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, 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 -

BOREALIS INTERNATIONAL INC., SYNERGY GROUP (2000) INC., INTEGRATED BUSINESS CONCEPTS INC., CANAVISTA CORPORATE SERVICES INC., CANAVISTA FINANCIAL CENTER INC., SHANE SMITH, ANDREW LLOYD, PAUL LLOYD, VINCE VILLANTI, LARRY HALIDAY, JEAN BREAU, JOY STATHAM, DAVID PRENTICE, LEN ZIELKE, JOHN STEPHAN, RAY MURPHY, ALEXANDER POOLE, DEREK GRIGOR, EARL SWITENKY, MICHELLE DICKERSON, DEREK DUPONT, BARTOSZ EKIERT, ROSS MACFARLANE, BRIAN NERDAHL, HUGO PITTOORS and LARRY TRAVIS

## ORDER (Rule 1.5.3 of the Ontario Securities Commission Rules of Procedure (2009), 32 O.S.C.B. 10)

WHEREAS on November 15, 2007, the Ontario Securities Commission (the "Commission") made an order pursuant to sections 127(1) and (5) of the *Securities Act*, R.S.O. 1990, c. S.5., as amended, in respect of Borealis International Inc. ("Borealis"), Synergy Group (2000) Inc. ("Synergy"), Integrated Business Concepts Inc. ("IBC"), Canavista Corporate Services Inc. ("Canavista Corporate"), Canavista Financial Center Inc. ("Canavista Financial"), Shane Smith ("Smith"), Andrew Lloyd, Paul Lloyd, Vince Villanti ("Villanti"), Larry Haliday ("Haliday"), Jean Breau ("Breau"), Joy Statham ("Statham"), David Prentice ("Prentice"), Len Zielke ("Zielke"), John Stephan ("Stephan"), Ray Murphy ("Murphy"), Derek Grigor ("Grigor"), Earl Switenky ("Switenky") and Alexander Poole ("Poole") (the "Original Respondents") that all

trading in securities by and of the Original Respondents, with the exception of Poole, cease, and that any exemptions contained in Ontario securities law do not apply to the Original Respondents, with the exception of Poole (the "Temporary Order");

**AND WHEREAS** the Temporary Order also provided that pursuant to clause 1 of section 127(1), the following terms and conditions were imposed on Poole's registration: Poole shall be subject to monthly supervision by his sponsoring firm which, commencing November 30, 2007, will submit monthly supervision reports to the Commission (attention: Manager, Registrant Regulation) in a form specified by the Manager, Registrant Regulation, reporting details of Poole's sales activities and dealings with clients;

**AND WHEREAS** on November 15, 2007, the Commission issued a Notice of Hearing and Statement of Allegations in this matter;

**AND WHEREAS** on November 28, 2007, the Commission ordered that the Temporary Order be continued in respect of the Original Respondents, except Borealis, Synergy, IBC, Canavista Financial, Smith, Villanti, Haliday, Breau, Paul Lloyd, Zielke, Grigor and Switenky, until May 27, 2008;

**AND WHEREAS** on November 28, 2007, the Commission ordered that in respect of Borealis, Synergy, IBC, Canavista Financial, Smith, Villanti, Haliday, Breau, Paul Lloyd, Zielke, Grigor and Switenky, the Temporary Order be continued until January 11, 2008;

**AND WHEREAS** on January 11, 2008, the Commission ordered that in respect of the Original Respondents, the Temporary Order be continued until May 27, 2008;

**AND WHEREAS** on May 22, 2008, the Commission issued an Amended Notice of Hearing and an Amended Statement of Allegations by which, *inter alia*, the following individuals were added as respondents: Michelle Dickerson ("Dickerson"), Derek Dupont ("Dupont"), Bartosz Ekiert ("Ekiert"), Ross Macfarlane ("Macfarlane"), Brian Nerdahl ("Nerdahl"), Hugo Pittoors ("Pitoors"), and Larry Travis ("Travis") (collectively the "New Respondents");

**AND WHEREAS** on May 27, 2008, the Commission ordered that all trading in securities by Dickerson, Dupont, Ekiert, Macfarlane, Nerdahl, Pittoors and Travis cease and that any exemptions contained in Ontario securities law not apply to them and that the Order be continued until June 18, 2008 or until further order of the Commission;

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**AND WHEREAS** on May 27, 2008, the Commission ordered that in respect of the Original

Respondents, including Poole, the Temporary Order be continued until June 18, 2008;

**AND WHEREAS** on June 17, 2008, the Commission ordered, amongst other things, that

the hearing on the merits shall commence on May 4, 2009 and that the Temporary Order shall be

continued until the completion of the hearing on the merits or until further order of the

Commission;

AND WHEREAS Staff of the Commission ("Staff") has been unable to effect service or

had difficulty effecting service on Zielke, as detailed in the Affidavit of Lee Crann, dated March

25, 2009 (the "Crann Affidavit");

AND WHEREAS on March 27, 2009, a pre-hearing conference was held before the

Commission;

AND UPON HEARING the submissions of Staff at the pre-hearing conference on

March 27, 2009, Zielke not appearing;

**AND UPON REVIEWING** the Crann Affidavit;

**AND WHEREAS** the Commission is of the opinion that it is in the public interest to

make this order;

IT IS ORDERED THAT:

1. Staff shall not be required to serve nor otherwise notify the Respondent Zielke of any

further steps in this proceeding.

**DATED** at Toronto this 27<sup>th</sup> day of March, 2009.

"Paul K. Bates"

Paul K. Bates