

Smith, Re

Reference: Section

In the Matter of the Securities Act R.S.O. 1990, c. S.5, as amended and In the Matter of Nelson Charles Smith Citation: 25 O.S.C.B. 1102

Court: Ontario Securities Commission

Judge: Howard Wetston, M T McLeod, Derek Brown

Date: December 19, 2001

Year: 2001

WHEREAS on December 17, 2001, the Ontario Securities Commission (the "Commission") issued a Notice of Hearing pursuant to sections 127(1) and 127.1 of the Securities Act, R.S.O. 1990 c. S.5, as amended (the "Act") in respect of Nelson Charles Smith ("Smith");

AND WHEREAS Smith entered into a settlement agreement dated December 17, 2001 (the "Settlement Agreement") in which he agreed to a proposed settlement of the proceeding, subject to the approval of the Commission;

AND UPON reviewing the Settlement Agreement and the Statement of Allegations of Staff of the Commission ("Staff"), and upon hearing submissions from counsel for Smith and from Staff;

AND WHEREAS the Commission is of the opinion that it is in the public interest to make this Order;

IT IS HEREBY ORDERED THAT:

1. the Settlement Agreement dated December 17, 2001, attached to this Order, is hereby approved;
2. pursuant to subsection 127(1)(6) of the Act, Smith is hereby reprimanded; and
3. pursuant to subsection 127.1(2)(b) of the Act, at the time of approval of this Settlement, Smith is ordered to pay \$5,000 to the Commission in respect of a portion of the Commission's costs with respect to this matter.