

IN THE MATTER OF THE SECURITIES ACT,  
SNB 2004, c. S-5.5

AND

IN THE MATTER OF

**TYCOON ENERGY INC.,  
MATTHEW NERBONNE, and  
DAVID HAVENOR  
(Respondents)**

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**ORDER**

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**WHEREAS** on 22 December 2010 Staff of the Commission made a motion pursuant to sections 184(1) and 184(5) of the *Securities Act*, SNB 2004, c. S-5.5 (*Act*) seeking an *ex parte* temporary order against the Respondents; and

**WHEREAS** Staff presented evidence and made submissions regarding violations of the *Act* by the Respondents; and

**WHEREAS** on 22 December 2010 the Commission issued, pursuant to sections 184(1) and 184(5) of the *Securities Act*, an *ex parte* temporary order (Temporary Order) that:

- (a) the Respondents cease trading in all securities;
- (b) all trading in any securities offered by the Respondents, including "Plain Ranch Well No. 1 Joint Venture", cease immediately; and
- (c) any exemptions contained in New Brunswick securities law do not apply to the Respondents, and

**WHEREAS** the Commission also ordered that a hearing be held in this matter at the offices of the Commission, located at 85 Charlotte Street, Suite 300, Saint John, New Brunswick, Canada, on 5 January 2011 at 10:00 a.m. Atlantic Standard Time; and

**WHEREAS** a hearing was held on 5 January 2011 at 10:00 a.m. and no one appeared on behalf of the Respondents; and

**WHEREAS** Staff presented evidence that service of the Temporary Order, Statement of Allegations, Affidavit of Ed LeBlanc and Staff's Submissions was effected by e-mail transmission and facsimile transmission on 22 December 2010, and by FedEx courier on 23 December 2010; and

**WHEREAS** the Commission is satisfied that service upon the Respondents has been effected; and

**WHEREAS** Staff made submissions and relied on evidence submitted for the issuance of the Temporary Order; and

**WHEREAS** the Commission is of the opinion that it is in the public interest to make this Order;

**NOW THEREFORE IT IS ORDERED** that:

- (a) pursuant to paragraphs 184(1)(c) and 184(1)(d) of the *Securities Act* that:
  - (i) the Respondents cease trading in all securities;
  - (ii) all trading in any securities offered by the Respondents, including "Plain Ranch Well No. 1 Joint Venture", cease immediately; and
  - (iii) any exemptions contained in New Brunswick securities law do not apply to the Respondents,
- (b) pursuant to section 184(9) of the *Securities Act*, that this Order should be served upon the Respondents without delay.

**DATED** this 5<sup>th</sup> day of January 2011.

"original signed by"

Denise A. LeBlanc, Q.C., Panel Chair

"original signed by"

David G. Barry, Q.C., Panel Member

"original signed by"

Céline Trifts, Panel Member

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