

CALIFORNIA DEPARTMENT OF FINANCIAL INSTITUTIONS

SAN FRANCISCO, CALIFORNIA

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

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)	
In The Matter Of)	
)	
MIRAE BANK)	ORDER TO
LOS ANGELES, CALIFORNIA)	CEASE AND DESIST
)	
(INSURED STATE NONMEMBER BANK))	Docket No. FDIC-09-172b
)	
_____)	

Mirae Bank, Los Angeles, California ("Bank"), having been advised of its right to a NOTICE OF CHARGES AND OF HEARING detailing the unsafe or unsound banking practices alleged to have been committed by the Bank and of its right to a hearing on the alleged charges under section 8(b)(1) of the Federal Deposit Insurance Act ("Act"), 12 U.S.C. § 1818(b)(1), and Section 1912 of the California Financial Code ("Financial Code"), and having waived those rights, entered into a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER TO CEASE AND DESIST ("CONSENT AGREEMENT") with counsel for the Federal Deposit Insurance Corporation ("FDIC"), and with counsel for the California Department of Financial Institutions ("CDFI"), dated April 27, 2009, whereby solely for the purpose of this proceeding and without admitting or denying the alleged charges of unsafe or unsound banking practices, the Bank consented to the issuance of an ORDER TO CEASE AND DESIST ("ORDER") by the FDIC and the CDFI.

The FDIC and the CDFI considered the matter and determined that they had reason to believe that the Bank had engaged in unsafe or unsound banking practices. The FDIC and the CDFI, therefore, accepted the CONSENT AGREEMENT and issued the following:

ORDER TO CEASE AND DESIST

IT IS HEREBY ORDERED, pursuant to Section 1913 of the Financial Code and Section 8(b) of the Act, 12 U.S.C., that the Bank, its institution-affiliated parties, as that term is defined in section 3(u) of the Act, 12 U.S.C. § 1813(u), and its successors and assigns, cease and desist from the following unsafe and unsound banking practices: operating with inadequate capital in relation to the kind and quality of assets held by the Bank; operating with a large volume of poor quality loans; operating with an inadequate allowance for loan and lease losses (“Allowance”); operating in such a manner as to produce operating losses; and operating with inadequate provisions for liquidity.

IT IS FURTHER ORDERED, that the Bank, its institution-affiliated parties, and its successors and assigns, take affirmative action as follows:

1. Within sixty (60) days after the effective date of this ORDER, the Bank shall increase its Tier 1 capital by not less than \$30,000,000, and thereafter shall maintain its Tier 1 capital in an amount not less than eight (8.0) percent of its total assets. For the purposes of this ORDER, the terms "Tier 1 capital" and "total assets" shall have the meanings ascribed to them in Part 325 of the FDIC’s Rules and Regulations, 12 C.F.R. §§ 325.2(v) and 325.2(x).

Any increase in Tier 1 capital to meet the requirements of this ORDER may be accomplished by the direct contributions of cash by the Bank’s Board, shareholders, and/or parent holding company.

The level of Tier 1 capital to be maintained during the life of this ORDER shall be in addition to a fully funded Allowance, the adequacy of which shall be satisfactory to the Commissioner of the CDFI (“Commissioner”) and the Regional Director of the San Francisco Office of the FDIC (“Regional Director”), as determined at subsequent examinations and/or visitations.

2. During the life of this ORDER, the Bank shall not increase the amount of its brokered deposits above the amount outstanding as of the effective date of this ORDER.

Within ten (10) days after the effective date of this ORDER, the Bank shall submit to the Commissioner and the Regional Director a written plan for reducing its reliance on volatile funding sources including, but not limited to, brokered deposits. Such plan and its implementation shall be acceptable to the Commissioner and the Regional Director.

3. During the life of this ORDER, the Bank shall not make any distribution to its shareholders, except with the prior written approval of the Commissioner and the Regional Director.

4. Beginning two weeks after the effective date of this ORDER, and on a bi-weekly basis thereafter, the Bank’s Board of Directors shall provide the Commissioner and the Regional Director with a written update on the status of its efforts to recapitalize the Bank in accordance with Paragraph 1 of this ORDER.

5. Following the effective date of this ORDER, the Bank shall send to its shareholder(s) or otherwise furnish a description of this ORDER in conjunction with the Bank’s next shareholder communication and also in conjunction with its notice or proxy statement preceding the Bank’s next shareholder meeting. The description shall fully describe the ORDER in all material respects. The description and any accompanying communication, statement, or

notice shall be sent to the FDIC, Accounting and Securities Section, Washington, D.C., 20429, and to the Commissioner, at least fifteen (15) days prior to dissemination to shareholders. Any changes requested to be made by the FDIC or the Commissioner shall be made prior to dissemination of the description, communication, notice, or statement.

6. The provisions of this ORDER shall not bar, estop, or otherwise prevent the FDIC, the CDFI, or any other federal or state agency or department from taking any action against the Bank, any of the Bank's current or former institution-affiliated parties, or agents for violations of any laws or regulations, and/or engaging in unsafe or unsound banking practices.

This ORDER will become effective upon its issuance by the CDFI and the FDIC. Violation of any provision of this ORDER will be deemed to be conducting business in an unsafe or unsound manner, and will subject the Bank to further regulatory enforcement action. The provisions of this ORDER shall remain effective and enforceable except to the extent that, and until such time as, any provisions of this ORDER shall have been modified, terminated, suspended, or set aside by the CDFI and the FDIC.

Pursuant to delegated authority.

Dated at San Francisco, California, this 27th day of April, 2009.

/s/
WILLIAM S. HARAF
Commissioner
California Department of Financial Institutions

/s/
J. GEORGE DOERR
Deputy Regional Director
Division of Supervision and Consumer Protection
San Francisco Region
Federal Deposit Insurance Corporation