

UNITED STATES OF AMERICA
NATIONAL CREDIT UNION ADMINISTRATION
Alexandria, Virginia

In the Matter of Aimee Bailey)))))	Docket No.: 12-0064-R4
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NOTICE OF PROHIBITION

WHEREAS on or about May 25, 2012, Aimee Lyn Bailey ("Bailey") was convicted of Theft by Deception, Kan. Stat. Ann. § 21-3701(a)(2), in connection with her employment at Credit Union of America, in Wichita, Kansas;

WHEREAS a violation of Kan. Stat. Ann. § 21-3701(a)(2) is a criminal offense involving dishonesty and breach of trust;

NOW, THEREFORE, YOU ARE HEREBY NOTIFIED THAT:

1. Pursuant to 12 U.S.C. § 1785(d)(1)(A) and 12 U.S.C. § 1829(a)(1)(A), Bailey is prohibited from becoming an "institution affiliated party" of any insured depository institution, as defined in 12 U.S.C. § 1786(r); otherwise participating, directly or indirectly, in the conduct of the affairs of any insured depository institution; and owning or controlling, directly or indirectly, any insured depository institution;
2. Pursuant to 12 U.S.C. § 1785(d)(1)(B) and 12 U.S.C. § 1829(a)(1)(B), no insured depository institution may permit Bailey to engage in any conduct or continue in any relationship prohibited in paragraph 1 above;

3. Pursuant to 12 U.S.C. § 1785(d)(3) and 12 U.S.C. § 1829(b), whoever knowingly violates paragraph 1 or 2 above is subject to a fine of not more than \$1 million for each day such prohibition is violated, or imprisonment for not more than five (5) years, or both;

4. The "2010 Kansas Sentencing Guidelines Journal Entry of Judgment," filed August 6, 2012, is made a part hereof and are incorporated herein by reference; and

5. This Notice of Prohibition shall be effective and enforceable on the date set forth below.

IT IS SO ORDERED this 7th day of December, 2012.

NATIONAL CREDIT UNION ADMINISTRATION BOARD

By: Tracy Bombardier
C. Keith Morton
Regional Director
NCUA Region IV

for

FILED

2012 AUG -6 P 3 161

BARTON COUNTY, KS
CLERK OF THE DISTRICT COURT

2010 KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF JUDGMENT

Please use Journal Entry based on OFFENSE DATE

SECTION I. CASE IDENTIFYING INFORMATION

2. STATE v.
AIMEE LYN BAILEY

Male Female

1. Transaction No.

3. Court O.R.I. Number
KS005 01 5 J

4. K.B.I. Number
Unknown

5. County
BARTON

6. Court Case Number
2012 CR 117

7. Sentencing Judge
Hannelore Kitts

8. Sentencing Date
July 27, 2012

9. Defense Counsel: Appointed Retained Self Waived Orally Waived in Writing

Counsel Name (please print) Robert A. Anderson

10. Type of Proceeding (Trial) Bench Trial (Includes a plea on stipulated facts) Jury Trial
 Guilty Plea Nolo contendere Plea

11. Date of Conviction: May 25, 2012

12. Pre-Trial Status of Offender In Custody Released on Bond Other Release

SECTION II. CRIMINAL HISTORY CLASSIFICATION

1. Offender's Overall Criminal History Classification as Found by the Court: A B C D E F G H I

2. Objection to Criminal History? Yes No If Yes, By: Defendant or State

Court's Ruling on Objection: Criminal history was amended Criminal history was not amended

SECTION III. CURRENT CONVICTION INFORMATION

1. Name of PRIMARY Offense of Conviction: Theft by Deception

Count No.: 1

Date of Offense: February 9, 2012

(Please use Journal Entry based on OFFENSE DATE)

2. K.S.A. Title, Section, Subsection(s): 21-3701(a)(2)

Attempt (K.S.A. 2010 Supp. 21-3301) Conspiracy (K.S.A. 2010 Supp. 21-3302) Solicitation (K.S.A. 2010 Supp. 21-3303)

