

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

_____	)	
<b>IN THE MATTER OF</b>	)	
	)	
Cheryle Dutton a	)	
person participating in	)	<b>Docket No. 05-1001-IV</b>
the affairs of NORTEX	)	
Federal Credit Union,	)	
Gainesville, Texas	)	
_____	)	

**ORDER OF PROHIBITION**

**WHEREAS**, Cheryle Dutton, former Manager of NORTEX FCU (Credit Union), was a institution-affiliated party participating in the affairs of said credit union; and

**WHEREAS**, Cheryle Dutton has executed a Stipulation and Consent to Issuance of Order of Prohibition, which is accepted and approved by the National Credit Union Administration acting through its counsel; and

**WHEREAS**, Cheryle Dutton in the Stipulation, has consented and agreed 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's Rules and Regulations, 12 C.F.R. §747;

**NOW, THEREFORE, IT IS ORDERED THAT:**

1. Cheryle Dutton is prohibited from further participation, in any manner, in the conduct of the affairs of any federally insured credit union.

2. Without the prior written approval of the National Credit Union Administration Board and, if applicable, the appropriate federal financial institutions regulatory agency, Cheryle Dutton may not participate in any manner in the affairs of any institution(s) or other entity set forth in Section 206(g)(7)(A) of the Federal Credit Union Act, 12 U.S.C. §1786(g)(7)(A).

3. The Stipulation and Consent to Issuance of this Order of Prohibition, dated 11/17, 2005, is made a part hereof and is incorporated herein by this reference.

4. This Order of Prohibition shall become effective on the date it is issued.

**DATE: December 9, 2005**

**NATIONAL CREDIT UNION ADMINISTRATION BOARD**

**BY: /S/**  
**C. Keith Morton**  
**Acting Regional Director, Region IV, Austin**  
**National Credit Union Administration**

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**Docket No. 05-1001-IV**

**STIPULATION AND CONSENT TO ISSUANCE OF  
ORDER OF PROHIBITION**

The National Credit Union Administration (NCUA), by and through its undersigned counsel, and Cheryle Dutton, hereby stipulate and agree as follows:

1. Consideration. The NCUA, based upon information reported to it, is of the opinion that grounds exist to initiate an administrative prohibition proceeding against Cheryle Dutton pursuant to Section 206(g) of the Federal Credit Union Act, 12 U.S.C. §1786(g). Cheryle Dutton denies that such grounds exist, but desires to avoid the time, cost and expense of such administrative litigation and, without admitting that such grounds exist, hereby stipulates and agrees to the following terms in consideration of the forbearance of the NCUA from initiating such administrative litigation against her.

2. Jurisdiction.

(a) NORTEX FCU, (Credit Union), was at all relevant times a federally insured credit union as that term is defined in Section 101(7) of the Federal Credit Union Act, 12 U.S.C. §1752(7).

(b) Cheryle Dutton, as Manager of the Credit Union, was an institution-affiliated party as that term is defined in Section 206(r) of the Federal Credit Union Act, 12 U.S.C. §1786(r).

(c) 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's Rules and Regulations, 12 C.F.R. Part 747, the NCUA is empowered to maintain enforcement proceedings against federally insured credit unions and institution-affiliated parties. Cheryle Dutton is subject to the authority of NCUA to initiate and maintain an administrative action against her.

3. Consent. Cheryle Dutton consents to the issuance by the Board of the NCUA 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 law.

4. Cooperation. Cheryle Dutton agrees to cooperate fully with any NCUA investigation into activities at Credit Union, including but not limited to, providing full and complete answers to questions by NCUA or others in connection therewith.

5. Waivers. Cheryle Dutton waives her right to a Notice of Prohibition and administrative hearing as 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.

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 National Credit Union Administration Board, it shall be a final order, immediately effective and fully enforceable by the National Credit Union Administration.

7. Other federally insured financial institutions. In accordance with Section 206(g)(7)(A) of the Federal Credit Union Act, 12 U.S.C. §1786(g)(7)(A), the Order of Prohibition shall constitute a prohibition from further participation in any manner in the affairs of any federally insured financial institution, or other entity identified therein, without the written permission of the NCUA Board and the appropriate federal financial institutions regulatory agency.

**WHEREFORE**, in consideration of the foregoing, the undersigned counsel, on behalf of the National Credit Union Administration, and Cheryle Dutton execute this Stipulation and Consent to Issuance of Order of Prohibition.

By: /S/\_\_\_\_\_

**NATIONAL CREDIT UNION  
ADMINISTRATION**

Date: 11/17/05\_\_\_\_\_

/S/\_\_\_\_\_

**CHERYLE DUTTON**

Date: 11/11/05\_\_\_\_\_