



Ontario  
Securities  
Commission

Commission des  
valeurs mobilières  
de l'Ontario

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

**- and -**

**IN THE MATTER OF  
FREDERICK JOHNATHON NIELSEN, previously known as  
FREDERICK JOHN GILLILAND**

**ORDER  
(Section 127)**

**WHEREAS** on November 23, 2012, the Ontario Securities Commission (the “Commission”) issued a Notice of Hearing pursuant to sections 127(1) and 127(10) of the *Securities Act*, R.S.O. 1990, c. S.5, as amended (the “Act”) in respect of Frederick Johnathon Nielsen, previously known as Frederick John Gilliland (“Nielsen”);

**AND WHEREAS** on November 22, 2012, Staff of the Commission (“Staff”) filed a Statement of Allegations in respect of the same matter;

**AND WHEREAS** on December 14, 2012, the Commission heard an application by Staff to convert the matter to a written hearing, in accordance with Rule 11.5 of Commission’s *Rules of Procedure* (2012), 35 OSCB 10071, and section 5.1(2) of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22, as amended;

**AND WHEREAS** Nielsen did not appear, although properly served;

**AND WHEREAS** Nielsen entered into a settlement agreement with the British Columbia Securities Commission dated March 25, 2011 (“Settlement Agreement”);

**AND WHEREAS** in the Settlement Agreement, Nielsen consented to any securities regulator in Canada relying on the facts admitted in his Settlement Agreement for the purpose of making a similar order;

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

**IT IS HEREBY ORDERED THAT:**

- (a) Staff's application to proceed by way of written hearing is granted;
- (b) Staff's material in respect of the hearing shall be served and filed no later than December 17, 2012; and
- (c) Nielsen's responding materials, if any, shall be served and filed no later than January 15, 2013.

**DATED** at Toronto this 14<sup>th</sup> day of December, 2012.

*"James E. A. Turner"*

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James E. A. Turner