



Ontario  
Securities  
Commission

Commission des  
valeurs mobilières  
de l'Ontario

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**IN THE MATTER OF THE *COMMODITY FUTURES ACT*  
R.S.O. 1990, c. C.20, AS AMENDED**

**- AND -**

**IN THE MATTER OF FAWAD UL HAQ KHAN and  
KHAN TRADING ASSOCIATES INC. carrying on business as MONEY PLUS**

**ORDER**

**(Rule 6.7 of the Commission's *Rules of Procedure* (2012), 35 O.S.C.B. 10071)**

**WHEREAS** on December 20, 2012, the Ontario Securities Commission (the "Commission") issued a Notice of Hearing, pursuant to sections 60 and 60.1 of the *Commodity Futures Act*, R.S.O. 1990, c. C.20, as amended, in relation to a Statement of Allegations filed on December 19, 2012, in respect of Fawad Ul Haq Khan ("Khan") and Khan Trading Associates Inc. carrying on business as Money Plus (collectively, the "Respondents");

**AND WHEREAS** on February 5, 2013, Staff of the Commission ("Staff") and the Respondents attended before the Commission and agreed to attend a confidential pre-hearing conference on April 23, 2013;

**AND WHEREAS** on February 5, 2013, the Commission ordered that this matter be adjourned to a confidential pre-hearing conference on April 23, 2013 at 3:30 p.m.;

**AND WHEREAS** on April 26, 2013, the Commission issued a Notice of Hearing providing notice that the Commission would hold a hearing on June 24, 2013 to hear a motion application by the Respondents and the Commission would hold a further hearing on August 14, 2013 to hear a motion application by the Respondents;

**AND WHEREAS** on June 24, 2013, Staff attended the hearing in person, the Respondents attended the hearing via teleconference and the parties made submissions regarding the Respondents' request to have Staff's electronic disclosure provided in printed form;

**AND WHEREAS** on June 24, 2013, the Commission ordered that:

1. Staff shall provide one full hard copy of its disclosure documents to the Respondents by July 10, 2013; and
2. Khan shall be responsible to make arrangements to pick up the disclosure documents from Staff on the day they become available;

**AND WHEREAS** on August 14, 2013, Staff and the Respondents attended a hearing before the Commission, the parties made submissions regarding the Respondents' motion with respect to witnesses (the "Witness Motion") and the Panel reserved its decision on the Witness Motion;

**AND WHEREAS** on August 27, 2013, Staff and the Respondents confirmed their availability to attend a confidential pre-hearing conference on October 1, 2013 at 11:30 a.m.;

**AND WHEREAS** on August 29, 2013, the Commission ordered that a confidential pre-hearing conference shall take place on October 1, 2013 at 11:30 a.m.;

**AND WHEREAS** on September 25, 2013, at the request of the Commission, Staff and the Respondents confirmed their availability to attend a confidential pre-hearing conference on October 30, 2013 at 11:30 a.m.;

**AND WHEREAS** on September 27, 2013, the Commission ordered that the confidential pre-hearing conference scheduled to take place on October 1, 2013 be adjourned to October 30, 2013 at 11:30 a.m.;

**AND WHEREAS** on October 23, 2013, the Panel delivered its Reasons for Decision on the Witness Motion;

**AND WHEREAS** on October 30, 2013, Staff and the Respondents attended before the Commission and made submissions;

**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. a motion requested by the Respondents will be heard on December 16, 2013 at 11:00 a.m., and in accordance with Rule 3.2 of the Commission's *Rules of Procedure* (2012), 35 O.S.C.B. 10071 (the "*Rules of Procedure*"), the Respondents shall serve

- and file a motion record, including any affidavits to be relied upon, by December 6, 2013 at 4:30 p.m.;
2. any expert report to be relied on by the Respondents shall be served to Staff by March 6, 2014 at 4:30 p.m., in accordance with Rule 4.6 of the *Rules of Procedure*;
  3. a further confidential pre-hearing conference shall take place on February 3, 2014 at 10:00 a.m.; and
  4. the hearing on the merits shall commence on May 5, 2014 and shall continue until June 12, 2014, save and except for May 6, 19 and 20 and June 3, 2014.

**DATED** at Toronto this 30<sup>th</sup> day of October, 2013.

*“Mary Condon”*

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Mary G. Condon