

IN THE MATTER OF THE SECURITIES ACT, SNB 2004, c. S\_5.5

AND

IN THE MATTER OF

**JAMES K. HANLEY**

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## ORDER

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WHEREAS on October 3, 2006, a Notice of Hearing was issued against the Respondent James K. Hanley;

AND WHEREAS the Notice of Hearing was served on Kelly VanBuskirk, counsel for the Respondent Hanley, on October 3, 2006;

AND WHEREAS Staff of the Commission made disclosure to counsel for the Respondent on November 3, 2006;

AND WHEREAS the hearing of this matter was scheduled to commence on January 15, 2007 at 10:00 a.m.;

AND WHEREAS counsel for the Respondent James K. Hanley, has requested an adjournment of this matter to retain an expert witness and requested additional time to review the disclosed documents;

AND upon hearing Jake van der Laan on behalf of Staff of the Commission and Kelly VanBuskirk on behalf of the Respondent,

NOW IT IS ORDERED that:

- 1) The hearing is adjourned to February 26 to March 1, 2007, commencing on February 26, 2007 at 10:00 a.m.;
- 2) There will be no further adjournment in this matter;
- 3) The name, report and curriculum vitae of any expert witness retained by the Respondent in this matter will be filed with the Commission and served on Counsel for Staff of the Commission by the end of January 2007;
- 4) Staff of the Commission will file and serve a pre-hearing brief on or before February 12, 2007 and the Respondent will file his pre-hearing brief on or before February 19, 2007;

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- 5) The parties will submit 4 copies of a joint book of exhibits to the panel one week prior to the hearing.

DATED at the City of Saint John this 21<sup>st</sup> day of December, 2006.



David T. Hashey, Q.C., Panel Chair

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Hugh J. Flemming, Q.C., Panel Member

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William Aust, Panel Member

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