



IN THE MATTER OF THE SECURITIES ACT
OF NEW BRUNSWICK, BEING CHAPTER S-6
R.S.N.B. 1973

AND

IN THE MATTER OF PAUL WILSON

ORDER

WHEREAS Paul WILSON ("WILSON") was served with a summons to appear before me, the Administrator of Securities (the "Administrator"), at 133 Prince William Street, Saint John, New Brunswick, on the 15th day of January 1998 at 9:30 o'clock in the forenoon or as soon thereafter as the hearing can be held to consider

- a) pursuant to section 12(1)(c)(v) of the New Brunswick Securities Act being Chapter S-6, R.S.N.B. 1973, (the "Act") whether in the opinion of the Administrator it is in the public interest to suspend or cancel the registration of WILSON ; or
- b) pursuant to section 12(1)(f) of the Act that the registration of WILSON be subject to such conditions as the Administrator deems necessary.

AND WHEREAS WILSON has requested that these proceedings be brought forward to December 18, 1997;

AND WHEREAS WILSON and the Deputy Administrator have agreed to the facts as contained in the Settlement Agreement attached hereto as Appendix "A";

AND WHEREAS WILSON consents to the making of the order herein;

THEREFORE IT IS ORDERED that the registration of WILSON be suspended for a period of two days which suspension shall be served from December 29, 1997 until December 30, 1997 and that WILSON's registration be reinstated on December 31, 1997 conditional upon WILSON having by that date fulfilled his undertaking to make a contribution to the Minister of Finance in the amount of \$600.00.

DATED at Saint John this *18th* day of *December*, 1997.


DONNE W. SMITH, JR.,
ADMINISTRATOR,
Securities Branch

Justice
Securities
Administration

Justice
Administration des
valeurs mobilières



Reed
18/12/97

**IN THE MATTER OF THE SECURITIES ACT
OF NEW BRUNSWICK, BEING CHAPTER S-6
R.S.N.B. 1973**

AND

IN THE MATTER OF PAUL WILSON

SETTLEMENT AGREEMENT

I. INTRODUCTION

1. By summons dated December 12, 1997 the Administrator of Securities (the "Administrator") announced that he proposed to hold a hearing to consider
 - a. pursuant to section 12(1)(c)(v) of the New Brunswick Securities Act being Chapter S-6, R.S.N.B. 1973, (the "Act") whether in the opinion of the Administrator it is in the public interest to suspend, cancel, the registration of Paul Wilson ("WILSON").
 - b. pursuant to section 12(1)(f) of the Act that the registration of WILSON be subject to such conditions as the Administrator deems necessary.
2. The allegations against WILSON as contained in the summons to WILSON dated December 12, 1997 are that WILSON had a duty to comply with the restrictions attached to his certificate of registration and in particular that WILSON did:
 - a. Between January 1, 1997 and March 1, 1997 WILSON negotiated 10 trades of Labour Sponsored Venture Funds ("LSVF") and thereby violated conditions of his registration, which restricts his trading activities to mutual fund securities only, contrary to section 12(1)(f) of the Act.

II. JOINT SETTLEMENT AGREEMENT

3. The Deputy Administrator and WILSON have entered into this settlement agreement whereby the Deputy Administrator agrees to recommend that the proceedings initiated against WILSON be fully and finally resolved on the basis of the facts set out in the Statement of Facts.

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III. STATEMENT OF FACTS

4. For the purposes of this proceeding only, and in order to facilitate the resolution on this proceeding against WILSON in accordance with the terms of the Settlement Agreement, WILSON states that the facts set out in the Statement of Facts herein are true, to the extent that he is directly aware of them, and to the extent that he does not have direct knowledge, they are not inconsistent with his understanding.
5. The Deputy Administrator acknowledges that the facts contained in the Statement of Facts are consistent with his investigation.
6. Prior to May 24, 1994 WILSON was not registered under the Securities Act to trade securities in New Brunswick.
7. From January 1, 1997 and March 1, 1997 while under the direction, and with the assistance of Scott Armstrong (ARMSTRONG") branch manager for Fortune Investment Corporation's Saint John offices, WILSON traded LSVF securities to ten clients.

IV. CONSENT

8. WILSON consents to an order pursuant to section 12(1)(c)(v) of the New Brunswick Securities Act that his registration be suspended for a period of 2 days.
9. WILSON also undertakes to make a voluntary payment to the Minister of Finance the sum of \$600.00 which sum represents those commissions earned through the unauthorized trades of LSVF securities.
10. WILSON requests that the approval of this Settlement Agreement will be sought at a hearing before the Administrator on December 18, 1997 at 1:30 pm instead of the proposed January 16, 1998 hearing date.

V. STAFF COMMITMENT

11. If this Settlement Agreement is approved by the Administrator the Deputy Administrator will not initiate any further complaint to the Administrator or request the Administrator to hold a hearing or issue any order or initiate any other proceeding or prosecution against WILSON in respect of any conduct or alleged conduct of WILSON in relation to the facts set out in this Settlement Agreement.

VI. PROCEDURE FOR APPROVAL

12. If for any reason the Settlement Agreement is not approved by the Administrator
 - a. The Settlement Agreement shall terminate and the Deputy Administrator will be entitled to proceed with a hearing of the allegations in the summons, unaffected by this Settlement Agreement or the settlement negotiations;
 - b. WILSON agrees that he will not raise in any proceeding the Settlement Agreement or the negotiation or process of approval thereof as a basis for any

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attack on the Administrator's jurisdiction, alleged bias, alleged unfairness or any other challenge that may otherwise be available.

- 13. This Settlement Agreement may be signed in one or more counterparts which together shall constitute a binding agreement and a facsimile copy of any signature shall be effective as though it were an original signature.

SIGNATURES

Dec 15 1997 [Signature] [Signature]
 Date Witness Paul Wilson

Dec 16 /97 [Signature] [Signature]
 Date Witness Ed LeBlanc
 Deputy Administrator