



Ontario
Securities
Commission

Commission des
valeurs mobilières
de l'Ontario

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20, rue queen ouest
Toronto ON M5H 3S8

File No.: 2017-79

**IN THE MATTER OF
MONEY GATE MORTGAGE INVESTMENT CORPORATION,
MONEY GATE CORP., MORTEZA KATEBIAN, and PAYAM KATEBIAN**

**MOTION
OF STAFF OF THE ONTARIO SECURITIES COMMISSION
(Amendment of Statement of Allegations)**

A. ORDER SOUGHT

The Moving Party, Staff of the Ontario Securities Commission (“**Staff**”), requests that the Ontario Securities Commission (the “**Commission**”) make the following orders:

1. an order amending the Statement of Allegations in the form attached as **Schedule “A”**;
2. such further orders as the Commission considers appropriate.

B. GROUNDS

The grounds for the request are:

1. Staff wish to bring new allegations against the Respondents primarily based on recently uncovered evidence that Morteza Katebian and/or Payam Katebian have diverted funds from Money Gate Mortgage Investment Corporation to their personal benefit.
2. The new allegations involve the same Respondents, arise from the same factual circumstances as the current allegations and should be heard together with the current allegations.

3. Staff have disclosed to the Respondents the relevant documents in their possession connected to these new allegations.
4. The proposed amendments will not be unfairly prejudicial to the Respondents.
5. Staff relies upon the following rules and statutory provisions:
 - (a) Rule 18 of the Rules of Procedure.
6. Such further and other grounds as Staff may advise and the Commission may permit.

C. EVIDENCE

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

1. The proposed Amended Statement of Allegations attached as Schedule “A”;
2. such further and other materials as counsel may advise and the Commission may permit.

DATED this 26th day of October, 2018.

Staff of the Enforcement Branch
Ontario Securities Commission
20 Queen Street West, Suite 2200
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