

FEDERAL DEPOSIT INSURANCE CORPORATION
WASHINGTON, D.C.

_____)	
In the Matter of)	
)	
INLAND COMMUNITY BANK, N.A.)	ORDER ACCEPTING
RIALTO, CALIFORNIA)	PARTIAL SATISFACTION
)	OF CROSS-GUARANTEE
(INSURED DEPOSITORY INSTITUTION))	LIABILITY AND
)	CONDITIONALLY
Related to)	GRANTING APPROVAL
)	FOR WAIVER OF CROSS-
)	GUARANTEE LIABILITY
PROGRESS BANK OF FLORIDA (in receivership))	
TAMPA, FLORIDA)	FDIC-11-421kk
)	
GATEWAY BANK)	
SAN FRANCISCO, CALIFORNIA)	
)	
(COMMONLY CONTROLLED)	
DEPOSITORY INSTITUTIONS))	
_____)	

WHEREAS, on October 22, 2010, pursuant to the provisions of Florida law and 12 U.S.C. 1821(c), the Florida Office of Financial Regulation determined that grounds existed for the appointment of a receiver for Progress Bank of Florida (Bank), Tampa, Florida; and

WHEREAS, on October 22, 2010, the Florida Office of Financial Regulation determined to close the Bank and to tender it to the Federal Deposit Insurance Corporation (FDIC) as receiver under the laws of the State of Florida; and

WHEREAS, on October 22, 2010, the FDIC entered into a purchase and assumption agreement with Bay Cities Bank, Tampa, Florida, to assume all deposits of the Bank; and

WHEREAS, the FDIC has incurred or reasonably anticipates incurring loss in connection with such default of the Bank; and

WHEREAS, Inland Community Bank, N. A., Rialto, California (Liable Institution) and the Bank are commonly controlled depository institutions as defined in 12 U.S.C. § 1815(e)(8); and

WHEREAS, the Liable Institution applied to the FDIC for a waiver of cross-guarantee liability on August 24, 2011 and agreed on that same date to make a payment to the FDIC in partial satisfaction of the cross-guarantee liability conditioned upon the FDIC's granting this cross-guarantee liability waiver; and

WHEREAS, the Liable Institution neither admits nor denies the FDIC's findings stated herein; and

WHEREAS, the Liable Institution's application for cross-guarantee waiver also is conditioned upon the Liable Institution's being exempt from any cross-guarantee liability under 12 U.S.C. § 1815(e) for any losses the FDIC might incur as a result of the failure of Gateway Bank, should it fail in the future.

BE ADVISED that the Board of Directors (Board) of the FDIC, having fully considered the facts and information relating to the foregoing request, concluded that accepting partial satisfaction of the cross-guarantee liability and conditionally granting the request for a waiver of the remaining cross-guarantee liability is in the best interests of the Deposit Insurance Fund and therefore approval of the request was granted, subject to the conditions and restrictions below.

IT IS THEREFORE ORDERED THAT:

This ORDER ACCEPTING PARTIAL SATISFACTION OF THE CROSS-GUARANTTEE LIABILITY AND CONDITIONALLY GRANTING APPROVAL FOR WAIVER OF CROSS-GUARANTTEE LIABILITY (ORDER) will become effective only upon (i) receipt by the FDIC of the settlement payment from the Liable Institution in the amount of \$500,000 and (ii) receipt of a plan to repay Troubled Asset Relief Program capital to which the Office of the Comptroller of the Currency does not object; and

Once this ORDER is effective, the Liable Institution also will be exempt from any cross-guarantee liability under 12 U.S.C. § 1815(e) for any losses the FDIC might incur in connection

with Gateway Bank, the only other insured depository institution other than the Bank deemed to be commonly controlled with the Liable Institution.

Dated at Washington, D.C., this 22nd day of September, 2011.

/s/
Sandra L. Thompson
Director, Division of Risk Management Supervision