

UNITED STATES OF AMERICA
BEFORE THE
BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM
WASHINGTON, D.C.

In the Matter of

GREGORY WHITE

A Former Institution-Affiliated Party of

Heartland Bank
Little Rock, Arkansas

Docket Nos. 20-013-B-I

Order to Cease and Desist Issued
Upon Consent Pursuant to Section
8(b) of the Federal Deposit
Insurance Act, as Amended

WHEREAS, the Board of Governors of the Federal Reserve System (the “Board of Governors”), pursuant to section 8(b) of the Federal Deposit Insurance Act, as amended (the “FDI Act”), 12 U.S.C. § 1818(b), issues this Order to Cease and Desist (this “Order”) upon the consent of Gregory White, a former employee and institution-affiliated party, as defined in sections 3(u) and 8(b)(3) of the FDI Act, 12 U.S.C. §§ 1813(u) and 1818(b)(3), of Heartland Bank (the “Bank”), a former state-member bank;

WHEREAS, in 2015, while employed as a senior credit analyst at the Bank, White gained access to a copy of the 2015 Report of Examination (“Report”) of the Bank prepared by the Federal Reserve Bank of St. Louis and the Arkansas State Bank Department;

WHEREAS, as stated in the Report, the Report was strictly privileged and confidential under applicable laws and regulations and could not be disclosed to third parties;

WHEREAS, in 2017, White disclosed the Report to the press and to other third parties, along with other confidential supervisory information (“CSI”) he obtained from Bank personnel;

WHEREAS, White's misconduct described above constituted an unsafe or unsound practice and a violation of Board of Governors' regulations, including 12 C.F.R. § 261.20(g); and

WHEREAS, by affixing his signature hereunder, White has consented to the issuance of this Order by the Board of Governors and has agreed to comply with each and every provision of this Order, and has waived any and all rights he might have pursuant to 12 U.S.C. § 1818, 12 CFR Part 263, or otherwise: (a) to contest the issuance of a cease-and-desist order on any matter implied or set forth in this Order; (b) to request a hearing for the purpose of taking evidence with respect to any matter implied or set forth in this Order; (c) to obtain judicial review of this Order or any provision hereof; and (d) to challenge or contest in any manner the basis, issuance, terms, validity, effectiveness, or enforceability of this Order or any provision hereof.

NOW THEREFORE, before the filing of any notices, or the taking of any testimony or adjudication of or finding on any issue of fact or law herein, and without White admitting or denying any allegation made or implied by the Board of Governors in connection herewith, and solely for the purpose of settlement of this matter without a formal proceeding being filed and without the necessity for protracted litigation or extended hearings,

IT IS HEREBY ORDERED THAT:

Cease and Desist

1. Pursuant to section 8(b) of the FDI Act, 12 U.S.C. § 1818(b), that prior to accepting any position that would cause White to become an institution-affiliated party, or upon execution of this Order if White is currently an institution-affiliated party, as defined in sections 3(u) and 8(b)(3) of the FDI Act, 12 U.S.C. §§ 1813(u) and 1818(b)(3), of any institution or

agency described in section 8(e)(7)(A) of the FDI Act, 12 U.S.C. § 1818(e)(7)(A), including, but not limited to, any insured depository institution or any holding company of an insured depository institution, or any subsidiary of such holding company, or any foreign bank or company to which subsection (a) of 12 U.S.C. § 3106 applies and any subsidiary of such foreign bank or company, White shall:

(a) provide the Managing Director/Senior Vice President or equivalent level in the reporting line of the institution with notice and a copy of this Order;

(b) fully familiarize himself with the policies and procedures of the institution that pertain to his duties and responsibilities, including, but not limited to, the policies and procedures concerning the restrictions on disclosing CSI and/or removing CSI from the institution's premises; and

(c) within ten (10) days after his acceptance of any position, or execution of this Order, as described in this paragraph, provide written notice to the Board of Governors, along with a written certification of his compliance with each provision of this paragraph.

2. In connection with White's status as an institution-affiliated party, as defined in sections 3(u) and 8(b)(3) of the FDI Act, 12 U.S.C. §§ 1813(u) and 1818(b)(3), White shall:

(a) fully comply with all applicable laws, rules, regulations, policies, and procedures;

(b) not engage in any unsafe or unsound practice; and

(c) fully observe his fiduciary duties.

Notices

3. All communications regarding this Order shall be addressed to:

(a) Richard M. Ashton, Esq.
Deputy General Counsel
Board of Governors of
the Federal Reserve System
20th & C Streets NW
Washington, DC 20551

(b) Gregory White

with copy to:

Jeffrey Rosenzweig, Esq.
300 Spring St. Suite 310
Little Rock, AR 72201

Miscellaneous

4. Any violation of this Order shall separately subject White to appropriate civil penalties under section 8(i) of the FDI Act, 12 U.S.C § 1818(i).

5. The provisions of this Order shall not bar, estop, or otherwise prevent the Board of Governors, or any other Federal or state agency or department, from taking any other action affecting White; provided, however, that the Board of Governors shall not take any further action against White on any matters concerning or arising from the matters addressed by this Order based upon facts presently known by the Board of Governors. This release and discharge shall not preclude or affect (i) any right of the Board of Governors to determine and ensure compliance with this Order, or (ii) any proceedings brought by the Board of Governors to enforce the terms of this Order.

6. Each provision of this Order shall remain fully effective and enforceable until expressly stayed, modified, terminated, or suspended in writing by the Board of Governors.

By order of the Board of Governors of the Federal Reserve System, effective this 18th day
of August, 2020.

BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM

_____/s/
Gregory White

By: _____/s/
Ann E. Misback
Secretary of the Board