



FDIC

Federal Deposit Insurance Corporation
25 Jessie Street at Ecker Square, Suite 2300
San Francisco, California 94105

Division of Risk Management Supervision
San Francisco Regional Office
(415) 546-0160

August 5, 2019

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Phillip Maugaotega

[REDACTED]
Kaneohe, Hawaii 96744-2853

Subject: Prohibition under Section 19 of the Federal Deposit Insurance Act

Dear Mr. Maugaotega:

The Federal Deposit Insurance Corporation (“FDIC”) has become aware of your Deferred Acceptance of Guilty Plea Order and Sentence (“Order and Sentence”) that was entered against you on July 9, 2019, on one charge of *Theft in the First Degree*, and seven charges of *Forgery in the Second Degree*, in violation of Hawaii Revised Statute Code Sections 708-830.5(1)(a) and 708-852 in the First Circuit Court of the State of Hawaii. The Order and Sentence is covered by Section 19 of the Federal Deposit Insurance Act (“FDI Act”), 12 U.S.C. § 1829.

Section 19 prohibits, except with the prior written consent of the FDIC, any person who has been convicted of any criminal offense involving dishonesty, breach of trust, or money laundering, or who has entered into a pretrial diversion or similar program in connection with such an offense, from becoming or continuing as an institution-affiliated party with respect to any insured depository institution; owning or controlling, directly or indirectly, any insured depository institution; or otherwise participating, directly or indirectly, in the conduct of the affairs of any insured depository institution. Because Section 19 is effective by operation of law, you are already subject to the law’s restrictions, including the prohibition on participating in the affairs of any insured depository institution.

Your attention is directed to Section 19(b) of the FDI Act, 12 U.S.C. § 1829(b), which imposes criminal penalties of up to five years imprisonment and a fine of up to \$1,000,000 upon

Phillip Maugaotega

August 5, 2019

Page 2

any person who knowingly violates the restrictions of Section 19. The FDIC has also adopted a *Statement of Policy for Section 19 of the FDI Act*, which provides additional background and information.

If you have reason to believe your July 9, 2019, Order and Sentence is not covered by Section 19 of the FDI Act, please provide a written response to this office within 30 days. After that time period, this letter will be posted and become publicly available on the FDIC website. Should you have a question regarding this matter, please contact Counsel [REDACTED] at [REDACTED].

Sincerely,

[REDACTED]

Paul P. Worthing
Deputy Regional Director