

**UNITED STATES OF AMERICA
NATIONAL CREDIT UNION ADMINISTRATION
Alexandria, Virginia**

_____)
In the Matter of)

Mark James Fierro)
_____)

Docket No.: 16-0071-R5

NOTICE OF PROHIBITION

WHEREAS on or about July 8, 2015, Mark James Fierro (“Fierro”) was sentenced on the charge of Identity Theft, Cal. Pen. Code § 530.5(A), a charge to which he had previously pleaded guilty, in the Superior Court of California, in the County of Los Angeles, in connection with his employment at Culver City Employees Federal Credit Union;

WHEREAS a violation of Cal. Pen. Code § 530.5(A) 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), Fierro 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 Fierro 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 case history document, Case No. SA090428, is made a part hereof and is incorporated herein by reference; and

ISSUED this 6th day of May, 2016.

NATIONAL CREDIT UNION ADMINISTRATION BOARD

By: Elizabeth Whitehead
Elizabeth Whitehead
Regional Director
NCUA Region V

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

NO. SA090428

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THE PEOPLE OF THE STATE OF CALIFORNIA VS.

CURRENT DATE 04/18/16

DEFENDANT 01: MARK JAMES FIERRO

LAW ENFORCEMENT AGENCY EFFECTING ARREST: CULVER CITY POLICE DEPT.

| BAIL: APPEARANCE DATE | AMOUNT OF BAIL | DATE POSTED | RECEIPT OR BOND NO. | SURETY COMPANY | REGISTER NUMBER |
|-----------------------|----------------|-------------|---------------------|----------------|-----------------|
|-----------------------|----------------|-------------|---------------------|----------------|-----------------|

CASE FILED ON 05/19/15.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING COMMITTED, ON OR ABOUT 01/02/15 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING OFFENSE(S) OF:

COUNT 01: 530.5(A) PC FEL

COUNT 02: 530.5(A) PC FEL

COUNT 03: 530.5(A) PC FEL

COUNT 04: 530.5(A) PC FEL

COUNT 05: 530.5(A) PC FEL

COUNT 06: 530.5(A) PC FEL

COUNT 07: 530.5(A) PC FEL

COUNT 08: 487(A) PC FEL

NEXT SCHEDULED EVENT:

05/21/15 830 AM ARRAIGNMENT DIST AIRPORT COURTHOUSE DEPT W30

ON 05/21/15 AT 830 AM IN AIRPORT COURTHOUSE DEPT W30

CASE CALLED FOR ARRAIGNMENT

PARTIES: KEITH L. SCHWARTZ (JUDGE) STACEY ENSLEY (CLERK)

MARCY KNOBEL (REP) DAVID SCHORR (DA)

DEFENDANT IS NOT PRESENT IN COURT, BUT REPRESENTED BY ANDREW HAAS PRIVATE COUNSEL

NO BAIL INFORMATION IN THE SYSTEM. BAIL TO STAND.

DEFENDANT ORDERED OUT FOR MAY 27, 2015. BOOKING NUMBER 4328825.

NEXT SCHEDULED EVENT:

5/27/15 830 AM BENCH WARRANT HOLD DIST AIRPORT COURTHOUSE DEPT W30

ON 05/27/15 AT 830 AM IN AIRPORT COURTHOUSE DEPT W30

CASE CALLED FOR BENCH WARRANT HOLD

PARTIES: KEITH L. SCHWARTZ (JUDGE) STACEY ENSLEY (CLERK)

MARCY KNOBEL (REP) DAVID SCHORR (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY ANDREW HAAS PRIVATE COUNSEL

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

COPY OF THE COMPLAINT AND THE ARREST REPORT GIVEN TO DEFENDANTS COUNSEL.

DEFENDANT WAIVES ARRAIGNMENT, READING OF COMPLAINT, AND STATEMENT OF CONSTITUTIONAL AND STATUTORY RIGHTS.

DEFENDANT WAIVES FURTHER ARRAIGNMENT.

DEFENDANT PLEADS NOT GUILTY TO COUNT 01, 530.5(A) PC.

DEFENDANT PLEADS NOT GUILTY TO COUNT 02, 530.5(A) PC.

DEFENDANT PLEADS NOT GUILTY TO COUNT 03, 530.5(A) PC.

DEFENDANT PLEADS NOT GUILTY TO COUNT 04, 530.5(A) PC.

DEFENDANT PLEADS NOT GUILTY TO COUNT 05, 530.5(A) PC.

