

UNITED STATES OF AMERICA
NATIONAL CREDIT UNION ADMINISTRATION
NATIONAL CREDIT UNION ADMINISTRATION BOARD

In the Matter of Joyce M. Fountain, An Institution-Affiliated Party and Person Participating in the Affairs of Wegmans Federal Credit Union, Rochester, New York.	Docket No. 99-0402-I
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ORDER OF PROHIBITION

Pursuant to Section 206(i)(1) of the Federal Credit Union Act, 12 U.S.C. §1786(i)(1), the National Credit Union Administration ("NCUA"), acting through its Regional Director hereby prohibits you from participating in any manner in the affairs of any federally insured credit union. This prohibition results from activities in which you engaged during your affiliation with Wegmans Federal Credit Union. This prohibition is effective immediately upon service. In accordance with Section 206(g)(7)(A) of the Federal Credit Union Act, 12 U.S.C. §1786(g)(7)(A), this Order shall constitute a prohibition from further participation in any manner in the affairs of any federally insured financial institution, or other entity identified therein, without the written permission of the appropriate federal regulatory agency. The NCUA issued this Order based upon the following information:

1. You were convicted on February 25, 1998 of one count Grand Larceny, 2nd degree (theft of property), PL-155.40-01. On April 9, 1998, the County of Monroe Supreme/County Court sentenced you to 5 years probation and ordered you to pay restitution in the amount of \$141,645.00. Attached and incorporated by reference herein is a copy of the Criminal History and Disposition Report. (Attachment 1)
2. You committed the offense which forms the basis for your conviction while you were an employee of Wegmans Federal Credit Union. At the time of your criminal actions, Wegmans Federal Credit Union was a federally-chartered credit union.
3. The offense to which you were convicted involves personal dishonesty and breach of trust. Your continued participation in the affairs of any federally insured credit union may pose a threat to the interests of credit union members and may threaten to impair public confidence in the credit union involved.

NOTICE OF HEARING

Pursuant to Section 206(i)(3), of the Federal Credit Union Act, 12 U.S.C. §1786(i)(3), you may request in writing, within thirty days of service of this Order, an opportunity for a hearing at which you may present evidence and argument that your continued participation in the affairs of any federally insured credit union would not, or would not be likely to, pose a threat to the interests of that credit union's members or threaten to impair public confidence in the credit union. Any such request should be sent to: Secretary of the Board, National Credit Union Administration, 1775 Duke Street, Alexandria, Virginia 22314-3428. This hearing will be held in the Washington, D.C. metropolitan area, or such other place as designated by the Board, in

accordance with Subpart D of Part 747 of National Credit Union Administration's Rules and Regulations, 12 C.F.R. §747.301 *et. seq.*

PENALTY FOR VIOLATION OF ORDER OF PROHIBITION

Pursuant to Section 206(k)(2) of the Federal Credit Union Act, 12 U.S.C. §1786(k)(2), any violation of this Order may subject you to a Civil Money Penalty of up to \$1,000,000.00 a day for each day said violation continues. In addition, pursuant to Section 206(I) of the Federal Credit Union Act, 12 U.S.C. §1786(I), any violation of this Order is a felony offense that is punishable by imprisonment of up to five years and a fine of up to \$1,000,000.00.

Dated this 14th day of April, 1999.

National Credit Union Administration

by

Anthony LaCreta
Acting Regional Director, Region I
National Credit Union Administration