

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

## **O R D E R** (Section 127(1))

WHEREAS on November 15, 2007, the Ontario Securities Commission (the "Commission") made an order pursuant to subsections 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 subsection 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 ("Pittoors"), 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;

**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 that the hearing on the merits commence on May 4, 2009 and that the Temporary Order be continued until the completion of the hearing on the merits or until further order of the Commission;

**AND WHEREAS** on March 27, 2009, following a pre-hearing conference, the Commission ordered that Staff shall not be required to serve or otherwise notify Zielke of any further steps in this proceeding;

**AND WHEREAS** on April 8, 2009, the Commission ordered that the hearing on the merits commence on May 26, 2009 and that the Temporary Order be continued until the completion of the hearing on the merits or until further order of the Commission;

**AND WHEREAS**, following an appearance held on May 11, 2009, the Commission issued a Notice on May 19, 2009 that the hearing on the merits commence on October 20, 2009;

**AND WHEREAS** on September 29, 2009, the Commission ordered that the hearing on the merits commence on January 18, 2010;

**AND WHEREAS** a hearing on the merits was held between January 19, 2010 and February 5, 2010;

AND UPON HEARING submissions of Staff of the Commission; counsel to Borealis, IBC, Villanti, and Haliday; and counsel to Synergy, Canavista Corporate, Smith, Prentice,

Andrew Lloyd, and Breau on February 5, 2010, no one appearing for the remaining Original Respondents and New Respondents;

**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 Temporary Order is continued until a decision on the merits and, if necessary, in respect of sanctions is / are released or until further order of the Commission.

**DATED** at Toronto this 26<sup>th</sup> day of February, 2010.

"Patrick J. LeSage"

"Paulette L. Kennedy"

Patrick J. LeSage

Paulette L. Kennedy