

**Order No. 2020-012**

**IN THE MATTER OF:** § **BEFORE THE BANKING**  
§  
**KATELYN SNIDER, aka** § **COMMISSIONER OF TEXAS**  
**KATELYN LUNSFORD** §  
§  
**CONROE, TEXAS** § **AUSTIN, TRAVIS COUNTY, TEXAS**

**ORDER PROHIBITING FURTHER PARTICIPATION**

On this day, the matter of KATELYN SNIDER aka KATELYN LUNSFORD, Conroe, Texas, (Respondent) was submitted to me, Charles G. Cooper, Banking Commissioner of the State of Texas (Commissioner), for consideration and action.

**I. Findings of Fact**

**A. Jurisdiction**

1. Respondent is a former employee of Comerica Bank, Dallas, Texas (Bank), a bank that is chartered by the State of Texas.
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) §§ 35.002, 35.003, and 35.009, and the Commissioner has jurisdiction over Respondent and the subject matter of this proceeding.
3. The Bank and Respondent, at all times pertinent to the allegations in this proceeding, were subject to the provisions of the Texas Banking Act, *Texas Finance Code* Title 3, Subtitle A.

**B. General background**

4. Respondent was employed at the Bank's 6417 Woodlands Parkway, The Woodlands, Texas 77381 branch as a Customer Service Representative (Vault Teller) from June 17, 2017 until her employment was terminated on August 21, 2019.

### ***C. Embezzlement***

5. From May until August 2019, Respondent used her position as Vault Teller to steal funds from her assigned cash vault. Respondent began her embezzlement scheme in May 2019 but returned the money she originally took prior to a May 30, 2019 surprise cash count. In June 2019, Respondent resumed her scheme, taking straps of fifty and hundred-dollar bills from the vault, every two to three days. Respondent would then balance her figures each night by using the previous night's bulk currency figures on her journal, effectively concealing her embezzlement.

6. Respondent worked on Friday, August 9, 2019 and balanced at the end of the day. Respondent was on paid leave on Monday, August 12, 2019. On Tuesday, August 13, 2019, a surprise cash count was performed on Respondent's cash box prior to the branch opening. As a result of the cash count, the Bank determined \$46,845.00 was missing from Respondent's vault.

7. On August 20, 2019, Respondent was interviewed by a Bank investigator regarding the missing funds. During the interview, Respondent admitted to taking the money and manipulating the day end balancing figures.

8. Following Respondent's termination, the Bank recovered \$5.50 found in her vault but determined an additional \$1,000.00 was missing.

### **II. Conclusions of law**

9. The Bank and Respondent are, and at all times pertinent to the allegations in this proceeding were, subject to the provisions of the Texas Banking Act, *Texas Finance Code* Title 3, Subtitle A.

10. The Commissioner has jurisdiction over Respondent and the subject matter of this proceeding pursuant to *Texas Finance Code* §§ 35.002 and 35.003.

11. Respondent intentionally violated applicable law, in particular, 18 U.S.C. § 656, through the misapplication of bank funds; 18 U.S.C § 1344, by knowingly executing a scheme to defraud

the Bank; and 18 U.S.C. § 1005 and Texas Finance Code §§ 33.108 and 35.003(a)(1)(C), by knowingly making or causing to be made, false entries in the records and reports of the Bank.

12. Respondent caused the Bank to suffer financial loss. Texas Finance Code § 35.003(a)(2)(A).

13. Respondent's actions prejudiced or could have prejudiced the interests of the Bank's depositors, creditors, or shareholders. *Texas Finance Code* § 35.003(a)(2)(B).

14. Respondent received financial gain as a result of her actions. Texas Finance Code § 35.003(a)(2)(C).

15. Respondent's actions were personally dishonest and taken with continuing and willful disregard for the safety and soundness of the Bank. *Texas Finance Code* § 35.003(a)(3)(A) and (B).

16. The Commissioner has considered the matter and determines that, based upon bank examination and other credible evidence, Respondent's actions satisfy the statutory requirements for the issuance of a Prohibition Order as set forth in *Texas Finance Code* § 35.003. In particular, the Commissioner determines that:

- a. Respondent has intentionally committed or participated in violations of law or regulations with regard to the affairs of the Bank and/or Respondent made or caused to be made false entries in the records of the Bank;
- b. because of these actions by Respondent, the Bank has suffered or will probably suffer financial loss or other damage and/or Respondent received financial gain or other benefit by reason of the actions, or likely would have if the actions had not been discovered; and

- c. such actions involve personal dishonesty on the part of Respondent or demonstrate Respondent's willful and/or continuing disregard for the safety and soundness of the Bank.

17. The Commissioner further determines that such actions demonstrate Respondent's unfitness to serve as a director, officer, or employee of a state bank, state bank holding company, or state trust company, among other positions to which this Prohibition Order applies, or to directly or indirectly participate in any manner in the management of such entity. Accordingly, the entry of this Prohibition Order appears to be necessary and in the best interest of the public.

### **III. Order of Prohibition**

It is, therefore, ORDERED, ADJUDGED and DECREED that, pursuant to *Texas Finance Code* §§ 35.003 and 35.007, KATELYN SNIDER aka KATELYN LUNSFORD may not:

1. serve 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 participate in any manner in the management of such entity or in the conduct of their affairs;
3. directly or indirectly vote for a director of such an entity; or
4. solicit, procure, transfer, attempt to transfer, vote, or attempt to vote any proxy, consent, or authorization with respect to voting rights in such an entity.

### **IV. Effective Date**

This Prohibition Order against KATELYN SNIDER aka KATELYN LUNSFORD is effective May 6, 2020, which is twenty-one days after mailing, unless Respondent requests a

hearing in writing before that date. After taking effect, the Order will be final, nonappealable, and of perpetual duration. The provisions of this Order will remain effective and in force except in the event that, and until such time as, this Order shall have been modified, terminated, suspended, or set aside in accordance with *Texas Finance Code* § 35.0071.

It is so ORDERED.

Signed this 15th day of April, 2020.

/s/ Charles G. Cooper  
Charles G. Cooper  
Banking Commissioner of the State of Texas

**CERTIFICATE OF SERVICE**

This Order is served on KATELYN SNIDER aka KATELYN LUNSFORD as follows: By first-class mail, FedEx overnight delivery and by certified mail, return receipt requested, sent on April 15, 2020, to:

**CMRRR# 7007 3020 0000 2508 7069**  
Katelyn Snider  
3 Circle Drive  
Conroe, Texas 77301-1173

/s/ Catherine Reyer for \_\_\_\_\_  
Marcus Adams  
Assistant General Counsel  
Texas Department of Banking