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DEFENDANT PLEADS NOT GUILTY TO COUNT 06, 530.5(A) PC.
DEFENDANT PLEADS NOT GUILTY TO COUNT 07, 530.5(A) PC.
DEFENDANT PLEADS NOT GUILTY TO COUNT 08, 487(A) PC.
THE COURT ORDERS A PRE-PLEA REPORT PURSUANT TO PENAL CODE SECTION 1203.7.
THE DEFENDANT'S COUNSEL DOES NOT CONSENT TO A PRE-PLEA INTERVIEW.
BOND IS EXONERATED.
BAIL SET AT \$200,000.
WAIVES STATUTORY TIME.
NEXT SCHEDULED EVENT:
06/24/15 830 AM EARLY DISPOSITION HEARING DIST AIRPORT COURTHOUSE DEPT W30
DAY 00 OF 10

CUSTODY STATUS: REMANDED TO CUSTODY

ON 06/24/15 AT 830 AM IN AIRPORT COURTHOUSE DEPT W30

CASE CALLED FOR EARLY DISPOSITION HEARING

PARTIES: KEITH L. SCHWARTZ (JUDGE) STACEY ENSLEY (CLERK)
MARCY KNOBEL (REP) EUGENE HANRAHAN (DA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY ANDREW HAAS PRIVATE COUNSEL
DEFENDANT ADVISED OF AND PERSONALLY AND EXPLICITLY WAIVES THE FOLLOWING RIGHTS:
WRITTEN ADVISEMENT OF RIGHTS AND WAIVERS FILED, INCORPORATED BY REFERENCE
HEREIN

URY TRIAL OR COURT TRIAL AND PRELIMINARY HEARING
CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES;
SUBPOENA OF WITNESSES INTO COURT TO TESTIFY IN YOUR DEFENSE;
AGAINST SELF-INCRIMINATION;
DEFENDANT ADVISED OF THE FOLLOWING:
THE NATURE OF THE CHARGES AGAINST HIM, THE ELEMENTS OF THE OFFENSE IN THE
COMPLAINT, AND POSSIBLE DEFENSES TO SUCH CHARGES;
THE POSSIBLE CONSEQUENCES OF A PLEA OF GUILTY OR NOLO CONTENDERE, INCLUDING
THE MAXIMUM PENALTY AND ADMINISTRATIVE SANCTIONS AND THE POSSIBLE LEGAL
EFFECTS AND MAXIMUM PENALTIES INCIDENT TO SUBSEQUENT CONVICTIONS FOR THE
SAME OR SIMILAR OFFENSES;
THE EFFECTS OF PROBATION;
IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE
OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF
DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF

NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.
THE COURT FINDS THAT EACH SUCH WAIVER IS KNOWINGLY, UNDERSTANDINGLY, AND
EXPLICITLY MADE; COUNSEL JOINS IN THE WAIVERS
THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 01 AND PLEADS
NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION
530.5(A) PC IN COUNT 01. THE COURT FINDS THE DEFENDANT GUILTY.

JUNT (01) : DISPOSITION: CONVICTED
COURT FINDS THAT THERE IS A FACTUAL BASIS FOR DEFENDANT'S PLEA, AND COURT
ACCEPTS PLEA.
WAIVES STATUTORY TIME.
NEXT SCHEDULED EVENT:
07/08/15 830 AM PROBATION AND SENTENCE HEARING DIST AIRPORT COURTHOUSE
DEPT W30

ON 07/08/15 AT 830 AM IN AIRPORT COURTHOUSE DEPT W30

CASE CALLED FOR PROBATION AND SENTENCE HEARING
PARTIES: KEITH L. SCHWARTZ (JUDGE) LISA KING (CLERK)
MARCY KNOBEL (REP) DAVID SCHORR (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY ANDREW HAAS PRIVATE COUNSEL
DEFENDANT WAIVES ARRAIGNMENT FOR JUDGMENT AND STATES THERE IS NO LEGAL CAUSE
WHY SENTENCE SHOULD NOT BE PRONOUNCED. THE COURT ORDERED THE FOLLOWING
JUDGMENT:

AS TO COUNT (01):

IMPOSITION OF SENTENCE SUSPENDED

DEFENDANT PLACED ON FORMAL PROBATION

FOR A PERIOD OF 005 YEARS UNDER THE FOLLOWING TERMS AND CONDITIONS:

SERVE 086 DAYS IN LOS ANGELES COUNTY JAIL

LESS CREDIT FOR 86 DAYS

DEFENDANT GIVEN TOTAL CREDIT FOR 86 DAYS IN CUSTODY 43 DAYS ACTUAL CUSTODY
AND 43 DAYS GOOD TIME/WORK TIME

PLUS \$30.00 CRIMINAL CONVICTION ASSESSMENT (PURSUANT TO 70373 G.C.)

\$40.00 COURT OPERATIONS ASSESSMENT (PURSUANT TO 1465.8(A)(1) P.C.)

