



Order

File No. 200701

**IN THE MATTER OF AN APPLICATION  
PURSUANT TO SECTION 24.3 OF BY-LAW NO. 1  
OF THE MUTUAL FUND DEALERS ASSOCIATION OF CANADA**

**Re: Merchant Capital Wealth Management Corp.**

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**ORDER**

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**WHEREAS** this application was brought by Staff of the Mutual Fund Dealers Association of Canada (the "MFDA"), without notice to Merchant Capital Wealth Management Corporation ("Merchant"), a Member of the MFDA, before a Hearing Panel (the "Hearing Panel") of the Regional Council of the Central Region of the MFDA pursuant to section 24.3.1(a) of MFDA By-law No. 1;

**AND WHEREAS** on reading the Affidavit of Laura Milliken sworn February 15, 2007 and on hearing the submissions of counsel for Staff of the MFDA;

**AND WHEREAS** on December 31, 2006, the Ontario Securities Commission suspended the registration of Merchant as a mutual fund dealer for failure to renew;

**AND WHEREAS** pursuant to section 24.3.1(a) of MFDA By-law No. 1, the Hearing Panel has the power to suspend the rights and privileges of a Member when their registration as a mutual fund dealer has been suspended.

**IT IS HEREBY ORDERED THAT:**

1. The rights and privileges of membership of Merchant in the MFDA are suspended forthwith until further order of a Hearing Panel;
2. If Merchant fails to renew their registration as a mutual fund dealer within thirty (30) days of the effective date of service of this Order, then Staff of the MFDA may proceed with an application pursuant to section 24.3.2 (a) of MFDA By-law No. 1, without notice to Merchant, to terminate the rights, privileges and membership of Merchant in the MFDA;
3. Staff of the MFDA, or Merchant may apply to a Hearing Panel, on reasonable notice, for directions, to amend or vary any terms and conditions of this Order or for such further and other relief as a Hearing Panel determines is appropriate in the circumstances; and
4. This Order may be signed in counterparts.

**DATED** at Toronto this 23rd day of March, 2007.

Per: “Thomas J. Lockwood”  
Thomas J. Lockwood Q.C., Chair

Per: “Guenther Kleberg”  
Guenther Kleberg

Per: “Sandy Grant”  
Sandy Grant