

UNITED STATES OF AMERICA
BEFORE THE
OFFICE OF THRIFT SUPERVISION

In the Matter of)
)
Robert McLaughlin,)
)
Former President and Director)
Gateway Federal Savings)
and Loan Association)
Cincinnati, Ohio)

Resolution No. CIN 91-21
Dated: July 8, 1991

STIPULATION AND CONSENT TO ISSUANCE
OF ORDER OF PROHIBITION

The Office of Thrift Supervision ("OTS"), by and through its Deputy Regional Director for the Cincinnati Office, and Robert McLaughlin former president and director of Gateway Federal Savings and Loan Association ("Gateway") Cincinnati, Ohio, hereby stipulate and agree as follows:

1. Consideration. The OTS, based upon information reported to it, is of the opinion that the grounds exist to initiate an administrative prohibition proceeding against Robert McLaughlin pursuant to § 8(e) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C.A. § 1818(e) (West 1989). Robert McLaughlin desires to cooperate with the OTS and to avoid the time and expense of such administrative litigation and, while neither admitting nor denying that such grounds exist, hereby stipulates and agrees to the following terms in consideration of the forbearance of OTS from initiating such administrative prohibition litigation against him.

2. Jurisdiction

(a) Gateway is a "savings association" and an "insured depository

institution" as defined by § 3 of the FDIA and § 2 of the Home Owners' Loan Act, 12 U.S.C.A. §§ 1813 and 1462 (West 1989 and Supp. 1990).

(b) Robert McLaughlin, as former president and director of Gateway, is an "institution-affiliated party" as defined by § 3(u) of the FDIA, 12 U.S.C.A. § 1813(u) (West 1989).

(c) Pursuant to Section 3 of the FDIA, 12 U.S.C.A. § 1813(q) (West 1989), the OTS is the "appropriate Federal banking agency" to maintain enforcement proceedings against such a savings association or its institution-affiliated parties. Therefore, Robert McLaughlin is subject to the authority of the OTS to initiate and maintain a prohibition proceeding against him pursuant to §§ 8(e) and 8(b)(8) of the FDIA, 12 U.S.C.A. § 1818(e) and (b)(8) (West 1989).

3. Consent. Robert McLaughlin consents to the issuance by the OTS of the accompanying Order of Prohibition ("Order"). He further agrees to comply with its terms upon issuance and stipulates that the order complies with all requirements of law.

4. Finality. The Order is issued under §§ 8(e) and 8(b)(8) of the FDIA, 12 U.S.C.A. §§ 1818(e) and (b)(8) (West 1989). Upon its issuance by the Deputy Regional Director for the Cincinnati District, OTS, it shall be a final order, effective and fully enforceable by the OTS under the provisions of § 8(i) of the FDIA, 12 U.S.C.A. § 1818(i) (West 1989).

5. Waivers. Robert McLaughlin waives his right to a Notice of Intention to Prohibit and the administrative hearing provided by Section 8(e) of the FDIA, 12 U.S.C.A. § 1818(e) (West 1989), and further waives his right to seek judicial review of the Order, including any such right provided by § 8(h) of the FDIA, 12 U.S.C.A. § 1818(h) (West 1989) or

otherwise to challenge the validity of the Order.

WHEREFORE, in consideration of the foregoing, the Deputy Regional Director for the Cincinnati Office, on behalf of the OTS, and Robert McLaughlin execute this Stipulation and Consent to Issuance of Order of Prohibition.

OFFICE OF THRIFT SUPERVISION

By:

/S/

Jerry M. Benham
Deputy Regional Director
Cincinnati Office

/S/

Robert McLaughlin

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ORDER OF PROHIBITION

WHEREAS, Robert McLaughlin has executed a Stipulation and Consent to Issuance of Order of Prohibition ("Stipulation"), which is accepted and approved by the Office of Thrift Supervision ("OTS") acting through its Deputy Regional Director for the Cincinnati Office; and

WHEREAS, Robert McLaughlin in the Stipulation has consented and agreed to the issuance of this Order of Prohibition ("Order") pursuant to §§ 8(e) and 8(b)(8) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C.A. §§ 1818(e) and (b)(8) (West 1989).

NOW, THEREFORE, IT IS ORDERED that:

1. Robert McLaughlin is prohibited from further participation, in any manner, in the conduct of the affairs of Gateway Federal Savings and Loan Association, Cincinnati, Ohio, and its service corporation(s).

2. Without the prior written approval of the Deputy Regional Director for the Cincinnati Office of OTS and, if appropriate, another Federal financial institutions regulatory agency, Robert McLaughlin may not hold any office in, or participate in any manner in the conduct of

