

**ORDER NO. 2020-008**

<b>IN THE MATTER OF:</b>	§	<b>BEFORE:</b>
	§	
<b>ROBERTO ANDRES SALINAS</b>	§	<b>THE BANKING</b>
	§	<b>COMMISSIONER OF TEXAS</b>
	§	
<b>ROMA, TEXAS</b>	§	<b>AUSTIN, TRAVIS COUNTY, TEXAS</b>

**CONSENT ORDER PROHIBITING FURTHER PARTICIPATION**

On this day, the matter of ROBERTO ANDRES SALINAS (Salinas) located in Roma, Texas, was submitted to me, Charles G. Cooper, Banking Commissioner of the State of Texas (Commissioner), for consideration and action.

1. Salinas is a former President and Director of Citizens State Bank, Roma, Texas (Bank). Salinas resigned from his positions at the Bank on February 21, 2020.
2. The Texas Department of Banking (Department) is the appropriate state banking agency to bring this enforcement action pursuant to *Texas Finance Code* (Finance Code) § 35.003, and the Commissioner has jurisdiction over Salinas and the subject matter of this proceeding.
3. Salinas has been informed of his right to receive a proposed order setting out in detail charges of violations of laws or regulations, unsafe or unsound banking practices and/or breaches of trust or other fiduciary duty alleged to have been committed by Salinas. Salinas was informed that he has the right to a hearing on the charges under Finance Code §§ 35.003(c) and 35.004, and *Texas Government Code* §§ 2001.051 and 2001.171. Salinas waives both of those rights and agrees to the disposition of this matter pursuant to the provisions of *Texas Government Code* § 2001.056.

4. Salinas agrees to this Consent Order Prohibiting Further Participation (Consent Order) without admitting or denying any specific violations of law or regulations, unsafe or unsound banking practices, and/or breaches of fiduciary duty.
5. For purposes of this proceeding, Salinas waives:
  - a. service upon Respondent of this Order;
  - b. receipt of a Proposed Order detailing specific charges;
  - c. the right to present defenses to the allegations;
  - d. notice and a hearing to take evidence on the allegations;
  - e. the filing of a Proposal for Decision by an Administrative Law Judge;
  - f. the filing of exceptions and briefs with respect to such Proposal for Decision;
  - g. review by the Texas Finance Commission of the Consent Order; and
  - h. judicial review of the Consent Order as provided by *Texas Government Code* § 2001.171 et seq., and any other challenge to the validity of the Consent Order.
6. Any violation of this Consent Order could subject Salinas to additional regulatory or enforcement actions authorized by the Finance Code. Nothing in this Consent Order diminishes the regulatory or enforcement powers of the Department, the Commissioner, or the Finance Commission of Texas.
7. The Commissioner has considered the matter and believes that, based upon credible evidence, with respect to a state bank, Salinas's actions satisfy the statutory requirements for the issuance of a prohibition order as set forth in Finance Code § 35.003.
8. In particular, the Commissioner has determined the following:

- a. Salinas has intentionally committed or participated in violations of law or regulations, unsafe or unsound practices, and/or breaches of trust or other fiduciary duty with regard to the affairs of the Bank;
  - b. because of these actions by Salinas, the Bank has suffered or will probably suffer financial loss or other damage; the interests of the Bank's depositors, creditors, or shareholders have been or could be prejudiced; and/or Salinas received financial gain or other benefit by reason of these actions; and
  - c. such actions involve personal dishonesty on the part of Salinas or demonstrate Salinas's willful and/or continuing disregard for the safety and soundness of the Bank.
9. The Commissioner has determined further that such violations of laws or regulations, unsafe or unsound practices, and/or breaches of trust or other fiduciary duty demonstrate Salinas's unfitness to serve as a director, officer, or employee of a state bank, holding company of a state bank, or state trust company, among other positions to which this order applies, or to directly or indirectly participate in any manner in the management of such entity. Accordingly, the entry of this Consent Order appears to be necessary and in the best interest of the Bank and its depositors, creditors, and shareholders.

#### **Order Prohibiting Further Participation**

It is, therefore, ORDERED, ADJUDGED and DECREED that, pursuant to Finance Code §§ 35.003 and 35.007, without prior written approval of the Banking Commissioner, ROBERTO ANDRES SALINAS, is perpetually prohibited from:

1. serving as a director, officer, or employee of a state bank, holding company of a state bank, or state trust company, or as a director, officer, or employee with financial responsibility

- of any other entity chartered, registered, permitted, or licensed by the Banking Commissioner under the laws of this state;
2. directly or indirectly participating in any manner in the management of such entity;
  3. directly or indirectly voting for a director of such an entity; or
  4. soliciting, procuring, transferring, attempting to transfer, voting, or attempting to vote any proxy, consent, or authorization with respect to voting rights in such an entity.

**Effective Date**

This Consent Order against Respondent ROBERTO ANDRES SALINAS is effective March 26, 2020, and is final and nonappealable as of that date. The Commissioner may enforce this Consent Order pursuant to Finance Code § 35.009. If the Commissioner has reason to believe that Salinas has violated or is about to violate a provision of this Consent Order, the Commissioner may take appropriate action authorized under that section. The provisions of this Consent Order will remain effective and in force except in the event that, and until such time as, this Consent Order shall have been modified, terminated, suspended, or set aside in accordance with Finance Code § 35.0071.

It is so ORDERED.

Signed on this 26<sup>th</sup> day of March, 2020.

/s/ Charles G. Cooper \_\_\_\_\_  
Charles G. Cooper  
Texas Banking Commissioner

