

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

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In the Matter of	)	
	)	ORDER TO PAY
	)	CIVIL MONEY PENALTY
CALIFORNIA PACIFIC BANK	)	
SAN FRANCISCO, CALIFORNIA	)	FDIC-19-0079k
	)	
(Insured State Nonmember Bank)	)	
_____	)	

California Pacific Bank, San Francisco, California (Bank), was issued a Notice of Assessment of Civil Money Penalty, Findings of Fact and Conclusions of Law, Order to Pay Civil Money Penalty, and Notice of Hearing (Notice of Assessment) by the Federal Deposit Insurance Corporation (FDIC) on October 17, 2019, detailing violations of the Order to Cease and Desist issued on February 17, 2016 (Order), for which a civil money penalty could be assessed against the Bank pursuant to 12 U.S.C. § 1818(i)(2). The Bank filed an answer and requested a hearing, which was scheduled to begin on September 22, 2020. The Bank subsequently entered into a Stipulation and Consent to the Issuance of an Order to Pay Civil Money Penalty (Consent Agreement) with counsel for the FDIC dated May 15, 2020, whereby, solely for the purpose of this proceeding and without admitting or denying any violations of the Order, the Bank consented to the issuance of this Order to Pay Civil Money Penalty (Order to Pay) by the FDIC.

The FDIC has determined, and the Bank neither admits nor denies, that the Bank failed to comply with the Order to Cease and Desist, as alleged in the Notice of Assessment.

After taking into account the Consent Agreement, the appropriateness of the penalty with respect to the financial resources and good faith of the Bank, the gravity of the violations by the Bank, the history of previous violations by the Bank, and such other matters as justice may

require, the FDIC has determined that a civil money penalty in the amount of \$175,000 is appropriate to be assessed against the Bank. The FDIC, therefore, accepts the Consent Agreement and issues the following:

**ORDER TO PAY**

It is hereby ordered that the Bank be, and hereby is, assessed a civil money penalty in the amount of \$175,000, pursuant to 12 U.S.C. § 1818(i)(2), the receipt of which is hereby acknowledged.

Nothing herein shall preclude any proceedings brought by the FDIC to enforce the terms of this Order to Pay. Moreover, 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 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 at Washington, D.C. this 1<sup>st</sup> day of June, 2020.

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Patricia A. Colohan  
Associate Director  
Division of Risk Management Supervision