3. Grade of Offense: (Check one in each row.) Felony, Severity Level 7 Misdemeanor, Class _____
 Person Nonperson

4. Offense Category: Nondrug Drug Off-grid Nongrid

5. Presumptive Sentencing Range: (Enter terms from appropriate grid.) Aggravated 13 Standard 12 Mitigated 11

Check applicable box(es) Presumptive Prison Presumptive Probation Border Box

Drug Treatment for up to 18 months. K.S.A. 2010 Supp. 21-4729

Special Rule Applies (Complete Special Rules Supplemental Page and Attach)

THIS FORM MUST BE ACCOMPANIED BY A COPY OF THE PRESENTENCE INVESTIGATION FORM PURSUANT TO K.S.A. 22-3439 AND A DOCUMENT CONTAINING INFORMATION REQUIRED BY K.S.A. 2010 Supp. 22-3426.
PLEASE USE AN ADDITIONAL OFFENSES PAGE FOR ADDITIONAL OFFENSES OF CONVICTION.

6. SPECIAL RULE APPLICABLE: Yes No. If Yes, enter the number(s) and brief description(s) corresponding to the applicable special rule (Complete Special Rules Supplemental Page and Attach): _____

7. Did the Court make a **SPECIAL FINDING** that the crime was SEXUALLY MOTIVATED pursuant to the KS Offender Registration Act, K.S.A. 2010 Supp. 22-4902 (c)(14)? Yes No
 IF YES, PLEASE COMPLETE THE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

8. Was offender determined by the Court to be an **AGGRAVATED HABITUAL SEX OFFENDER?** (K.S.A. 2010 Supp. 21-4642) Yes No
 IF YES, PLEASE COMPLETE THE SEX OFFENSE SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

9. Is offender being sentenced pursuant to K.S.A. 2010 Supp. 21-4643 where offender is 18 years of age or older and the victim is less than 14 years of age? Yes No
 IF YES, PLEASE COMPLETE THE SEX OFFENSE SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

10. Downward departure [K.S.A. 2010 Supp. 21-4719(a)] for a crime of extreme sexual violence (defined in K.S.A. 21-4716)? Yes No
 IF YES, PLEASE COMPLETE THE SEX OFFENSE SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

11. Did offender, as determined by the court, commit the current crime with a deadly weapon? Yes No
 IF YES, PLEASE COMPLETE THE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

12. Was offender convicted of a violation of K.S.A. 2010 Supp. 21-36a03, Manufacture or attempted manufacture of K.S.A. 2010 Supp. 21-36a09, or 21-36a10, Possession of precursors with intent to manufacture? Yes No
 IF YES, was there a finding by the Court that such manufacture or possession was for personal use? Yes No
 IF NO, PLEASE COMPLETE THE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

13. Was offender convicted of a violation of K.S.A. 2010 Supp. 21-36a05(a)(1), Cultivation, Distribution, Possession with Intent to distribute opiates, opium or narcotic drugs or any stimulant in K.S.A. 65-4107(d)(1), (d)(3), or (f)(1)? (Formerly K.S.A. 65-4161 ONLY) Yes No
 IF YES, PLEASE COMPLETE THE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH IT TO THE JOURNAL ENTRY.

SENTENCE IMPOSED:

1. Guideline Range Imposed: Aggravated Standard Mitigated Departure - COMPLETE SECTION IV

2. Prison Term: KDOC 13 months (including enhancement sentence)
 (Enter months above then check one of the following) Prison sentence imposed or Underlying with probation granted
 * or Underlying with KDOC Drug Treatment Prog. (min. 120 days)
 Enhancement Sentence- Drug with Firearm: 6 months 18 months [K.S.A. 2010 Supp. 21-4705(g)]
 Ballistic Resistant Material: 30 months [K.S.A. 2010 Supp. 21-4704(r)]
 Off-grid Crime:
 Life - Minimum 15 yrs. Life - Minimum 20 yrs. Hard 25 Hard 40 Hard 50
 Mandatory minimum years = 50 years (600 months) or _____ months pursuant to guidelines, given offender's criminal history, whichever is greater
 Life Imprisonment without Parole Death Penalty

3. Postrelease Supervision Term: 12 months 24 months 36 months 60 months (sex offense) - COMPLETE SECTION IV
 No Postrelease K.S.A. 2010 Supp. 22-3716(e) Lifetime Postrelease Parole Lifetime Parole

