

**IN THE MATTER OF  
SEAN DALEY; and SEAN DALEY carrying on business as the ASCENSION  
FOUNDATION, OTO.Money, SilentVault, and CryptoWealth; WEALTH  
DISTRIBUTED CORP.; CYBERVISION MMX INC.; KEVIN WILKERSON;  
and AUG ENTERPRISES INC.**

**MOTION  
OF STAFF OF THE ONTARIO SECURITIES COMMISSION**  
(For Extension of a Temporary Order  
Subsections 127(8), 127(9) and 127(1) of the *Securities Act*, RSO 1990, c S.5)

**A. ORDER SOUGHT**

Staff of the Ontario Securities Commission (**Staff**), request with notice that the Ontario Securities Commission (the **Commission**) make the following order:

1. An order extending the Temporary Order of the Commission made with respect to Sean Daley; Daley carrying on business as the Ascension Foundation, OTO.Money, SilentVault, and CryptoWealth; Wealth Distributed Corp. (**Wealth Distributed**); Cybervision MMX Inc. (**CyberVision**); Kevin Wilkerson; and Aug Enterprises Inc. (**Aug Enterprises**), dated August 6, 2019, to the fourteenth day following the public release of the Reasons and Decisions in the merits hearing in File No. 2019-39 involving Sean Daley and Kevin Wilkerson, or such date as the Commission considers appropriate in the public interest, pursuant to subsections 127(1) and (8) of the Securities Act, RSO 1990, c S.5 (the **Act**);
2. An order scheduling this Motion to be heard on July 14, 2021 or on such other date and time as may be agreed by the parties and set by the Office of the Secretary;
3. If necessary, an order abridging the time required for service pursuant to Rules 3 and 4(2) of the Ontario Securities Commission Rules of Procedure; and
4. Such other Order as the Commission considers appropriate in the public interest.

**B. GROUNDS**

The grounds for the request are:

5. In July 2018, Staff commenced an investigation into Daley, Ascension Foundation, OTO.Money, SilentVault, and CryptoWealth;

6. During the course of the investigation. Staff found evidence that Daley; Daley carrying on business as Ascension Foundation, OTO.Money, SilentVault, and CryptoWealth; Wealth Distributed; Cybervision; Wilkerson; and Aug Enterprises appeared to be trading or acting in furtherance of trades without being registered to trade and without a prospectus having been filed and receipted contrary to sections 25 and 53 of the Act, respectively;

7. On August 6, 2019, the Commission issued a temporary order (the **Temporary Order**).

8. The Temporary Order provided that:

- a. all trading in any securities by Daley, and Daley carrying on business as Ascension, OTO.Money, SilentVault, and CrvptoWealth.com. and Wealth Distributed, Cybervision, Wilkerson, and Aug Enterprises shall cease;
- b. all trading in 'overcome the odds' vouchers, also known as OTO.Vouchers and Lyra shall cease;
- c. any exemptions contained in Ontario securities law do not apply to Daley; Daley carrying on business as Ascension, OTO.Money, SilentVault, and CryptoWealth, and Wealth Distributed, Cybervision, Wilkerson, and Aug Enterprises;
- d. the Temporary Order shall take effect on August 6, 2019 and shall expire on the 15th day after its making unless extended by order of the Commission;

9. The Temporary Order was further extended by the Commission on several more occasions:

- a. on August 16, 2019, the Commission extended the Temporary Order to September 24, 2019;
- b. on September 24, 2019, the Commission extended the Temporary Order to November 8, 2019;
- c. on November 6, 2019, the Commission extended the Temporary Order to February 14, 2020;
- d. on February 12, 2020, the Commission extended the Temporary Order until April 4, 2020;
- e. on March 20, 2020, in light of the COVID-19 pandemic, the Commission extended the Temporary Order to a date to be determined;

- f. on May 25, 2020, the Commission extended the Temporary Order until July 11, 2020;
  - g. on July 10, 2020, the Commission extended the Temporary Order until September 15, 2020;
  - h. on September 14, 2020, the Commission extended the Temporary Order until the issuance of the Commission's decision on Staff's motion to further extend the Temporary Order;
  - i. on October 19, 2020, the Commission extended the Temporary Order until the end of the merits hearing in File No. 2019-39.
- 10. The investigation into the conduct described in the Temporary Order is continuing;
  - 11. The Respondents have obstructed Staff's investigation;
  - 12. On April 12, 14, 15, 16, and 19, 2021, the Commission heard the evidence portion of the merits proceeding in File No. 2019-39 by videoconference. Mr. Daley submitted no evidence during the evidence portion of the merits proceeding and Mr. Wilkerson did not appear. Oral closing submissions are scheduled to be heard on July 14, 2021.
  - 13. It is in the public interest to extend the Temporary Order for a brief period following the issuance of Reasons and Decision in the merits hearing to permit time for the Temporary Order to be addressed upon the outcome of the merits hearing.
  - 14. Staff seek to further extend the Temporary Order made on August 6, 2019 by two weeks to the fourteenth day after the decision on the merits hearing is rendered.
  - 15. Subsections 127(1), 127(8) and 127(9) of the Act; and
  - 16. Such further and other grounds as counsel may advise and the Commission may permit.

### **C. EVIDENCE**

Staff intends to rely on the following evidence at the hearing:

- 17. The previously-filed Affidavits of Kevin Dusseldorp dated August 7, 2019, October 23, 2019, January 31, 2020, and September 4, 2020 and accompanying Affidavit of Kevin Dusseldorp dated June 30, 2021;
- 18. The merits record in File No. 2019-39, if necessary.

**DATED** this 30th day of June, 2021

**ONTARIO SECURITIES COMMISSION**  
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**Staff of the Enforcement Branch**