

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

- AND -

**IN THE MATTER OF
BENJAMIN EMILE POIRIER**

**ORDER
(Sections 127)**

WHEREAS on October 13, 1999 the Ontario Securities Commission (the "Commission") issued a Notice of Hearing pursuant to section 127 of the *Securities Act* (the "Act") in respect of Benjamin Emile Poirier ("Poirier");

AND WHEREAS Poirier entered into a settlement agreement dated January 21, 2003 (the "Settlement Agreement") wherein he agreed to a proposed settlement of the proceeding, subject to the approval of the Commission, and wherein he provided to the Commission a written undertaking never to apply for registration in any capacity under Ontario securities law;

AND UPON reviewing the Settlement Agreement and the Statement of Allegations of Staff of the Commission, and upon hearing submissions from the respondent and from Staff of the Commission;

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

IT IS ORDERED THAT:

- (1) the Settlement Agreement dated January 21, 2003, attached to this Order, is hereby approved;

- (2) pursuant to clause 2 of subsection 127(1) of the Act, Poirier will cease trading securities for a period of ten years effective the date of this Order, with the exception that after one year from the date of this Order, Poirier is permitted to purchase or sell securities which are beneficially owned by him in his personal accounts in his name; and
- (3) pursuant to clause 6 of subsection 127(1) of the Act, Poirier is reprimanded.

DATED at Toronto this 28th day of January, 2003

"Robert L. Shirriff, Q.C."

Robert L. Shirriff

"M. Theresa McLeod"

M. Theresa McLeod

"Robert W. Davis"

Robert W. Davis