PERFORM 60 DAYS OF COMMUNITY SERVICE

TOTAL DUE: \$70.00

IN ADDITION:

-MAKE RESTITUTION TO VICTIM PURSUANT TO PC SECTION 1202.4(F)

IN THE SUM OF \$ 60,000 TO CULVER CITY CREDIT UNION (PAID IN
FULL)

-OBEY ALL LAWS AND ORDERS OF THE COURT.

-OBEY ALL RULES AND REGULATIONS OF THE PROBATION DEPARTMENT.

-DEFENDANT TO REPORT TO THE PROBATION OFFICER WITHIN 48 HOURS
AFTER RELEASE FROM CUSTODY TO THE 2ND FLOOR OF THE AIRPORT
COURTHOUSE.

-SEEK AND MAINTAIN TRAINING, SCHOOLING OR EMPLOYMENT AS APPROVED
BY THE PROBATION OFFICER.

-MAINTAIN RESIDENCE AS APPROVED BY THE PROBATION OFFICER.

-KEEP PROBATION OFFICER ADVISED OF YOUR RESIDENCE AND WORK AND
HOME TELEPHONE NUMBERS AT ALL TIMES.

-SUPPORT DEPENDENTS AS DIRECTED BY THE PROBATION OFFICER.

-SUBMIT YOUR PERSON AND PROPERTY TO SEARCH AND SEIZURE AT ANY
TIME OF THE DAY OR NIGHT, BY ANY PROBATION OFFICER OR OTHER
PEACE OFFICER, WITH OR WITHOUT A WARRANT, PROBABLE CAUSE OR
REASONABLE SUSPICION.

-NOT OWN, USE OR POSSESS ANY DANGEROUS OR DEADLY WEAPONS,
INCLUDING ANY FIREARMS, KNIVES OR OTHER CONCEALABLE WEAPONS.

-DO NOT USE OR THREATEN TO USE FORCE OR VIOLENCE ON ANY PERSON.

DO NOT ANNOY, HARASS OR MOLEST ANY PERSON OR WITNESS INVOLVED IN
THIS CASE.

-DO NOT ASSOCIATE WITH/STAY AWAY FROM CULVER CITY CREDIT UNION.

-USE ONLY YOUR TRUE NAME, STATED TO BE MARK JAMES FIERRO

-USE ONLY TRUE NAME, BIRTHDATE AND ADDRESS, AND DO NOT GIVE ANY
FALSE INFORMATION TO ANY PEACE OFFICER AT ANY TIME.

-THE DEFENDANT IS TO PAY A RESTITUTION FINE PURSUANT TO SECTION
1202.4(B) PENAL CODE IN THE AMOUNT OF \$ 300.00

COURT ORDERS AND FINDINGS:

-PURSUANT TO PC SECTION 296, THE DEFENDANT IS ORDERED TO PROVIDE
BUCCAL SWAB SAMPLES, A RIGHT THUMB PRINT, A FULL PALM PRINT
IMPRESSION OF EACH HAND, ANY BLOOD SPECIMENS OR OTHER BIOLOGICAL
SAMPLES AS REQUIRED BY THIS SECTION FOR LAW ENFORCEMENT
IDENTIFICATION.

-DEFENDANT IS ORDERED TO PAY A PROBATION REVOCATION RESTITUTION

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FINE PURSUANT TO PENAL CODE SECTION 1202.44, IN THE AMOUNT OF
\$ 300.00 THIS FINE SHALL BECOME EFFECTIVE UPON THE REVOCATION
OF PROBATION.

-PAY THE COSTS OF PROBATION SERVICES (PURSUANT TO 1203.1B PC) TO
THE PROBATION OFFICER IN THE AMOUNT THE PROBATION OFFICER SHALL
PRESCRIBE.

-DEFENDANT ACKNOWLEDGES THAT HE/SHE UNDERSTANDS AND ACCEPTS EACH
TERM AND CONDITION OF PROBATION.
RELEASE# AB068322 ISSUED.

TCIS ENTRY MADE BY P.PARLO

COUNT (01): DISPOSITION: CONVICTED
REMAINING COUNTS DISMISSED.

COUNT (02): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (03): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (04): DISMISSED DUE TO PLEA NEGOTIATION

COUNT (05): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (06): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (07): DISMISSED DUE TO PLEA NEGOTIATION
COUNT (08): DISMISSED DUE TO PLEA NEGOTIATION

DMV ABSTRACT NOT REQUIRED
NEXT SCHEDULED EVENT:
PROBATION IN EFFECT

GUARDIANSHIP STATUS: ON PROBATION.

7/10/15 ARREST DISPOSITION REPORT SENT VIA FILE TRANSFER TO DEPARTMENT OF
JUSTICE