

IN THE MATTER OF: *THE SECURITIES ACT*

-and-

IN THE MATTER OF: GARY PETER PERCH

**NOTICE OF DISCONTINUANCE**

**TAKE NOTICE THAT:**

(A) On June 22, 2006, The Manitoba Securities Commission ("Commission") issued a Notice of Hearing ("Notice of Hearing") giving notice of its intention to hold a hearing ("Proceedings") to consider whether or not it was in the public interest to make orders against the respondent Gary Peter Perch ("PERCH") including orders of Financial Loss Compensation pursuant to *The Securities Act* ("Act").

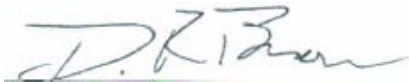
(B) Some time prior to the Proceedings having been commenced, PERCH had filed for bankruptcy.

(C) On August 30, 2006, the Commission issued a Notice advising of an adjournment of the Proceedings to a later date to be announced, pending the outcome of another matter regarding a respondent other than PERCH proceeding to the Court of Queen's Bench to address the impact of bankruptcy upon Financial Loss Compensation claims. On March 17, 1999, a decision was rendered by the court in the other matter.

(D) In addition, a prosecution by the Commission in the Provincial Court of Manitoba against PERCH was concluded on April 28, 2006. The Enforcement Summary for the prosecution may be found at: [http://www.msc.gov.mb.ca/legal\\_docs/investigation/reasons/perch.html](http://www.msc.gov.mb.ca/legal_docs/investigation/reasons/perch.html).

(E) In consideration of all of the foregoing, Staff of the Commission are discontinuing the Proceedings against PERCH.

DATED at Winnipeg, Manitoba on January 17, 2011.



Director, Legal and Enforcement