

UNITED STATES OF AMERICA
BEFORE THE
OFFICE OF THRIFT SUPERVISION

In The Matter Of:)

ALEXANDER R. FERZOCO)
a Director of)
HYDE PARK CO-OPERATIVE BANK)
Hyde Park, Massachusetts)

OTS No. 04186)

Re: Resolution No. 91-JC(B)-91-27cl
Date: 11/2/91

STIPULATION AND CONSENT TO ISSUANCE
OF ORDER ASSESSING CIVIL MONEY PENALTIES

The Office of Thrift Supervision ("OTS"), by and through its Regional Director for the Northeast Regional Office ("Regional Director"), and Alexander R. Ferzoco, a Director of Hyde Park Co-operative Bank, Hyde Park, Massachusetts ("Hyde Park" or the "Institution"), stipulate and agree as follows:

1. Consideration

The OTS, based upon information reported to it, is of the opinion that grounds exist for it to assess civil money penalties in the amount of \$1,000 against Mr. Ferzoco pursuant to Section 8(i)(2) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. § 1818(i)(2). Mr. Ferzoco, desiring to cooperate with the OTS and to avoid the time and expense of such administrative proceedings or litigation, hereby stipulates and agrees to the following terms in consideration of the forbearance by the OTS from initiating such civil money penalty assessment proceedings or litigation against him with respect to the matters covered in the

accompanying Order Assessing Civil Money Penalties ("Order"). Mr. Ferzoco does so without admitting or denying that grounds exist for the assessment of civil money penalties against him and without prejudice to his right to contest any other adverse action that may be taken against him.

2. Jurisdiction

Hyde Park is a "savings association" within the meaning of Section 3(b) of the FDIA, 12 U.S.C. Section 1813(b) and Section 2(4) of the Home Owner's Loan Act, 12 U.S.C. § 1462(4). Accordingly, it is an "insured depository institution" as that term is defined in Section 3(c)(2) of the FDIA, 12 U.S.C. § 1813(c)(2). Mr. Ferzoco is a Director of Hyde Park, making him an "institution-affiliated party" as defined in Section 3(u) of the FDIA, 12 U.S.C. § 1813(u). Pursuant to Section 3(q)(4) of the FDIA, 12 U.S.C. § 1813(q)(4), the Director of OTS is the "appropriate Federal banking agency" to maintain an enforcement proceeding against such a savings association, and its institution - affiliated parties. Therefore, Mr. Ferzoco is subject to the authority of the OTS to assess civil money penalties against him pursuant to Section 8(i)(2) of the FDIA, 12 U.S.C. § 1818(i)(2).

3. Consent

Mr. Ferzoco consents to the issuance by the OTS of the Order. He further agrees to comply with the terms of the Order upon issuance and stipulates that the Order complies with all requirements of law. Any grounds known to OTS as of the date of this Order upon which OTS could take any administrative or judicial enforcement action against Mr. Ferzoco shall not provide the basis

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HYDE PARK CO-OPERATIVE BANK)
Hyde Park, Massachusetts)
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OTS No. 04186)
_____)

Re: Resolution No. 91-JC(6)-91-27a

Date: 11/12/91

ORDER ASSESSING CIVIL MONEY PENALTIES

WHEREAS, Alexander R. Ferzoco, a Director of Hyde Park Co-operative Bank, Hyde Park, Massachusetts ("Hyde Park" or the "Institution"), has executed a Stipulation and Consent to Issuance of Order Assessing Civil Money Penalties, which is incorporated herein by reference ("Stipulation") and is accepted and approved by the Office of Thrift Supervision ("OTS") acting through its Regional Director for the Northeast Regional Office ("Regional Director"); and

WHEREAS, Mr. Ferzoco, in the Stipulation, has consented and agreed to the issuance of this Order Assessing Civil Money Penalties ("Order") pursuant to Section 8(b) of the Federal Deposit Insurance Act ("FDIA"), 12 U.S.C. § 1818(i)(2); and

WHEREAS, the OTS, herein and in the Stipulation, has consented and agreed to take no additional administrative or judicial enforcement action against Mr. Ferzoco on the basis of any alleged grounds known to OTS as of the date of this Order for

taking any such action;

NOW THEREFORE, IT IS ORDERED that:

Within thirty (30) days of the effective date of this Order, Alexander R. Ferzoco shall pay to OTS the sum of \$1,000 by tendering a check to OTS in that amount made payable to the Treasurer of the United States.

THE OFFICE OF THRIFT SUPERVISION

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Ange~~lo~~ A. Vigna
Regional Director
Northeast Regional Office

Concur:

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF BANKING

By: _____
Michael C. Hanson
Commissioner

Concur:

FEDERAL DEPOSIT INSURANCE
CORPORATION

By: _____
Paul H. Wiechman
Regional Director