

Re Van Benthem & Petriccione

IN THE MATTER OF:

**THE DEALER MEMBER RULES OF THE
INVESTMENT INDUSTRY REGULATORY ORGANIZATION OF CANADA**

AND

THE BY-LAWS OF THE INVESTMENT DEALERS ASSOCIATION OF CANADA

AND

PAUL VAN BENTHEM AND ANTHONY PETRICCIONE

2010 IIROC 19

Investment Industry Regulatory Organization of Canada
Hearing Panel (Ontario District Council)

Decision: April 27, 2010
(2 paras.)

Hearing Panel:

Messrs. Frederick Webber, Selwyn Kossuth and Guenther Kleberg

Counsel:

Ms Natalija Popovic, Mr. Milton Chan, Enforcement Counsel
Daniel Bernstein, Respondents' Counsel
Michael Magonet, Respondents' Counsel

HEARING PANEL DECISION

¶ 1 Subsequent to the decision of this panel on April 13, 2010, IIROC counsel advised the panel that, as a result of the imposition of a permanent ban against the Respondents, the public interest has been served in that the Respondents will not be able to deal with the public in an IIROC registered capacity; accordingly the regulatory objective has been achieved and any further prosecution would serve no regulatory purpose. IIROC requested that this panel make an order that the proceeding against the Respondents currently scheduled for a hearing commencing September 13, 2010 be permanently stayed.

¶ 2 This panel concurs with the request of IIROC counsel and consequently orders that the aforesaid proceedings against the Respondents be permanently stayed.

Dated this April 27, 2010.
Fred Webber-Chair
Selwyn Kossuth-Member
Guenther Kleberg- Member

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