

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

IN THE MATTER OF)
)
SUSAN GASKEY DEAN)
)
An Institution Affiliated Party and) No. 93-0901 III_
Person Participating in the Affairs)
of the FOOD LION CREDIT)
ASSOCIATION CREDIT UNION)
)

ORDER OF PROHIBITION

Pursuant to Section 206(i)(1) of the Federal Credit Union Act, 12 U.S.C. §1786(i)(1), you are hereby notified that you are prohibited from participating in any manner in the affairs of any federally insured credit union. This prohibition results from activities you engaged in during your affiliation with the Food Lion Credit Association Credit Union. This prohibition is effective immediately upon service. In accordance with Section 206(g)(7)(A) of the Federal Credit Union Act, 12 U.S.C. §1786(g)(7)(A), this Order 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 appropriate federal regulatory agency. This Order has been issued based upon the following information.

You pleaded guilty to an indictment alleging one violation of Title 18, United States Code, Section 657, misapplication of credit union funds. A copy of the Indictment, filed October 26, 1992, is attached to this Order as Attachment 1 and is incorporated by reference herein. You were sentenced on February 22, 1993, by the U.S. District Court for the Middle District of North Carolina, to home detention for ninety days and supervised release for five years. A copy of the Judgment in a Criminal Case, dated March 5, 1993, is attached to this Order as Attachment 2 and is incorporated by reference herein. Because an appeal has not been filed within the time specified by the Federal Rules of Appellate Procedure, your conviction is now final.

The offense of which you were convicted was committed while you were employed as a loan officer of the Food Lion Credit Association Credit Union of Salisbury, North Carolina. The indictment to which you pleaded guilty alleges that you misapplied credit union funds, in the amount of \$11,500, by taking unauthorized advances from a fictitious loan created in the name of a credit union member. The member was totally unaware that his name was being used to unlawfully obtain funds from the credit union. At the time of your criminal actions, Food Lion Credit Association Credit Union was a federally insured credit union.

The offense to which you pleaded guilty involves personal dishonesty and breach of trust. Your continued participation in the affairs of any federally insured credit union may pose a threat to the interests of credit union members and may threaten to impair public confidence in the credit union involved.

NOTICE OF HEARING

Pursuant to Section 206(i)(3), of the Federal Credit Union Act, 12 U.S.C. §1786(i)(3), you may request in writing, within thirty days of service of this Order, an opportunity for a hearing at which you may present

evidence and argument that your continued participation in the affairs of any federally insured credit union would not, or would not be likely to, pose a threat to the interests of that credit union's members or threaten to impair public confidence in the credit union. Any such request should be sent to: Secretary of the Board, National Credit Union Administration, Washington, D.C. 20456. This hearing will be held in Washington, D.C., in accordance with Subpart D of Part 747 of NCUA's Rules and Regulations, 12 C.F.R. §747.301 *et seq.*

PENALTY FOR VIOLATION OF ORDER OF PROHIBITION

Pursuant to Section 206(k)(2) of the Federal Credit Union Act, 12 U.S.C. §1786(k)(2), any violation of this Order may subject you to a Civil Money Penalty of up to \$1,000,000.00 a day for each day said violation continues. In addition, pursuant to Section 206(l) of the Federal Credit Union Act, 12 U.S.C. §1786(l), any violation of this Order is a felony offense that is punishable by imprisonment of up to five years and a fine of up to \$1,000,000.00.

Dated this _____ day of August, 1993.

National Credit Union Administration
by

H. ALLEN CARVER
Regional Director, Region III
National Credit Union Administration

CERTIFICATE OF SERVICE

This is to certify that I have served the foregoing Order of Prohibition in the Matter of Susan Gaskey Dean, by depositing the same with the U.S. Postal Service, certified mail, return receipt requested, addressed to M. Bays Shoaf, Esquire, 315 North Main Street, Salisbury, North Carolina 28144, the attorney of record for Susan Gaskey Dean.

Date

Jon J. Canerday
Trial Attorney
Office of General Counsel