

(2) THE FUTURE PROSPECTS AND BUSINESS PLAN FOR THE SUCCESSOR COMMERCIAL BANK;

(3) THE FINANCIAL HISTORY AND FUTURE PROSPECTS OF THE OUT-OF-STATE BANK HOLDING COMPANY;

(4) THE IMPACT OF THE PROPOSED ACQUISITION ON COMPETITION AND CONCENTRATION OF FINANCIAL RESOURCES IN THIS STATE;

(5) INITIAL CAPITAL INVESTMENTS, LOAN POLICY, INVESTMENT POLICY, DIVIDEND POLICY, AND GENERAL PLAN OF BUSINESS, INCLUDING THE AMOUNT AND COST OF CONSUMER AND BUSINESS SERVICES TO BE OFFERED IN THIS STATE; AND

(6) THE CORPORATE AND REGULATORY STEPS NECESSARY TO CONSUMMATE THE ACQUISITION.

(C) (1) EXCEPT AS OTHERWISE PROVIDED BY LAW, ANY PERSON WHO KNOWINGLY SUBMITS FALSE INFORMATION TO THE BANK COMMISSIONER WHILE COMPLYING WITH THIS SECTION IS GUILTY OF A MISDEMEANOR.

(2) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000, OR IMPRISONMENT FOR NOT MORE THAN 5 YEARS, OR BOTH.

~~(c)~~ (D) THE COMMISSIONER MAY NOT GRANT APPROVAL OF AN ACQUISITION AND CONVERSION UNDER THIS SUBSECTION UNLESS THE COMMISSIONER FINDS:

~~(1) AT LEAST ONE OR MORE OF THE SAVINGS AND LOAN ASSOCIATIONS TO BE ACQUIRED WAS PLACED INTO A CONSERVATORSHIP OR RECEIVERSHIP UNDER TITLE 9, SUBTITLE 7 OF THIS ARTICLE BEFORE JUNE 1, 1985 AND CONTINUES TO BE UNDER THE CONTROL OF A CONSERVATOR OR RECEIVER AT THE TIME THE PLAN OF ACQUISITION IS FILED:~~

(I) WAS PLACED INTO A CONSERVATORSHIP OR RECEIVERSHIP UNDER TITLE 9, SUBTITLE 7 OF THIS ARTICLE BEFORE OCTOBER 15, 1985, AND CONTINUES TO BE UNDER THE CONTROL OF A CONSERVATOR OR RECEIVER AT THE TIME THE PLAN OF ACQUISITION IS FILED; OR

(II) BEFORE OCTOBER 15, 1985, HAS BEEN THE SUBJECT OF AN EXECUTIVE ORDER IMPOSING LIMITATIONS ON WITHDRAWALS FROM SAVINGS ACCOUNTS THAT ARE MORE RESTRICTIVE THAN THOSE SET FORTH IN EXECUTIVE ORDER 01.01.1985.11 (MAY 21, 1985), AS AMENDED;

(2) (I) THE AGGREGATE TOTAL SAVINGS ACCOUNT LIABILITY OF THE ASSOCIATION OR ASSOCIATIONS TO BE ACQUIRED WAS AT LEAST \$450,000,000 ON JUNE 1, 1985; OR