



Federal Housing Finance Agency

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FINAL SUSPENSION ORDER

The Federal Housing Finance Agency, as safety and soundness regulator of Fannie Mae, Freddie Mac, and the eleven Federal Home Loan Banks (the “regulated entities”), is issuing this Final Order pursuant to the following legal authorities:

1. Section 1313B of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (Safety and Soundness Act) authorizes FHFA to establish standards for the regulated entities regarding prudential management of risks. FHFA is authorized to issue orders requiring the regulated entities to take any action that will best carry out the purposes of that section. *See* 12 U.S.C. 4513b(b)(2)(B)(iii).
2. Section 1319G of the Safety and Soundness Act authorizes FHFA to issue any orders necessary to ensure that the purposes of the Safety and Soundness Act are accomplished. *See* 12 U.S.C. 4526(a).
3. Section 1313 of the Safety and Soundness Act authorizes FHFA to exercise such incidental powers as may be necessary in the supervision and regulation of each regulated entity. *See* 12 U.S.C. 4513(a)(2).

Consistent with these authorities, FHFA has determined that any business relationship between Robert Kahan and a regulated entity would present excessive risk to the safety and soundness of the regulated entity.

This determination is based on the following findings:

1. On April 14, 2015, the United States Department of Housing and Urban Development (HUD) proposed the debarment of Robert Kahan from future participation in procurement and nonprocurement transactions as a participant or principal, with HUD and throughout the Executive Branch of the Federal Government, for an indefinite period.
2. According to the HUD Notice of Proposed Debarment, the proposed debarment was based upon Robert Kahan’s conviction in the United States District Court for the District of New Jersey for False Statement in a Loan Application, Transacting in Criminal Proceeds, and Aiding and Abetting. Robert Kahan was found guilty of diverting HUD HOME Program and HUD Homeownership Zone Program funding designated for the

development of affordable housing projects to personal banking accounts that he controlled.

3. On June 12, 2015, the debarment of Robert Kahan became final and he was excluded from procurement and nonprocurement transactions, as either a principal or participant, with HUD and throughout the Executive Branch of the Federal Government for an indefinite period.

With this Final Order, FHFA is directing each regulated entity to cease any business relationship with Robert Kahan indefinitely, beginning on December 12, 2018. This suspension extends to any individual, company, partnership or other group that FHFA determines to be an affiliate of Robert Kahn.

The Final Order's requirement for regulated entities to cease any business relationship with Robert Kahan does not apply to the existing or future purchase, sale, modification, foreclosure alternative transaction, or other foreclosure-related transaction of a residential mortgage loan owned by a regulated entity, if Robert Kahan is the borrower of such residential mortgage loan and the transaction is for the borrower's own personal or household residence.

This Final Order is a final action of the Federal Housing Finance Agency.


Alfred M. Pollard, Suspending Official

12-24-2018
Date: