

Ontario Securities Commission 3S8 Commission des valeurs mobilières de l'Ontario

P.O. Box 55, 22<sup>th</sup> Floor 20 Queen Street West Toronto ON M5H 3S8 CP 55, 22e étage 20, rue queen ouest Toronto ON M5H

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

## -AND-

## IN THE MATTER OF HOLLINGER INC., CONRAD M. BLACK, JOHN A. BOULTBEE AND PETER Y. ATKINSON

## NOTICE OF WITHDRAWAL HOLLINGER INC.

WHEREAS on March 18, 2005 the Ontario Securities Commission (the "Commission") issued a Notice of Hearing pursuant to sections 127 and 127.1 of the Securities Act, R.S.O. 1990, c. s.5, as amended (the "Act") accompanied by a Statement of Allegations (the "Proceeding") issued by Staff of the Commission ("Staff") with respect to Hollinger Inc. ("Hollinger"), Conrad M. Black, F. David Radler ("Radler"), John A. Boultbee and Peter Y. Atkinson (collectively, the "Respondents");

**AND WHEREAS** the Respondents brought a series of motions and requests to adjourn the Proceeding (the "Adjournment Requests") pending the outcome of certain proceedings in the United States which are described further below (the "U.S. Proceedings");

**AND WHEREAS** the Respondents tendered undertakings to the Commission in support of the Adjournment Requests which were attached to the Orders of the Commission dated March 30, 2006 and April 4, 2007 (the "Current Undertakings");

**AND WHEREAS** by Order dated October 7, 2009 the Commission adjourned the hearing of the Proceeding *sine die* pending the outcome of the U.S. Proceedings;

**AND WHEREAS** on November 14, 2012 Staff withdrew its Statement of Allegations against Radler pursuant to a Settlement Agreement, and the Commission approved an Order resolving the Proceeding as against Radler;

- **AND WHEREAS** Hollinger was granted protection from its creditors pursuant to the *Companies' Creditor Arrangements Act* in Ontario on August 1, 2007 and remains subject to such protection;
- **AND WHEREAS** the securities of Hollinger are subject to a cease trade order issued by the Commission on July 23, 2008;
- **AND WHEREAS** Hollinger's common shares and Series II preference shares were delisted from the Toronto Stock Exchange on August 22, 2008;
- **TAKE NOTICE** that Staff of the Commission withdraw the allegations contained in the Proceeding as against Hollinger.

Dated at Toronto this 12th day of July, 2013