



Ontario  
Securities  
Commission

Commission des  
valeurs mobilières  
de l'Ontario

22<sup>nd</sup> Floor  
20 Queen Street West  
Toronto ON M5H 3S8

22e étage  
20, rue queen ouest  
Toronto ON M5H 3S8

**FILE NO.:** 2019-37

**IN THE MATTER OF  
BENEDICT CHENG, FRANK SOAVE, JOHN DAVID ROTHSTEIN  
AND ERIC TREMBLAY**

Lawrence P. Haber, Commissioner and Chair of the Panel

October 21, 2019

**ORDER**

(Section 144 of the *Securities Act*, RSO 1990, c S.5)

WHEREAS the Ontario Securities Commission held a hearing in writing to consider an application made by Staff of the Commission (**Staff**) to revoke an oral decision made by the Commission on December 19, 2017 (the **Confidentiality Order**) during Benedict Cheng's privilege motion heard on December 18-22, 2017 (the **Privilege Motion**);

ON READING the materials filed by Staff and the email correspondence from Benedict Cheng dated October 14, 2019, and on considering that Mr. Cheng does not oppose the order being sought;

IT IS ORDERED THAT:

1. pursuant to s. 5.1 of the *Statutory Powers Procedure Act*, RSO 1990, c S.22 and Rule 23 of the Commission's *Rules of Procedure and Forms*, (2019) 42 OSCB 6528 this application is heard in writing; and
2. pursuant to s. 144 of the *Securities Act*, RSO 1990, c S.5 the Confidentiality Order is revoked and the following are made public:
  - (a) all exhibits marked and all submissions filed at the Privilege Motion; and
  - (b) the confidential transcripts dated December 19-22, 2017.

"Lawrence P. Haber"  
Lawrence P. Haber