**STATE OF CALIFORNIA**

**DEPARTMENT OF FINANCIAL INSTITUTIONS**

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| In the Matter of<br><br>FOREIGN (Other Nation)<br>WHOLESALE BRANCHES | )<br>)<br>)<br>)<br>)<br>) | ORDER<br>FINANCIAL CODE SECTION 1755(A) (4) (C)) |

WHEREAS:

1. 12 C.F.R.§347.213(a)(1) (FDIC Regulations) states that the amount of initial deposits that may be accepted by an uninsured foreign branch is the amount equal to the standard maximum deposit insurance amount (SMDIA) or greater.

2. Section 347.202(v) of the FDIC Regulations has been amended to increase the SMDIA to $250,000 or more.

3. The Dodd-Frank Wall Street Reform and Consumer Protection Act signed by President Barak Obama on July 21, 2010, in part, permanently increased the SMDIA to $250,000.

ORDER

Therefore, the Commissioner orders the following:

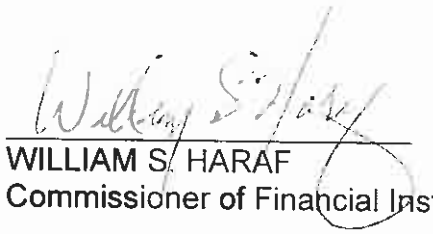
1. Pursuant to Financial Code Section 1755(a)(4)(C), the Commissioner orders that accepting of initial deposits in the amount of $250,000 or more by a duly licensed foreign (other nation) wholesale branch office in California does not constitute engaging in domestic retail activities requiring deposit insurance protection.

2. Accepting initial deposits of $100,000 or more as provided in Financial Code Section 1755(a)(4) (B), but less than $250,000, may now constitute engaging in domestic retail activities requiring deposit insurance due to changes in the FDIC Regulations as set forth above in the Whereas Clauses.

3. Pending conforming amendments to Financial Code Section 1755(a)(4)(B),foreign (other nation) wholesale branch offices should follow Financial Code Section 1755(a)(4)(C) and this Order.

4. Similarly, pending conforming amendments to Title 10, California Code of Regulations, Section 15627, compliance with that Section is hereby waived pursuant to Title 10, California Code of Regulations, Section 1.14.

Dated: 12/23/10.



WILLIAM S. HARAF
Commissioner of Financial Institutions