

**IN THE MATTER OF THE SECURITIES ACT
R.S.N.S. 1989, C. 418, S. 135, AS AMENDED**

- and -

**IN THE MATTER OF
EVANGELINE WIND FIELD INC.**

**STATEMENT OF ALLEGATIONS
OF
STAFF OF THE NOVA SCOTIA SECURITIES COMMISSION**

Staff of the Nova Scotia Securities Commission (“Staff”) make the following allegations:

1. Evangeline Wind Field Inc. (“Evangeline”) is not a reporting issuer in the Province of Nova Scotia;
2. Evangeline was incorporated and registered on the 1st day of February, 2001 under the laws of the Province of Nova Scotia ;
3. Evangeline issued an offering document dated 20th day of April 2001 under the provisions of the Community Economic-Development Corporations Regulations offering:

“1. The shares being offered are:

Fully-paid, newly-issued voting common shares that re non-redeemable, non-convertible and not restricted in profit sharing or participation upon dissolution; the price per share is \$1.00
Individuals must purchase a minimum of 1000 shares, therefore, the minimum investment is \$1000.00.”

The minimum number of shares offered was 100,000.

4. Evangeline set forth in the offering document the specific investment to be made with the net proceeds of the offering in clause 22 including but not limited to describing the Issuer’s investment strategy as requiring :

“...The definition of a “satisfactory return on investment” would mean a net annualized rate of return not less than 4 %; the specifics of what type of business can be identified to the extent that it meets the criterial of being environmentally friendly and sustainable development, the primary focus being on the “ development of renewable energy, starting with wind power. Further limitations cannot be assumed at this time without unduly limiting the investment potential of the Fund - it is a “blind pool “ fund.”

5. The closing date for the offering document was set by Evangeline for the 25th day of September 2001;
6. Evangeline by resolution of the directors of the Issuer dated 12th day of April 2002 guaranteed payment to the Canadian Imperial Bank of Commerce all the liabilities of Renewable Energy Services Limited not to exceed seventy five thousand dollars (\$ 75,000.00); said amount being in excess of 40 % of the proceeds of the issue.
7. Evangeline did not provide to the security holders an information circular which adequately described the specified investments to be made in Renewable Energy Services Limited as required by the Community Economic-Development Corporation Regulations, s. 20(b)(i), nor did Evangeline obtain the approval of 50% plus one vote cast by security holders called to consider the making of such specified investments as required by Community Economic-Development Corporation Regulations, s. 20(b)(ii), thereby contravening the Securities Act, R.S.N.S. 1989, c.418 as amended, s. 135(a)(i).
8. It is therefore in the public interest for the Commission to order that Evangeline pay an administrative penalty and costs as hereinbefore set forth in paragraph 10 in accordance with sections 135(b) and 135A of the Act respectively.

DATED this 12th day of March, 2003.

“ R. Scott Peacock”

R. Scott Peacock
Deputy Director, Compliance and Enforcement
Nova Scotia Securities Commission.