

STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

Before the Director of the Department of Insurance and Financial Services

In the matter of:

Jeanna Eckhardt,
Former General Manager of
Michigan Coastal Credit Union

Enforcement Case No. 13-11717
Agency Case No. 13-916-CU

Respondent

Issued and entered,
this 30th day of October 2013
by Teri L. Morante,
Senior Deputy Director

ORDER OF PROHIBITION

WHEREAS, Jeanna Eckhardt (Eckhardt) executed a Stipulation and Consent to the Issuance of an Order of Prohibition (Stipulation), and agreed and consented to the issuance of this Order of Prohibition (Order), pursuant to Section 212 of the Michigan Credit Union Act (MCUA), MCL 490.212; and,

WHEREAS, pursuant to the MCUA, 2003 PA 215, as amended MCL 490.101 *et seq.*, the Administrative Rules promulgated thereunder, 2005 AACRS, R 490.111 - R 490.120, and applicable Orders, the Director of the Department of Insurance and Financial Services (Director) has authority to issue a final Order where Respondent consents to the issuance of such an Order.

NOW THEREFORE, the Director issues this Order and prohibits Eckhardt from participating in any manner in the conduct of the affairs of any domestic credit union, and from continuing or commencing to hold office, or participate in any manner, as prescribed by the MCUA.

FURTHERMORE, all technical words or terms used in this Order have meanings as defined in the MCUA, Rules and Orders, and such words or terms undefined in the foregoing have the meaning that accord with the best customs and usage of credit union industry.

FURTHERMORE, this Order against Eckhardt incorporates by reference the Stipulation she executed on October 21, 2013, which is made a part of this Order and is effective upon issuance.

DEPARTMENT OF INSURANCE AND
FIANCIAL SERVICES

By: Teri L. Morante
Teri L. Morante
Senior Deputy Director

**STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

Before the Director of the Department of Insurance and Financial Services

In the matter of:

**Jeanna Eckhardt,
Former General Manager of
Michigan Coastal Credit Union**

**Enforcement Case No. 13-11717
Agency Case No. 13-916-CU**

Respondent.

**STIPULATION AND CONSENT TO THE ISSUANCE OF AN
ORDER OF PROHIBITION**

WHEREAS, the Department of Insurance and Financial Services (DIFS) has good cause and reason to believe, based upon information derived from the exercise of its regulatory responsibilities, that JEANNA ECKHARDT (ECKHARDT), former general manager/chief executive officer (CEO) of Michigan Coastal Credit Union (MCCU), a domestic credit union chartered by DIFS pursuant to the Michigan Credit Union Act of 2003 (MCUA), 2003 PA 215, as amended, MCL 490.101 *et seq.*, has violated the law and engaged in unsafe and unsound conduct or practices with respect to the domestic credit union that resulted in financial loss or other damage, or is otherwise unfit to participate in the conduct of the affairs of the domestic credit union and that there are grounds to initiate an administrative prohibition proceeding against her, pursuant to MCL 490.212; and

WHEREAS, ECKHARDT desires to cooperate with DIFS and to avoid the time and expense of an administrative proceeding and, without adjudication on the merits and without admitting that such grounds exist, or the findings of fact or opinions and conclusions of DIFS, except as to Jurisdiction, Paragraph 1, below, which is admitted, hereby stipulates and agrees to the following:

1. Jurisdiction.

(a) At all times relevant hereto, MCCU was a domestic credit union chartered by the State of Michigan Department of Insurance and Financial Services pursuant to the MCUA;

(b) At all times relevant hereto, ECKHARDT was an employee and general manager/CEO of MCCU and is therefore subject to the jurisdiction of the Director of DIFS (Director) pursuant to MCL 490.201;

(c) And therefore, ECKHARDT stipulates and agrees that she and this matter are subject to the jurisdiction of the Director to initiate and maintain an administrative prohibition proceeding against her, pursuant to MCL 490.212.

2. DIFS Findings of Fact and Conclusions of Law.

(a) ECKHARDT violated the law and engaged in unsafe and unsound conduct or practices with respect to the domestic credit union that resulted in financial loss or other damage, or is otherwise unfit to participate in the conduct of the affairs of the domestic credit union. In particular, it is alleged that ECKHARDT:

- i. Engaged in preferential treatment and improper loan administration.
- ii. Made inaccurate financial reports.
- iii. Violated MCCU policy
- iv. Engaged in inadequate financial and strategic planning.
- v. Failed to comply with the MCUA and NCUA rules and regulations.

(b) Based upon the foregoing, ECKHARDT should be prohibited from further participation in any manner in the conduct of the affairs of any domestic credit union.

3. Consent.

ECKHARDT consents to the issuance by DIFS of the accompanying Consent Order of Prohibition (Order). ECKHARDT further agrees to comply with the terms of the Order upon issuance and stipulates that the Order complies with all requirements of law.

4. Finality.

The Order will be issued under MCL 490.212. Upon issuance by DIFS, it shall be a final order, effective immediately and fully enforceable by DIFS.

5. Waivers.

ECKHARDT waives and relinquishes the following:

- (a) The right to an administrative hearing on DIFS's charges which have been brought against her in this matter, as provided by MCL 490.212 and MCL 490.215;
- (b) The right to seek judicial review of the stipulated Order in this matter, including, without limitation, any such right provided by MCL 24.301, or otherwise, to challenge the validity of the Order;
- (c) The right to seek a stay of the prohibition pursuant to MCL 490.213; and

(d) The right to assert this proceeding, her consent to the issuance of the Order, or the issuance of the Order as the basis for a claim of double jeopardy in any pending or future proceeding brought by any other governmental entity.

6. Other Governmental Actions Not Affected.

ECKHARDT acknowledges and agrees that the consent to the issuance of the Order is not to compromise, settle, dismiss, resolve, or in any way affect any other actions, charges against, or liability of ECKHARDT that may hereafter arise pursuant to this action, or that may be or have been brought by any other governmental entity based upon the underlying facts and circumstances thereof.

7. Acknowledgement of Criminal Sanctions.

ECKHARDT acknowledges that the Stipulation and Order are subject to the provisions of MCL 490.217.

8. Miscellaneous.

(a) The laws of the State of Michigan shall govern the construction and validity of the Stipulation and Order.

(b) ECKHARDT understands and agrees that this Stipulation will be presented to the Director for approval. The Director may in his sole discretion, decide to accept or reject the Stipulation and Order. If the Director accepts the Stipulation and Order, ECKHARDT waives the right to a hearing in this matter and consents to the entry of the Order. If the Director does not accept the Stipulation and Order, ECKHARDT waives any objection to the Director holding a formal administrative hearing and making his decision after such hearing. In the latter case, ECKHARDT may not be prejudiced by having signed this document.

(c) All reference to DIFS in the Stipulation and Order shall also mean any of DIFS's successors.

(d) If accepted by the Director, the terms of the Stipulation and Order represent the full and complete agreement of the parties in this matter.

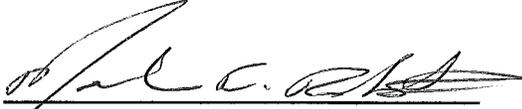
(e) If accepted by the Director, the Stipulation and Order shall remain in effect until terminated, modified, or set aside in writing by the Director.

WHEREFORE, ECKHARDT executes this Stipulation and Consent to the Issuance of an Order of Prohibition intending to be legally bound hereby.


Jeanna Eckhardt

Dated: 10-21-13

DIFS Staff approves this Stipulation and Consent and recommends that the Director issue the Consent Order of Prohibition.



Marlon F. Roberts
Staff Attorney

Dated: 10/25/2013