

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

_____	)	
In the Matter of	)	
WILLIAM BEN DUPREE, III	)	ORDER OF REMOVAL FROM
individually, and as an	)	OFFICE AND PROHIBITION
institution-affiliated party of	)	FROM FURTHER PARTICIPATION
CENTRAL BANK OF GEORGIA	)	AND ORDER TO PAY A
ELLAVILLE, GEORGIA	)	CIVIL MONEY PENALTY
(Insured State Nonmember Bank)	)	FDIC-10-625e
_____	)	FDIC-10-624k

WILLIAM BEN DUPREE, III ("Respondent") has received a NOTICE OF INTENTION TO REMOVE FROM OFFICE AND PROHIBIT FROM FURTHER PARTICIPATION AND NOTICE OF ASSESSMENT OF A CIVIL MONEY PENALTY, FINDINGS OF FACT AND CONCLUSIONS OF LAW, ORDER TO PAY AND NOTICE OF HEARING issued by the Federal Deposit Insurance Corporation ("FDIC") detailing the violations of law or regulation, unsafe or unsound banking practices and/or breaches of fiduciary duty for which an ORDER OF REMOVAL FROM OFFICE AND PROHIBITION FROM FURTHER PARTICIPATION AND ORDER TO PAY A CIVIL MONEY PENALTY (the "ORDER") may issue, and has been further advised of the right to a hearing on the alleged charges under sections 8(e) and 8(i) of the Federal Deposit Insurance Act ("Act"), 12 U.S.C. §§ 1818(e) and 1818(i), and the FDIC's Rules of Practice and Procedure, 12 C.F.R. Part 308.

Having waived those rights, Respondent entered into a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER OF REMOVAL FROM OFFICE AND PROHIBITION FROM FURTHER PARTICIPATION AND AN ORDER TO PAY A CIVIL MONEY

PENALTY ("CONSENT AGREEMENT") with a representative of the Legal Division of the FDIC, whereby solely for the purpose of this proceeding and without admitting or denying any violations of law or regulation, unsafe or unsound banking practices and/or breaches of fiduciary duty, Respondent consented to the issuance of the ORDER by the FDIC.

The FDIC considered the matter and determined it has reason to believe that:

(a) while an institution-affiliated party of CENTRAL BANK OF GEORGIA, ELLAVILLE, GEORGIA ("Bank"), Respondent: (i) violated or participated in violations of section 22(h) of the Federal Reserve Act, 12 U.S.C. § 375b, and Regulation O of the Board of Governors of the Federal Reserve System ("Regulation O"), 12 C.F.R. Part 215, promulgated thereunder and made applicable to insured State nonmember banks by section 18(j)(2), of the Act, 12 U.S.C. § 1828(j)(2), and section 337.3 of the FDIC's Rules and Regulations, 12 C.F.R. § 337.3; (ii) engaged or participated in or recklessly engaged in unsafe or unsound banking practices; and/or (iii) breached his fiduciary duty to the Bank;

(b) by reason of such violations of law or regulation, unsafe or unsound banking practices and/or breaches of fiduciary duty, Respondent received financial or pecuniary gain or other benefit; and

(c) such violations of law or regulation, unsafe or unsound banking practices and/or breaches of fiduciary duty involved personal dishonesty on the part of Respondent, demonstrated Respondent's willful or continuous disregard for the safety or soundness of the Bank, and/or were part of a pattern of misconduct.

The FDIC further determined that such violations of law or regulation, unsafe or unsound banking practices and/or breaches of fiduciary duty demonstrate Respondent's unfitness to serve

as a director, officer, person participating in the conduct of the affairs or an institution-affiliated party of any other insured depository institution or any other agency or organization enumerated in section 8(e)(7)(A) of the Act, 12 U.S.C. § 1818(e)(7)(A).

Therefore, after taking into account the CONSENT AGREEMENT, the appropriateness of the civil money penalty with respect to the financial resources and good faith of Respondent, the gravity of the breaches of violations of law or regulation, engagement in unsafe or unsound banking practices, and/or breaches of fiduciary duty by Respondent, the FDIC accepts the CONSENT AGREEMENT and issues the following:

ORDER OF REMOVAL FROM OFFICE AND PROHIBITION FROM FURTHER PARTICIPATION AND AN ORDER TO PAY A CIVIL MONEY PENALTY

1. Respondent is hereby removed from office and prohibited from participating in the conduct of the affairs of The Citizens Bank of Americus, Americus, Georgia and is hereby, without the prior written approval of the FDIC and the appropriate Federal financial institutions regulatory agency, as that term is defined in section 8(e)(7)(D) of the Act, 12 U.S.C. § 1818(e)(7)(D), prohibited from:

(a) participating in any manner in the conduct of the affairs of any financial institution or organization enumerated in section 8(e)(7)(A) of the Act, 12 U.S.C. § 1818(e)(7)(A);

(b) soliciting, procuring, transferring, attempting to transfer, voting, or attempting to vote any proxy, consent or authorization with respect to any voting rights in any financial institution enumerated in section 8(e)(7)(A) of the Act, 12 U.S.C. § 1818(e)(7)(A);

(c) violating any voting agreement previously approved by the appropriate Federal

banking agency; or

(d) voting for a director, or serving or acting as an institution-affiliated party with respect to any financial institution enumerated in section 8(e)(7)(A) of the Act, 12 U.S.C. § 1818(e)(7)(A).

2. IT IS HEREBY FURTHER ORDERED that, by reason of the violations of law or regulation, unsafe or unsound banking practices, and/or breaches of fiduciary duty, a civil money penalty in the amount of FIFTEEN THOUSAND DOLLARS (\$15,000) be, and hereby is assessed against Respondent and Respondent is ordered to pay the civil money penalty to the Treasury of the United States pursuant to the provisions of section 8(i)(2) of the Act, 12 U.S.C. § 1818(i)(2), by delivering to the FDIC a certified or cashier's check in the amount of FIFTEEN THOUSAND DOLLARS (\$15,000.00) made payable to the Treasury of the United States. Respondent is prohibited from seeking or accepting indemnification from any insured depository institution for the civil money penalty assessed and paid in this matter.

3. This ORDER will become effective upon its issuance by the FDIC. The provisions of this ORDER will remain effective and enforceable except to the extent that, and until such time as, any provision of this ORDER shall have been modified, terminated, suspended, or set aside by the FDIC.

Pursuant to delegated authority.

Dated this 29<sup>th</sup> day of August, 2011.

\_\_\_\_\_  
/s/

Serena L. Owens  
Associate Director  
Division of Risk Management Supervision  
Federal Deposit Insurance Corporation