

FEDERAL DEPOSIT INSURANCE CORPORATION
WASHINGTON, D.C.

and

WEST VIRGINIA DIVISION OF FINANCIAL INSTITUTIONS
CHARLESTON, WEST VIRGINIA

_____)	
In the Matter of)	STIPULATION TO THE
THE FIRST STATE BANK)	ISSUANCE OF A
BARBOURSVILLE, WEST VIRGINIA)	CONSENT ORDER
(Insured State Nonmember Bank))	
_____)	FDIC-15-0200b

Subject to the acceptance of this STIPULATION TO THE ISSUANCE OF A CONSENT ORDER (“STIPULATION”) by the Federal Deposit Insurance Corporation (“FDIC”), it is hereby stipulated and agreed by and between a representative of the Legal Division of the FDIC, a representative of the West Virginia Division of Financial Institutions (“WVDFI”) of the State of West Virginia, and The First State Bank, Barboursville, West Virginia (“Bank”), through its Board of Directors, as follows:

1. The Bank has been advised of its right to receive a written Notice of Charges and of Hearing (“Notice”) detailing the unsafe or unsound banking practices relating to weaknesses in capital, asset quality, management, earnings, liquidity, and sensitivity to market risk alleged to have been committed by the Bank and of its right to a hearing on the alleged charges under section 8(b)(1) of the Federal Deposit Insurance Act (“Act”), 12 U.S.C. § 1818(b)(1), and the FDIC’s Rules of Practice and Procedure (“Rules”), 12 C.F.R. Part 308, and W. Va. Code § 31A-8-1 (2015), and has waived those rights.

2. The Bank, solely for the purpose of this proceeding and without admitting or denying any of the alleged charges of unsafe or unsound banking practices, hereby consents and agrees to the issuance of a Consent Order (“ORDER”) by the FDIC and the WVDFI in the form attached hereto. The Bank further stipulates and agrees that such ORDER shall become effective immediately upon issuance by the FDIC and the WVDFI and be fully enforceable by the FDIC pursuant to the provisions of section 8(i)(1) of the Act, 12 U.S.C. § 1818(i)(1), and the Rules, and by the WVDFI pursuant to W. Va. Code § 31A-2-4 (2015), subject only to the conditions set forth in paragraph 3 of this STIPULATION.

3. In the event the FDIC accepts this STIPULATION and issues the ORDER, it is agreed that no action to enforce said ORDER in the United States District Court will be taken by the FDIC unless the Bank or any “institution-affiliated party”, as such term is defined in section 3(u) of the Act, 12 U.S.C. § 1813(u), has violated or is about to violate any provision of the ORDER.

4. The Bank hereby waives:

- (a) the receipt of a written Notice;
- (b) all defenses to the charges to be set forth in the Notice;
- (c) a hearing for the purpose of taking evidence regarding the allegations to be set forth in the Notice;
- (d) the filing of Proposed Findings of Fact and Conclusions of Law;
- (e) a Recommended Decision of an Administrative Law Judge;
- (f) exceptions and briefs with respect to such Recommended Decision; and

(g) judicial review of the ORDER as provided by 12 U.S.C. §1818(h),
and any other challenge to the validity of the ORDER.

Dated: The 5th day of November, 2015.

FEDERAL DEPOSIT INSURANCE CORPORATION
LEGAL DIVISION

BY:


Darren C. Rudzewicz
Senior Attorney

STATE OF WEST VIRGINIA
WEST VIRGINIA DIVISION OF FINANCIAL INSTITUTIONS

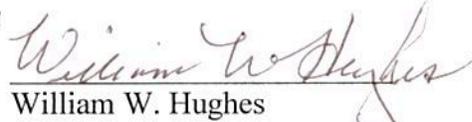
BY:


Commissioner

THE FIRST STATE BANK
BARBOURSVILLE, WEST VIRGINIA

BY:

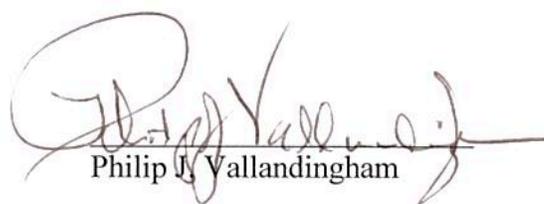

Robert J. Dilley


William W. Hughes


Michael S. Lamsford

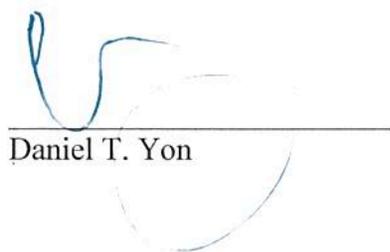

Jeanne P. Vallandingham


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THE BOARD OF DIRECTORS