

{{9-30-04 p.12,234.1}}

[¶12,234] **In the Matter of Roger D. Dyson, Frances Slocum Bank and Trust Company, Wabash, Indiana**, Docket No. 04-071k (7-6-04).

Respondent agrees to pay civil money penalty assessed by the FDIC in the amount of \$5,000.

**In the Matter of
ROGER D. DYSON,
individually, and as an institution-affiliated party of
FRANCES SLOCUM BANK AND TRUST COMPANY
WABASH, INDIANA
(Insured State Nonmember Bank)
now doing business as
FRANCES SLOCUM BANK AND TRUST COMPANY, NATIONAL ASSOCIATION
WABASH, INDIANA
ORDER TO PAY**

FDIC-04-071k

Roger D. Dyson ("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 ("CONSENT AGREEMENT") dated April 1, 2004, whereby Respondent, solely for the purpose of this proceeding and without admitting or denying any unsafe or unsound banking practices and breaches of fiduciary duty for which civil money penalties may be assessed, consented and agreed to pay a civil money penalty in the amount specified below 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 banking practices and breaches of fiduciary duty by the Respondent, the history of previous unsafe or unsound banking practices and breaches of fiduciary duty by the Respondent, and such other matters as justice may require, the FDIC accepts the CONSENT AGREEMENT and issues the following:

ORDER TO PAY

IT IS HEREBY ORDERED, that by reason of the violations set forth in paragraph 3 of the CONSENT AGREEMENT, a penalty of five thousand dollars (\$5,000) be, and hereby is, assessed against the Respondent. The Respondent shall pay the civil money penalty to the Treasury of the United States.

IT IS FURTHER ORDERED that the Respondent is prohibited from seeking or accepting indemnification from any insured depository institution for the civil money penalty assessed and paid in this matter.

This Order to Pay shall be effective upon issuance.

Pursuant to delegated authority.

Dated this 6th day of July, 2004.