THE SECURITIES ACT	)	Order No. <u>6097</u>
	)	
Section 148, 19(5) and 148.3	)	March 31, 2010

# **AMENDED AND RESTATED**

## **RAJEEV THAKUR**

#### WHEREAS:

- (A) On May 15, 2009, the Ontario Securities Commission ("OSC") entered into a settlement ("Settlement") with Rajeev Thakur ("THAKUR") resulting in an Order of the OSC dated May 15, 2009 ("OSC Order");
- **(B)** As part of the Settlement, for the purposes of any other regulatory proceeding commenced by a securities regulatory authority, THAKUR agreed with the facts set out in Part III of the Settlement and undertook to consent to a regulatory order made by any provincial securities regulatory authority in Canada as described in paragraph 26 of the Settlement;
- **(C)** On February 22, 2010, The Manitoba Securities Commission issued a Notice of Hearing ("Notice") giving notice of its intention to hold a hearing pursuant to section 148.4 of *The Securities Act*, R.S.M. 1988, c. S50 as amended ("Act") to consider whether or not it was in the public interest to grant orders with respect to THAKUR;
- **(D)** On March 31, 2010, the hearing proceeded before a panel of the Commission;
- **(E)** Upon reviewing the documentary evidence and hearing the submissions of counsel for staff of the Commission, no one appearing for the respondent, and upon reviewing the Affidavit of Service, filed, and being satisfied as to service upon the respondent, the Commission is of the opinion that it is in the public interest to make this order.

## IT IS ORDERED:

1. THAT, pursuant to section 148 of the Act, THAKUR cease trading in securities permanently, except that THAKUR is permitted to trade only in mutual fund securities in one account on his own behalf through a registered dealer to whom he must provide a copy of this order at the time he opens or modifies this account and trade only in mutual fund securities in one

account on behalf of his registered retirement savings plan through a registered dealer to whom he must provide a copy of this order at the time he opens or modifies this account.

- **2. THAT,** pursuant to subsection 19(5) of the Act, subsection 19(1) of the Act, with respect to such of the trades referred to in that subsection, and subsection 19(2) of the Act, with respect to such of the securities referred to in that subsection, do not apply to THAKUR permanently, except that he is permitted to trade mutual funds through a registered dealer as specified in paragraph 1 above.
- **3. THAT,** pursuant to section 148.3 of the Act, THAKUR resign any positions he may hold as a director or officer of any issuer and be permanently prohibited from becoming or acting as a director or officer of any registrant or issuer.

$D_{I}$			COMMISSION
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Director, Legal and Enforcement

IN THE MATTER OF: THE SECURITIES ACT

-and-

IN THE MATTER OF: RAJEEV THAKUR

## **Notice**

**TAKE NOTICE THAT** on March 31, 2010 The Manitoba Securities Commission ("MSC") issued an order in this matter bearing the number 6053. Number 6053 was assigned in error, having previously been assigned to an earlier order in another matter. TAKE FURTHER NOTICE THAT staff of the MSC have corrected the numbering error and the Amended and Restated Order No. 6097 has been issued.

**DATED** at Winnipeg, Manitoba on April 6, 2010.

Douglas R. Brown Secretary to the Commission

THE SECURITIES ACT	)	Order No. 6053
	)	
Section 148, 19(5) and 148.3	)	March 31, 2010

# **RAJEEV THAKUR**

#### WHEREAS:

- (A) On May 15, 2009, the Ontario Securities Commission ("OSC") entered into a settlement ("Settlement") with Rajeev Thakur ("THAKUR") resulting in an Order of the OSC dated May 15, 2009 ("OSC Order");
- **(B)** As part of the Settlement, for the purposes of any other regulatory proceeding commenced by a securities regulatory authority, THAKUR agreed with the facts set out in Part III of the Settlement and undertook to consent to a regulatory order made by any provincial securities regulatory authority in Canada as described in paragraph 26 of the Settlement;
- **(C)** On February 22, 2010, The Manitoba Securities Commission issued a Notice of Hearing ("Notice") giving notice of its intention to hold a hearing pursuant to section 148.4 of *The Securities Act*, R.S.M. 1988, c. S50 as amended ("Act") to consider whether or not it was in the public interest to grant orders with respect to THAKUR;
- **(D)** On March 31, 2010, the hearing proceeded before a panel of the Commission;
- **(E)** Upon reviewing the documentary evidence and hearing the submissions of counsel for staff of the Commission, no one appearing for the respondent, and upon reviewing the Affidavit of Service, filed, and being satisfied as to service upon the respondent, the Commission is of the opinion that it is in the public interest to make this order.

## IT IS ORDERED:

1. THAT, pursuant to section 148 of the Act, THAKUR cease trading in securities permanently, except that THAKUR is permitted to trade only in mutual fund securities in one account on his own behalf through a registered dealer to whom he must provide a copy of this order at the time he opens or modifies this account and trade only in mutual fund securities in one

account on behalf of his registered retirement savings plan through a registered dealer to whom he must provide a copy of this order at the time he opens or modifies this account.

- **2. THAT,** pursuant to subsection 19(5) of the Act, subsection 19(1) of the Act, with respect to such of the trades referred to in that subsection, and subsection 19(2) of the Act, with respect to such of the securities referred to in that subsection, do not apply to THAKUR permanently, except that he is permitted to trade mutual funds through a registered dealer as specified in paragraph 1 above.
- **3. THAT,** pursuant to section 148.3 of the Act, THAKUR resign any positions he may hold as a director or officer of any issuer and be permanently prohibited from becoming or acting as a director or officer of any registrant or issuer.

$D_{I}$			COMMISSION
ВΙ	URDER	OF IDE	COMMISSION

Director, Legal and Enforcement