

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

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<b>IN THE MATTER OF</b>	)	
	)	
<b>P. Michael Furbush</b>	)	
<b>Former Director</b>	)	<b>Docket No. 02-1002-IV</b>
<b>Durez Credit Union</b>	)	
<b>Kenton, Ohio</b>	)	
_____	)	

**ORDER OF PROHIBITION**

**WHEREAS**, P. Michael Furbush, a former director at the Durez Credit Union (“Credit Union”), is an “institution-affiliated party” participating in the affairs of said credit union; and

**WHEREAS**, P. Michael Furbush 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**, P. Michael Furbush 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. P. Michael Furbush 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).

2. The Stipulation and Consent to Issuance of this Order of Prohibition is made a part hereof and is incorporated herein by reference.
3. This Order of Prohibition shall become effective on the date it is issued.

**NATIONAL CREDIT UNION ADMINISTRATION BOARD**

**BY:**                          /s/        
Melinda Love, Regional Director  
National Credit Union Administration, Region IV

**DATE:**                      11/08/02

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<b>P. Michael Furbush</b>	)	
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<b>Durez Credit Union</b>	)	
<b>Kenton, Ohio</b>	)	
_____	)	

**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 P. Michael Furbush, a director at the Durez 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 P. Michael Furbush pursuant to Section 206 of the Federal Credit Union Act, 12 U.S.C. §1786. P. Michael Furbush, 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, P. Michael Furbush 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 P. Michael Furbush growing out of his position as a former director at the Durez Credit Union.

**2. Jurisdiction**

a. P. Michael Furbush 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, P. Michael Furbush is subject to the authority of the National Credit Union Administration to initiate and maintain prohibition proceedings against him.

### **3. Consent**

P. Michael Furbush consents to the issuance by the NCUA Board of the accompanying Order of Prohibition. He 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**

P. Michael Furbush waives his 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). He further waives his 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 P. Michael Furbush 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 the NCUA Board as liquidating agent for Durez 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 P. Michael Furbush execute this Stipulation and Consent to Issuance of an Order of Prohibition.

By:   /s/  

Dana Brewington, Trial Attorney  
Office of General Counsel

  10-24  

Date

  /s/  

P. Michael Furbush

  9-19-02  

Date