Commission des valeurs mobilières sion de l'Ontario

P.O. Box 55, 19<sup>th</sup> Floor 20 Queen Street West Toronto ON M5H 3S8 CP 55, 19e étage 20, rue queen ouest Toronto ON M5H 3S8

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

- AND -

## IN THE MATTER OF ANTHONY IANNO AND SAVERIO MANZO

- AND -

# IN THE MATTER OF SETTLEMENT AGREEMENT BETWEEN STAFF OF THE ONTARIO SECURITIES COMMISSION AND ANTHONY IANNO

#### **ORDER**

**WHEREAS** on March 8, 2010 the Ontario Securities Commission (the "Commission") issued a Notice of Hearing and Statement of Allegations in this matter pursuant to sections 127 and 127.1 of the *Securities Act*, R.S.O. 1990, c S-5, as amended;

**AND WHEREAS** the Respondent Anthony Ianno ("Ianno") entered into a Settlement Agreement with Staff of the Commission dated August 31, 2011 in relation to the matters set out in the Statement of Allegations (the "Settlement Agreement");

**AND WHEREAS** the Commission issued a Notice of Hearing on August 31, 2011 announcing that it proposed to consider the Settlement Agreement;

**UPON** reviewing the Settlement Agreement, the Notice of Hearing and the Statement of Allegations, and upon hearing submissions from counsel for Staff of the Commission and counsel for Ianno;

**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 is approved.
- 2. Trading in any securities by Ianno shall cease for a period of 5 years commencing on the date of this Order.
- 3. Acquisition of any securities by Ianno is prohibited for a period of 5 years commencing on the date of this Order.
- 4. Any exemptions contained in Ontario securities law do not apply to Ianno for a period of 5 years commencing on the date of this Order.
- 5. Paragraphs 2, 3 and 4 are subject to the exception that Ianno is permitted to trade through any registered retirement savings account and/or a registered retirement income fund (as defined in the *Income Tax Act (Canada)*) in which Ianno has sole legal and beneficial ownership provided that:
  - (a) the securities traded are listed and posted for trading on the

    Toronto Stock Exchange or the New York Stock Exchange (or
    their successor exchanges) or are issued by a mutual fund which is
    a reporting issuer;
  - (b) Ianno does not own legally or beneficially (in the aggregate, together or with others) more than one percent of the outstanding securities of the class or series of the class in question; and
  - (c) Ianno carries out any trading through a registered dealer (which dealer must be given a copy of this Order) and through accounts opened in Ianno's name only.
  - 6. Paragraphs 2, 3 and 4 are subject to the further exception that Ianno is permitted to sell all securities which he holds as of the date of this Order, in any registered or non-registered account in Ianno's name held with a registered dealer.

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7. Ianno is reprimanded.

8. Ianno is prohibited from becoming or acting as a director or officer of a reporting

issuer for a period of 5 years from the date of this Order.

9. Ianno is prohibited from becoming or acting as a promoter for a period of 5 years

from the date of this Order.

10. Subject to the terms of the Settlement Agreement, Ianno agrees to make a voluntary

payment of \$50,000 to the Commission for the benefit of third parties, and a payment

of \$50,000 to the Commission representing a partial repayment of the costs of the

investigation of this matter.

11. In the event that the payments set out in paragraph 10 are not made in full, the

provisions of paragraphs 2 through 9 shall continue in force until such payments are

made in full, without any limitation as to the time period.

**DATED** at Toronto this 2nd day of September, 2011.

"James Turner"