, does not release, discharge, compromise, settle, resolve or in any way effect any actions, claims, charges against, or liabilities that arise and that may be or have been brought by Metrex Federal Credit Union, or any federal or state government agency or entity other than the NCUA Board.
- 6. <u>Finality</u>. 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 Cecilia Duda execute this Stipulation and Consent to Issuance of an Order of Prohibition.

By:	/S/	9/8/04
	Kathy Sachen-Gute, Trial Attorney	Date
	Office of General Counsel	
	/S/	9- 4-04 _
	Cecilia Duda	Date