

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

_____	)	
In the Matter of	)	
	)	
DANA R. RATHJE,	)	
as an institution-affiliated party of	)	ORDER TO PAY
	)	
FRONTIER BANK,	)	FDIC-19-0133k
OMAHA, NEBRASKA	)	
	)	
INSURED STATE NONMEMBER BANK	)	
	)	
RESPONDENT'S NMLS UI# N/A	)	
_____	)	

Dana R. Rathje (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 October 24, 2019, 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 and agreed to pay civil money penalties in the amount specified below to the Treasury of the United States.

The FDIC has determined, and Respondent neither admits nor denies, that, as an institution affiliated party of Frontier Bank, Omaha, Nebraska, from 2014 to 2018, that while a Market President and Director of the Bank, Respondent recklessly or knowingly extended loans and made additional advances on existing loans to uncreditworthy borrowers without proper underwriting and with no reasonable expectation of repayment, diverted funds purportedly

loaned to one bank customer to the use and benefit of another bank customer without permission, and extended credit in excess of his lending authority in violation of the Bank's lending policy.

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 reckless or knowing unsafe or unsound practices and breaches of fiduciary duty set forth above, a penalty of \$25,000 is assessed against Dana R. Rathje. Respondent shall pay the civil money penalty to the Treasury of the United States.

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

Nothing herein shall preclude any proceedings brought by the FDIC to enforce the terms of the ORDER TO PAY issued pursuant to this CONSENT AGREEMENT, and nothing herein constitutes a waiver of any right, power, or authority of the FDIC (except as stated in the Consent Agreement) or any other Federal or state agency or department from taking any other action against Respondent, the Bank, or any of the Bank's current or former institution-affiliated parties, as that term is defined in 12 U.S.C. §1813(u).

This Order to Pay shall be effective upon issuance.

Pursuant to delegated authority.

Dated this 10<sup>th</sup> day of December, 2019.

/s/

Patricia A. Colohan  
Associate Director  
Division of Risk Management Supervision