

ONTARIO SECURITIES COMMISSION

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**DANIEL ST-JEAN, 7120761 CANADA INC., 8795436 CANADA INC., and AETOS
GREEN ENERGY DSJ INC.**

File No. 2024-13

MOTION OF THE ONTARIO SECURITIES COMMISSION

(For the Extension of a Temporary Order Under Subsections 127(1) and 127(8)
of the *Securities Act*, RSO 1990 c S.5)

A. ORDER SOUGHT

The moving party, the Ontario Securities Commission (the **Commission**) requests with notice, that the Capital Markets Tribunal of Ontario (the **Tribunal**) make the following orders:

1. An order extending the temporary order of the Commission (**Temporary Order**) dated July 29, 2024, made with respect to Daniel St-Jean (**St-Jean**), 7120761 Canada Inc.¹ (**712**), 8795436 Canada Inc. (**879**), and AETOS Green Energy DSJ Inc. (**AETOS**) until the conclusion of enforcement proceeding file no. 2025-15, including the Tribunal's release of its decision on sanctions and costs, if any;
2. An order abridging the time required for service and filing of the Commission's motion and motion record, pursuant to Rules 3, 16(4), and 21(1) of the *Capital Market Tribunal Rules of Procedure* (the **Rules**), if necessary;
3. An order that this motion be heard in writing pursuant to Rule 9(6);
4. Such other order as the Tribunal considers appropriate in the public interest.

¹ As explained below, the correct corporate name for 712 is 7120761 Canada Inc.

B. GROUND

The grounds for the request are:

The Investigation

1. An investigation was conducted into St-Jean, AETOS, 712, and 879;
2. In preparation for the filing of an Application for Enforcement Proceeding (**AEP**) in this matter, it was discovered that, due to a transposing error, 712 was incorrectly identified as 7120671 Canada Inc. in the Commission's application materials for the initial Temporary Order and therefore in the initial Temporary Order. The Commission did not detect this error in its subsequent motions to extend the Temporary Order. The correct corporate name is 7120761 Canada Inc. A Canada Federal Corporation name search was conducted and revealed that there are no federally incorporated companies with the name 7120671 Canada Inc.
3. On September 4, 2025, the Tribunal issued an Application for Enforcement Proceeding naming St-Jean, AETOS, 712 and 879 as Respondents. The allegations include:
 - (a) St-Jean and AETOS directly or indirectly engaged in or participated in acts, practices or courses of conduct relating to securities that they each knew or reasonably ought to have known perpetrated a fraud on persons or companies, contrary to subsection 126.1(1)(b) of the Act;
 - (b) St-Jean, AETOS, 712 and 879 engaged in distributions of securities without filing a preliminary prospectus or prospectus and without an applicable exemption from the prospectus requirement, contrary to subsection 53(1) of the Act;
 - (c) St-Jean disclosed information about: i) a summons issued pursuant to s. 13 of the Act; and ii) St-Jean's examinations under s. 13 of the Act, contrary to subsection 16(1)(b) of the Act;
 - (d) St-Jean and AETOS engaged in, and held themselves out as engaging in, the business of trading in Hantsport Agreements, without the necessary registration or

an applicable exemption from the registration requirement, contrary to subsection 25(1) of the Act; and

- (e) As a director and/or officer of AETOS, 712 and 879, St-Jean, authorized, permitted, or acquiesced in the Corporate Respondents' breaches of Ontario securities law and, pursuant to section 129.2 of the Act, is deemed to have also not complied with Ontario securities law.

The Temporary Order and the Extensions

4. On July 29, 2024, the Commission issued the Temporary Order;
5. The Temporary Order provided that:
 - (a) all trading in securities of 712, 879, and AETOS shall cease;
 - (b) trading in any securities by St-Jean, 712, 879, AETOS, or by any person on their behalf, including but not limited to any act, advertisement, solicitation, conduct or negotiation, directly or indirectly in furtherance of a trade, shall cease;
 - (c) any exemptions contained in Ontario securities law do not apply to St-Jean, 712, 879, or AETOS; and
 - (d) the Temporary Order shall take effect immediately and expire on the 15th day after its making unless extended by order of the Tribunal.
6. On August 9, 2024, a Panel of the Tribunal extended the Temporary Order until March 28, 2025;
7. On March 13, 2025, a Panel of the Tribunal further extended the Temporary Order until the earlier of: 1) 20 days after the issuance of an Application for Enforcement Proceeding naming any of St-Jean, AETOS, 712 Canada, and 879 Canada as a respondent, or 2) 6 months after the issuance of this Order;

8. The Temporary Order will expire on September 13, 2025;
9. The order sought by the Commission is necessary to protect investors from serious and ongoing harm and is in the public interest;
10. Subsections 127(1) and 127(8) of the Act;
11. Rules 3, 9(6), 16(4), 21(1); and
12. Such further grounds as counsel may advise and as the Tribunal may permit.

C. EVIDENCE

The applicant intends to rely on the following evidence at the hearing:

1. The Commission's Application for Enforcement Proceeding, issued on September 4, 2025;
2. The materials filed with the Tribunal previously in connection with this proceeding;
3. The supplemental affidavit of Andrew Gordon, to be filed; and
4. Such further evidence as counsel may advise and the Tribunal may permit.

Date: September 4, 2025

ONTARIO SECURITIES COMMISSION

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