

THE SECURITIES ACT

)

Order No. 3719

)

Section 19(5)

)

April 10, 2002

**DANIEL LEAR also known as
SIR DANIEL KINGSLEY LEAR**

WHEREAS:

(A) A hearing ("Hearing") was held by The Manitoba Securities Commission ("Commission") in the matter of Daniel Lear also known as Sir Daniel Kingsley Lear ("Lear") on April 10, 2002 pursuant to a Notice of Hearing and Statement of Allegations of Staff, both dated January 28, 2002, to consider:

(i) whether or not it is in the public interest to order, pursuant to subsection 19(5) of The Securities Act (the "Act"), that:

(a) subsections 19(1) and 19(3) of the Act do not, with respect to such of the trades referred to in those sections, apply to Lear;

(b) subsection 19(2) of the Act does not, with respect to such of the securities referred to in that section, apply to Lear;

(ii) whether or not it is in the public interest to order that the respondent pay the costs of and incidental to the hearing;

(iii) such further and other matters and the making of such further and other orders as the Commission may deem appropriate;

(B) After reading the Notice of Hearing and Statement of Allegations of Staff and noting service having been effected upon Lear as confirmed by the Certificate of Service by Sheriff dated January 29, 2002, Lear having failed to appear at the hearing, and upon reviewing the evidence and submissions of staff, in the opinion of the Commission it is in the public interest to make this order;

IT IS ORDERED:

1. **THAT**, pursuant to subsection 19(5) of the Act,

(a) subsections 19(1) and 19(3) of the Act do not, with respect to such of the trades referred to in those subsections, apply to Lear; and

(b) subsection 19(2) of the Act does not, with respect to such securities referred to in that subsection, apply to Lear;

permanently for life.

2. THAT Lear pay to the Commission a contribution towards the costs of and incidental to the Hearing in the amount of \$1,000.00.

BY ORDER OF THE COMMISSION

Deputy Director, Legal