

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

_____	)	
In the Matter of	)	
	)	
STUART VOIGT,	)	
individually, and as an institution-affiliated	)	ORDER TO PAY
party of	)	
	)	FDIC-11-566k
FIRST COMMERCIAL BANK	)	
BLOOMINGTON, MINNESOTA	)	
	)	
(Insured State Nonmember Bank)	)	
_____	)	

The Federal Deposit Insurance Corporation ("FDIC"), on December 21, 2011, issued a NOTICE OF INTENTION TO PROHIBIT FROM FURTHER PARTICIPATION, NOTICE OF ASSESSMENT OF CIVIL MONEY PENALTY, FINDINGS OF FACT AND CONCLUSIONS OF LAW, ORDER TO PAY and NOTICE OF HEARING ("NOTICE OF ASSESSMENT") against Stuart Voigt ("Respondent"), which among other things, sought assessment of a civil money penalty against the Respondent pursuant to section 8(i)(2) of the Federal Deposit Insurance Act ("Act") for voting to approve loans without disclosing the full nature of his relationship with the borrower and the guarantor and putting his personal financial interests above the interests of the Bank. On January 3, 2012, Respondent filed an Answer and requested a hearing.

Respondent and Enforcement Counsel for the FDIC thereafter executed a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER OF PROHIBITION AND AN ORDER TO PAY ("CONSENT AGREEMENT"), whereby solely for the purpose of

this proceeding and without admitting or denying any of the allegations in the NOTICE OF ASSESSMENT, the Respondent consented to the issuance of a final ORDER TO PAY.

After taking into account the CONSENT AGREEMENT, the appropriateness of the penalty with respect to the financial resources and good faith of Respondent, the gravity of the violation by Respondent, the history of previous violations by 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, unsafe or unsound banking practices, and/or breaches of fiduciary duty set forth in the CONSENT AGREEMENT, a penalty of \$15,000 be, and hereby is, assessed against Stuart Voigt. 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 at Washington, D.C., this 18th day of June, 2012.

/s/  
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Serena L. Owens  
Associate Director  
Division of Risk Management Supervision