

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

|                                |   |                     |
|--------------------------------|---|---------------------|
| _____                          | ) |                     |
| In the Matter of               | ) |                     |
|                                | ) |                     |
| EAST BOSTON SAVINGS BANK       | ) | ORDER TO PAY        |
| BOSTON, MASSACHUSETTS          | ) | CIVIL MONEY PENALTY |
|                                | ) | FDIC-11-558k        |
| (Insured State Nonmember Bank) | ) |                     |
| _____                          | ) |                     |

East Boston Savings Bank, Boston, Massachusetts (Bank), and a representative of the Legal Division of Federal Deposit Insurance Corporation (FDIC) executed a Stipulation and Consent to the Issuance of an Order to Pay Civil Money Penalty (“Stipulation”) dated October 25, 2011, whereby the Bank, solely for the purpose of this proceeding and without admitting or denying any violations of law, rule, or regulation, consented and agreed to pay a civil money penalty in the amount specified below to the Treasury of the United States.

The FDIC considered the matter and determined that the Bank violated the prohibition against unfair and deceptive acts or practices found in Section 5 of the Federal Trade Commission Act (15 U.S.C. § 45(a)(1)) and Regulation DD of the Board of Governors of the Federal Reserve System, 12 C.F.R. Part 230, in the Bank’s implementation of its overdraft program.

After taking into account the Stipulation, the appropriateness of the penalty with respect to the financial resources and good faith of the Bank, the gravity of the conduct of the Bank, the history of previous conduct by the Bank, the reimbursement provided to affected consumers by

the Bank, and such other matters as justice may require, the FDIC accepts the Stipulation and issues the following:

**ORDER TO PAY**

IT IS ORDERED THAT, by reason of the violations set forth in the Stipulation, a penalty of \$35,000 is assessed against the Bank. The Bank shall pay such amount to the Treasury of the United States.

This Order to Pay will become effective upon its issuance by the FDIC.

Pursuant to delegated authority.

Dated at Washington, D.C. this 13th day of December, 2011.

/s/  
\_\_\_\_\_  
Sylvia H. Plunkett  
Senior Deputy Director  
Division of Depositor and Consumer Protection  
Federal Deposit Insurance Corporation