



Mutual Fund Dealers Association of Canada
Association canadienne des courtiers de fonds mutuels

**IN THE MATTER OF A DISCIPLINARY HEARING
PURSUANT TO SECTIONS 20 AND 24 OF BY-LAW NO. 1 OF
THE MUTUAL FUND DEALERS ASSOCIATION OF CANADA**

Re: Christophe Xavier Taylor

ORDER

WHEREAS on July 20, 2012, the Mutual Fund Dealers Association of Canada (the “MFDA”) issued a Notice of Hearing pursuant to sections 20 and 24 of MFDA By-law No. 1 in respect of a disciplinary proceeding commenced against Christophe Xavier Taylor (the “Respondent”);

AND WHEREAS the first appearance in this hearing was held before a panel of the Prairie Regional Council of the MFDA (the “Hearing Panel”) on August 30, 2012;

AND WHEREAS on January 24, 2013, the hearing on the merits of this matter was held before the Hearing Panel and proceeded by way of an Agreed Statement of Facts (“ASF”) in which the Respondent admitted that he engaged in misconduct, as set out in the ASF;

AND WHEREAS the Hearing Panel considered the evidence filed and the submissions of counsel for the Respondent and MFDA Staff;

AND WHEREAS in the opinion of the Hearing Panel:

- a) Between April 2007 and April 2009, the Respondent engaged in securities related business that was not carried out for the account and through the facilities of the Member by selling, recommending or facilitating the sale of investments in a real estate development company to clients and other individuals, contrary to MFDA Rules 1.1.1(a) and 2.1.1 (“Contravention #1”); and
- b) Between the fall of 2007 and April 2009, the Respondent failed to comply with the Member’s policies and procedures by failing to respond to inquiries by the Member truthfully and, in particular, by failing to disclose to the Member his:
 - i. participation in the purchase of shares of a real estate development company with at least 28 clients and 9 other individuals through a corporation of which he was the sole director and officer; and
 - ii. participation in the purchase of shares of the same real estate development company with at least 4 clients and 1 other individual, which shares were issued and held in the Respondent’s name only,

thereby interfering with the ability of the Member to supervise the Respondent and comply with its obligations under MFDA Rule 2.1.4, contrary to MFDA Rules 1.1.2 and 2.5.1, and MFDA Rule 2.1.1 (“Contravention #2”).

IT IS HEREBY ORDERED THAT:

1. If at any time a non-party to this proceeding requests production of, or access to, any materials filed in, or the record of, this proceeding, including all exhibits and transcripts, then the MFDA Corporate Secretary shall not provide copies of, or access to, the requested documents to the non-party without first redacting from them any and all intimate financial or personal information, pursuant to Rules 1.8(2) and (5) of the MFDA *Rules of Procedure*;

2. The Respondent:

- a) shall pay, on or before May 24, 2013, a fine in the amount of \$10,000 in relation to Contravention #1 and a fine in the amount of \$5,000 in relation to Contravention #2, pursuant to s. 24.1.1(b) of MFDA By-law No. 1 (the “Fines”);
- b) shall pay, on or before May 24, 2013, costs in the amount of \$5,000, pursuant to s. 24.2 of MFDA By-law No. 1 (the “Costs”);
- c) is suspended from conducting securities related business in any capacity over which the MFDA has jurisdiction for a period of two years commencing on the date of this Order, pursuant to s. 24.1.1(c) of MFDA By-law No. 1 (the “Suspension”);
- d) prior to the conclusion of the Suspension:
 - i. shall divest himself completely and irrevocably of any and all of his holdings and investments in Asian Coast Development (Canada) Ltd. (the “Respondent’s ACDL Investment”), by transferring them to an arms length third party; and
 - ii. the Respondent shall provide written confirmation to, and satisfy, Staff of the MFDA that he has divested himself completely and irrevocably of, and transferred to an arms length third party, the Respondent’s ACDL Investment;

failing which the Respondent shall be permanently prohibited from conducting securities related business in any capacity over which the MFDA has jurisdiction, pursuant to s. 24.1.1(e) of MFDA By-law No. 1; and
- e) the Respondent shall write or re-write and pass an appropriate industry course on ethics acceptable to MFDA Staff, prior to being re-registered in the mutual fund industry, pursuant to s. 24.1.1(f) of MFDA By-law No. 1.

3. The Respondent shall be permanently prohibited from conducting securities related business in any capacity over which the MFDA has jurisdiction if he fails to pay the Fines and the Costs on or before May 24, 2013, pursuant to s. 24.1.1(e) of MFDA By-law No. 1.

DATED this 24th day of January, 2013.

“Robert Hucal”

Robert Hucal,
Chair

“Howard Mix”

Howard Mix,
Industry Representative

“Daniele Ayers”

Daniele Ayers,
Industry Representative

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