4. Nongrid Term: (Jail) (For misdemeanor or nongrid felony) _____ months _____ days
 (Enter county jail term above then check one of the following) Jail sentence imposed or Underlying with probation granted.
 3rd D.U.I. 4th or Subsequent D.U.I. (w/12 month postrelease) 3rd or Subs. Domestic Battery (w/in 5 yrs.) Animal Cruelty
 Probation granted after serving term of _____ months _____ days
 Assignment to a work release program pursuant to K.S.A. 21-4603d (a)(11)

5. Probation Term (If Granted): 12 months 18 months 24 months 36 months 60 months
 Drug Treatment for up to 18 months. K.S.A. 2010 Supp. 21-4729 Other: _____
 Extended Period under K.S.A. 2010 Supp. 21-4611(c)(5) for: _____ months
 Probation Supervision to: Court Services Community Corrections Unsupervised
 County Jail Time Imposed AS A CONDITION OF PROBATION: _____ days
 * Assignment to Correctional Conservation Camp _____

Comments: _____

SECTION IV. DEPARTURE INFORMATION

1. Type of Departure: (Check all that apply.)

- Downward Durational
 Upward Durational
 Downward Dispositional
 Upward Dispositional
 Postrelease Supervision (up to 60 months for sexually motivated offense) – K.S.A. 2010 Supp. 22-3717(d)(1)(D)(I)
 ["Sexually motivated" defined in K.S.A. 2010 Supp. 22-3717(d)(2).]

2. Reasons Cited as Basis for Departure:

SECTION V. OTHER CONDITIONS

1. General/Special Conditions of Probation (COMPLETE AND ATTACH ORDER OF PROBATION TO THIS JOURNAL ENTRY)

2. Costs Ordered:

Total Restitution (Please complete #3 below)	\$ 51,773.14	Probation Supervision Fee (Felony \$120; Misd. \$60)	\$ 120.00
Court Costs (including surcharge)	\$ 195.00	BIDS Attorney Fee	\$
Total Fines	\$	BIDS Application Fee	\$
DNA Database Fee (K.S.A. 21-2511 & 75-724)	\$ 200.00	Court-Appointed Attorney Fee	\$
Extradition Costs	\$	Community Corrections Fee (offenses after 1/4/07)	\$
Domestic Violence Special Program Fee	\$	Booking/Fingerprint Fee	\$ 15.00
Apprehension Fee (Escape/Agg. Escape)	\$	Reward Reimbursement	\$
Alcohol and/or Drug Evaluation Fee	\$	Children's Advocacy Center Assessment Fee	\$
Witness Fee	\$	Medical Costs/Expenses Reimbursement	\$
KBI Lab Fee	\$	SB 123 Offender Reimbursement (at least \$300)	\$
Other Lab Fee	\$	Other:	\$
		TOTAL COSTS	\$ 52303.14

3. Restitution to be paid as follows:

Amount	Name and Address
\$ 15,000.00	Credit Union of America
\$ 36,773.14	Cuna Mutual Group
\$	
\$	
\$	
\$	

* This option is included in statute, but is unavailable.

SECTION VI: RECAP OF SENTENCE

1. Sentence Imposed:

Total Prison Term (if sentence imposed is to prison): _____
Total County Jail Term: _____ [] Consecutive to Prison Term
Total Underlying Jail Term (if sentence imposed is probation): _____
Total Underlying Prison Term (if sentence imposed is probation): 13 months

[X] For each count, the Court pronounced the complete sentence, including the maximum potential good time percentage, K.S.A. 2010 Supp. 21-4704(e)(2) and 21-4705(c)(2).

2. Postrelease Supervision Term: [X] 12 months [] 24 months [] 36 months [] 60 months
[] No Postrelease K.S.A. 2010 Supp. 22-3716(a) [] Lifetime Postrelease [] Parole [] Lifetime Parole

3. Probation Term Imposed (select one): [] 12 months [] 18 months [X] 24 months [] 36 months [] 60 months
[] Drug Treatment for up to 18 months. K.S.A. 2010 Supp. 21-4729.
[] Extended Period under K.S.A. 2010 Supp. 21-4611 (c)(5) for: _____ months
[] Other: _____
*Correctional Conservation Camp

4. Jail Credit: Enter dates (m/d/yy only) and days of potential jail credit for this case and check "A" if the days are actually awarded, or "N" if the days are not awarded by the court. (attach additional pages if necessary)

Table with 4 columns: *Location-, From:, To:, =, # Days, [] A, [] N. Repeated 4 times for different locations.

