

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

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In the Matter of	)	
	)	
JOHN F. GALLAGHER, individually	)	
and as an institution-affiliated	)	
party of	)	ORDER TO PAY CIVIL MONEY
	)	PENALTY
COMMERCE BANK & TRUST COMPANY	)	
WORCESTER, MASSACHUSETTS and,	)	FDIC-08-328k
its wholly-owned subsidiary,	)	
1-800-EAST-WEST MORTGAGE COMPANY	)	
	)	
(Insured State Nonmember Bank)	)	
	)	
	)	
	)	

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The Federal Deposit Insurance Corporation ("FDIC"), on March 26, 2009 issued a NOTICE OF ASSESSMENT OF CIVIL MONEY PENALTY, FINDINGS OF FACT AND CONCLUSIONS OF LAW, AN ORDER TO PAY, AND NOTICE OF HEARING ("NOTICE OF ASSESSMENT") against JOHN F. GALLAGHER ("Respondent"), assessing a civil money penalty against Respondent pursuant to section 8(i)(2) of the Federal Deposit Insurance Act ("Act"), in the amount of \$150,000 for alleged violations of law and/or regulations, and/or unsafe or unsound banking practices, and/or breaches of fiduciary duty.

Respondent and Enforcement Counsel for the FDIC thereafter executed a Stipulation and Consent to the Issuance of an Order to Pay ("CONSENT AGREEMENT") dated April 7, 2010, whereby solely for the purpose of this proceeding and without admitting or denying any of the allegations in the NOTICE OF ASSESSMENT, Respondent

