

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

and

STATE OF WEST VIRGINIA
DIVISION OF FINANCIAL INSTITUTIONS

CHARLESTON, WEST VIRGINIA

_____)	
)	
In the Matter of)	STIPULATION AND CONSENT
)	TO THE
BANK OF MINGO)	ISSUANCE OF A
WILLIAMSON, WEST VIRGINIA)	CONSENT ORDER
)	
(Insured State Nonmember Bank))	FDIC-13-0349b
)	
_____)	

Subject to the acceptance of this STIPULATION AND CONSENT 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 (“State”) and Bank of Mingo, Williamson, 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 or violations of law relating to violations of the Bank Secrecy Act and weaknesses in management 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, 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 and any violations of law and or regulation, hereby consents and agrees to the issuance of a Consent Order ("ORDER") by the FDIC and the Department 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 Department 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 State pursuant to Chapter 31A-2-4 of the West Virginia Code. , 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; and

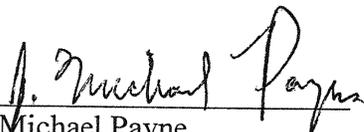
(f) exceptions and briefs with respect to such Recommended Decision.

(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: October 24 2013.

FEDERAL DEPOSIT INSURANCE CORPORATION
LEGAL DIVISION

BY:



J. Michael Payne
Counsel

STATE OF WEST VIRGINIA
DIVISION OF FINANCIAL INSTITUTIONS

BY:

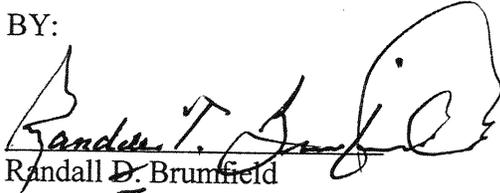


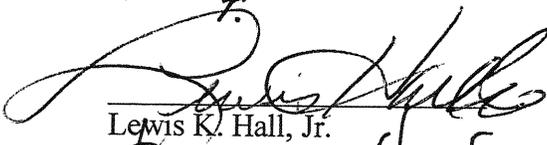
Sara M. Cline
Commissioner

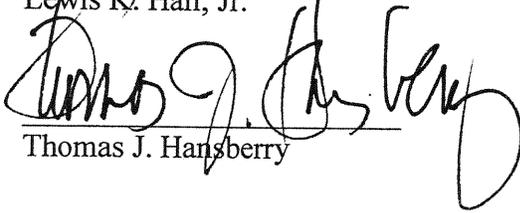
[Signatures Continue on Next Page]

BANK OF MINGO
WILLIAMSON, WEST VIRGINIA

BY:

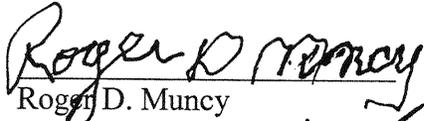

Randall D. Brumfield

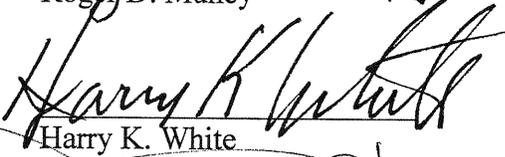

Lewis K. Hall, Jr.

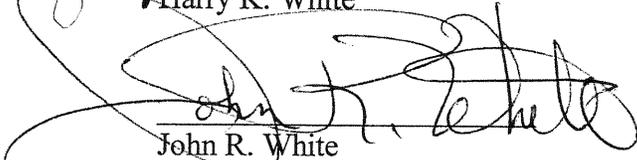

Thomas J. Hansberry

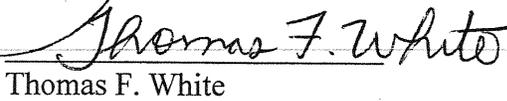
Donald L. Hinkle


Nick Maroudas


Roger D. Muncy


Harry K. White


John R. White


Thomas F. White

THE BOARD OF DIRECTORS

BANK OF MINGO
WILLIAMSON, WEST VIRGINIA

BY:

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Lewis K. Hall, Jr.

Thomas J. Hansberry

Donald L. Hinkle

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