*Enter appropriate letters to indicate the type of location where credit may have been earned:
J=Jail TL=Treatment (Locked) TU=Treatment (Unlocked) RL=Residential (Locked) RU=Residential (Unlocked)

Sentencing Date: _____ - Total Number of Days of Jail Credit Actually Awarded _____ = Sentence Begins Date: _____

5. Prior Case(s) to Which the Current Sentence is to Run Concurrent or Consecutive:

Table with 5 columns: Case No., County, Sentence, Concurrent [] or Consecutive []. Repeated 4 times.

Others: _____

6. Miscellaneous Provisions:

- [X] Defendant informed of right to appeal within 14 days of this date. K.S.A. 22-3608. (Required by case law)
[] Defendant informed of potential rights of expungement under K.S.A. 2010 Supp. 21-4619(g).
[] Defendant informed of duty to register as an offender pursuant to the Kansas Offender Registration Act, K.S.A. 22-4901 et seq. (Please complete OFFENDER REGISTRATION SUPPLEMENT and attach it to the Journal Entry.) K.S.A. 22-4905(b)(2)
[X] Defendant must submit specimens of blood or an oral or other biological sample, if not previously submitted, pursuant to K.S.A. 21-2511(c).
[] Defendant must obtain psychological evaluation and shall complete the recommended treatment pursuant to K.S.A. 2010 Supp. 22-3717(d)(1)(D)(iv).
[X] Defendant has been processed, fingerprinted and palmprinted. K.S.A. 2010 Supp. 21-2501(b)
[] Court remands Defendant to custody of Sheriff to begin serving sentence.
[] Court remands Defendant to custody of Sheriff to await transportation to the custody of the Secretary of Corrections.
[] Defendant to report to County Jail on the _____ day of _____, 20__ at _____ o'clock [] a.m. [] p.m. to start serving sentence.
[] House arrest is authorized for remaining _____ days after Defendant completes mandatory _____ hours in the County Jail.
[] Work release recommended (if accepted, defendant is to abide by recommendations of the program).
[] Defendant's financial resources and burden imposed by BIDS application and attorney fees considered by the court pursuant to K.S.A. 22-4513 and State v. Robinson, 281 Kan. 538, 132 P.3d 934 (2006).
[] Other Comments: _____

* This option is included in statute, but is unavailable.

Case No. _____

SECTION VI. RECAP OF SENTENCE CONTINUED

(PAGE 5)

7. Border Box Findings K.S.A. 2010 Supp. 21-4704(f): (Check if appropriate)

- An appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and
- the recommended treatment program is available and the offender can be admitted to the program within a reasonable period of time; or,
- the non-prison sanction will serve community safety interests by promoting offender reformation

8. If made, Motion for New Trial: Granted Denied

9. If made, Motion for Judgment of Acquittal: Granted Denied

10. If made, Motion for Arrest of Judgment: Granted Denied

11. Additional Comments: Defendant to pay restitution, by order of the Court. The defendant cannot engage in any employment that results in her dealing with money.

SECTION VII. SIGNATURES

1. Judge's Signature: _____ Date: 8-3-12
Signed: Hannelore Killis
Printed: Hannelore Killis

2. Prosecuting Attorney:
Signed: Douglas A. Matthews
Printed: Douglas A. Matthews
Supreme Court Number: 10431
Date: August 2, 2012
Address: 1400 Main, Room 302
Great Bend, Kansas 67530
bca@bartoncounty.net
Phone No: 620-793-1851

3. Defense Attorney:
Signed: Robert A. Anderson
Printed: Robert A. Anderson
Supreme Court Number: 12308
Date: August 1, 2012
Address: 102 East Third Street (PO Box 398)
Ellinwood, Kansas 67526
lawoffice@centurylink.net
Phone No: 620-564-2823

* This option is included in statute, but is unavailable.