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[¶11,995] **In the Matter of Todd B. Thompson, Western State Bank, Devils Lake, North Dakota,**  
Docket No. 02-109k (12-6-02).

Respondent agrees to pay civil money penalty assessed by the FDIC in the amount of \$3,000.

**In the Matter of  
TODD B. THOMPSON,  
individually and as an institution-affiliated party of  
WESTERN STATE BANK  
DEVILS LAKE, NORTH DAKOTA  
(Insured State Nonmember Bank)  
ORDER TO PAY CIVIL MONEY PENALTY**

FDIC-02-109k

Todd B. Thompson ("Respondent") and a representative of the Legal Division of the Federal Deposit Insurance Corporation ("FDIC") executed a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER TO PAY CIVIL MONEY PENALTY ("CONSENT AGREEMENT") whereby Respondent, solely for the purpose of this proceeding and without admitting or denying any unsafe or unsound practices or breaches of fiduciary duty, for which civil money penalties may be assessed, consented to the issuance of an ORDER TO PAY CIVIL MONEY PENALTY ("ORDER TO PAY") by the FDIC and agreed to pay a civil money penalty in the amount of \$3,000 to the Treasury of the United States.

After taking into account the CONSENT AGREEMENT, the appropriateness of the penalty with respect to the financial resources and good faith of the Respondent, the gravity of the unsafe or unsound practices and breaches of fiduciary duty by Respondent, the history of previous unsafe or unsound practices or breaches of fiduciary duty or lack thereof by Respondent, and such other matters as justice requires, the FDIC accepts the CONSENT AGREEMENT and issues the following:

*ORDER TO PAY CIVIL MONEY PENALTY*

IT IS HEREBY ORDERED that Respondent is assessed and shall pay a civil money penalty in the amount of \$3,000 to the Treasury of the United States, the receipt of which has been previously acknowledged.

IT IS FURTHER ORDERED that Respondent is prohibited from seeking or accepting indemnification from any insured depository institution, (i) for the civil money penalty assessed and paid in this matter, or (ii) for any expenses, including attorneys' fees and disbursements, incurred by Respondent in connection with this matter.

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This ORDER shall be effective upon its issuance.

Pursuant to delegated authority.

Dated at Washington, D.C., this 6th day of December, 2002.