



Ontario  
Securities  
Commission

Commission des  
valeurs mobilières  
de l'Ontario

P.O. Box 55, 19<sup>th</sup> Floor  
20 Queen Street West  
Toronto ON M5H 3S8

CP 55, 19<sup>e</sup> étage  
20, rue queen ouest  
Toronto ON M5H 3S8

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Website: [www.osc.gov.on.ca](http://www.osc.gov.on.ca)

**IN THE MATTER OF THE *SECURITIES ACT*,  
R.S.O. 1990, c. S.5, as amended**

- and -

**IN THE MATTER OF BIOVAIL CORPORATION, EUGENE N. MELNYK,  
BRIAN H. CROMBIE, JOHN R. MISZUK and KENNETH G. HOWLING**

**ORDER  
(Sections 127 and 127.1)**

**WHEREAS** on March 24, 2008 the Ontario Securities Commission (the "Commission") issued a Notice of Hearing and related Statement of Allegations (the "Notice of Hearing") against Biovail Corporation ("Biovail"), Eugene N. Melnyk ("Melnyk"), Brian H. Crombie ("Crombie"), John R. Miszuk ("Miszuk") and Kenneth G. Howling ("Howling");

**AND WHEREAS** the Commission has approved settlement agreements reached with Biovail, Miszuk, Howling and Crombie;

**AND WHEREAS** Staff of the Commission and Melnyk have requested that the hearing on the merits in this matter be adjourned to begin on Wednesday, March 4, 2009;

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

**IT IS HEREBY ORDERED** that the hearing in this matter be adjourned to commence on Wednesday, March 4, 2009 at 10:00 a.m.

Dated at Toronto this 17<sup>th</sup> day of February, 2009.

*"James E. A. Turner"*

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James E. A. Turner