

**IN THE MATTER OF THE SECURITIES ACT,  
R.S.O. 1990, c. S.5, AS AMENDED**

**- and -**

**IN THE MATTER OF ALLAN EIZENGA,  
RICHARD JULES FANGEAT, MICHAEL HERSEY,  
LUKE JOHN MCGEE and ROBERT LOUIS RIZZUTO**

**NOTICE OF HEARING  
(Section 127)**

**TAKE NOTICE** that the Ontario Securities Commission (the “Commission”) will hold a hearing pursuant to section 127 of the *Securities Act*, R.S.O. 1990, c. S.5, as amended (the “Act”) at the offices of the Commission, Hearing Room, 17<sup>th</sup> floor, 20 Queen Street West, Toronto, on May 26, 2004, at 11:30 a.m., or as soon thereafter as the hearing can be held;

**AND TAKE NOTICE** that the purpose of the hearing will be for the Commission to consider whether to approve the proposed settlement of the proceeding entered into between Staff of the Commission and Michael Hersey;

**BY REASON OF** the allegations set out in the Amended Statement of Allegations of Staff of the Commission and such additional allegations as counsel may advise and the Commission may permit;

**AND TAKE FURTHER NOTICE** that any party to the proceeding may be represented by counsel if that party attends or submits evidence at the hearing;

**AND TAKE FURTHER NOTICE** that upon failure of any party to attend at the hearing, the hearing may proceed in the absence of that party and such party is not entitled to any further notice of the proceeding.

Dated at Toronto this 21<sup>st</sup> day of May, 2004

“Rose Gomme”

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Rose Gomme  
A/Secretary  
Ontario Securities Commission