

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

In the Matter of )

WILLAMETTE VALLEY BANK )  
SALEM, OREGON )

(INSURED STATE NONMEMBER BANK) )

**ORDER TO PAY  
CIVIL MONEY PENALTY**

FDIC-19-0101k

The Federal Deposit Insurance Corporation (“FDIC”) is the appropriate Federal banking agency under section 3(q) of the Federal Deposit Insurance Act (“FDI Act”), 12 U.S.C. § 1813(q), for Willamette Valley Bank, Salem, Oregon (“Bank”). The FDIC determined that the Bank has engaged in: a) violations of the Real Estate Settlement Procedures Act, 12 U.S.C. § 2607, and its implementing regulation, Regulation X, 12 C.F.R. Part 1024, by agreeing to pay and accept fees for the referral of mortgage loan business; and b) violations of the Telephone Consumer Protection Act, 47 U.S.C. § 227, and its implementing regulation, 47 C.F.R. 64.1200, because the Bank placed telemarketing phone calls to consumers on the Do-Not-Call registry and used an automated dialing system to send pre-recorded or text messages to consumers’ cellular telephones.

The Bank, by and through its duly elected and acting Board of Directors (“Board”), has executed a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER TO PAY CIVIL MONEY PENALTY (“CONSENT AGREEMENT”), dated September 19, 2019, that is

accepted by the FDIC. With the CONSENT AGREEMENT, the Bank has consented, without admitting or denying any violations of law or regulation, to the issuance of this ORDER TO PAY CIVIL MONEY PENALTY by the FDIC.

Having determined that the requirements for issuance of an order under sections 8(i)(2) of the FDI Act, 12 U.S.C. § and 1818(i)(2), have been satisfied, the FDIC hereby issues the following:

**ORDER TO PAY**

IT IS ORDERED that by reason of the violations of law and/or regulations set forth herein, and after taking into account the appropriateness of the penalty with respect to the size of the financial resources and good faith of the Bank, the gravity of the violations, the history of previous violations by the Bank, and such other matters as justice may require, including the severity of the risks to and losses by consumers, pursuant to 12 U.S.C. § 1818(i)(2), a penalty of \$275,000 is assessed against the Bank. The Bank shall pay such amount to the Treasury of the United States.

IT IS FURTHER ORDERED that the Bank is prohibited from seeking or accepting indemnification from any third party for the civil money penalty assessed and paid in this matter.

This Order to Pay shall be effective upon issuance.

The provisions of this ORDER shall not bar, estop, or otherwise prevent the FDIC or any other federal or state agency or department from taking any other action against the Bank or any

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of the Bank's current or former institution-affiliated parties, as that term is defined in Section 3(u) of the Act, 12 U.S.C. § 1813(u).

Issued pursuant to delegated authority this 30<sup>th</sup> day of September, 2019.

/s/

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Todd L. Hendrickson  
Senior Deputy Director  
Division of Depositor and Consumer Protection