

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

**AND**

**EUGENE N. MELNYK, ROGER D. ROWAN, WATT CARMICHAEL INC.,  
HARRY J. CARMICHAEL AND G. MICHAEL McKENNEY**

**NOTICE OF HEARING**

**TAKE NOTICE** that the Ontario Securities Commission (the “Commission”) will hold a hearing pursuant to section 127 of the *Securities Act* at the Commission’s offices on the 17th floor, 20 Queen Street West, Toronto, Ontario, commencing on Friday, May 18, 2007 at 2:30 p.m. or as soon thereafter as the hearing can be held.

**AND TAKE NOTICE THAT** the purpose of the hearing is for the Commission to consider whether it is in the public interest to approve the settlement of the proceeding entered into between Staff of the Commission and the Respondent Eugene N. Melnyk;

**BY REASON OF** the allegations set out in the Statement of Allegations dated July 28, 2006 in this matter 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 time and place aforesaid, 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 17th day of May, 2007.

“John Stevenson”  
John Stevenson  
Secretary to the Commission

**TO:**           **Mr. Eugene Melnyk**  
                  c/o Kent Thomson  
                  Davies Ward Phillips & Vineberg LLP  
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