## IN THE MATTER OF THE SECURITIES ACT R.S.N.S. 1989, CHAPTER 418, AS AMENDED ("Act")

- AND -

## IN THE MATTER OF AN INVESTIGATION IN RESPECT OF KNOWLEDGE HOUSE INC.

- AND -

## IN THE MATTER OF THE MOTIONS OF DAN POTTER, KNOWLEDGE HOUSE INC., CALVIN WADDEN AND KENNETH MACLEOD

## ORDER

(varying confidentiality orders)

WHEREAS by Order of the Nova Scotia Securities Commission (the "Commission") dated July 12, 2006, Commissioner R. Darren Baxter (as he then was) ordered that:

"None of Staff of the Commission, the Respondents or their counsel shall disclose, nor cause to be disclosed, the Notice of Hearing of May 19, 2006, as amended, or the Statement of Allegations attached to the Notice of Hearing of May 19, 2006, as amended, until determined otherwise by the Commission."

AND WHEREAS by Order of the Commission dated September 9, 2008, Commissioner David W. Gruchv ordered:

"That the matter commenced by Notice of Hearing dated May 19, 2006 shall remain confidential until otherwise ordered."

AND WHEREAS in a Decision of Commissioner Gruchy dated June 25, 2009, he instructed counsel to the Commission Panel to make an application to the Nova Scotia Supreme Court to adjudicate the validity of the claims of privileges over certain documents identified by the parties (the "Application");

AND WHEREAS it is necessary to disclose information related to the matter commenced by Notice of Hearing dated May 19, 2006 to facilitate the Application;

AND UPON obtaining the consent of all the parties;

IT IS HEREBY ORDERED that:

- The Notice of Application may refer to the ratio of Commissioner Gruchy's June 25, 2009 Decision and his direction to counsel, omitting any references to the parties;
- The style of cause for the Notice of Application may refer to the Nova Scotia Securities Commission as the applicant and Commission Staff as a respondent, but the other parties will be referred to by non-revelatory designations (A, B, C, etc.);
- The parties and counsel to the Commission Panel may disclose to Nova Scotia Supreme Court Administration and the Justice assigned to hear the Application information necessary to set the Application down to be heard, provided that such communications are private; and
- In the event that the Application proceeds in-camera, any relevant information respecting the Application may be disclosed in the course of the in-camera proceeding without restriction.

DATED at Halifax, Nova Scotia, this Attag of June, 2010.

NOVA SCOTIA SECURITIES COMMISSION

Commissioner David Gruchy

CONSENTED TO:

Heidi Schedler

Staff of the Nova Scotia Securities Commission

Dan Potter

On behalf of himself & Knowledge House Inc.

Dale Dunlop

Counsel to Calvin Wadden & Kenneth MacLeod

Tim Hill

- The Notice of Application may refer to the ratio of Commissioner Gruchy's June 25, 2009 Decision and his direction to counsel, omitting any references to the parties;
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DATED at Halifax, Nova Scotia, this

day of June, 2010.

NOVA SCOTIA SECURITIES COMMISSION

Commissioner David Gruchy

**CONSENTED TO:** 

Heidi Schedier

Staff of the Nova Scotia Securities Commission

**Dan Potter** 

On behalf of himself & Knowledge House Inc.

Dale Dunlop

Counsel to Calvin Wadden & Kenneth MacLeod

Tim Hill

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- The parties and counsel to the Commission Panel may disclose to Nova Scotia Supreme Court Administration and the Justice assigned to hear the Application information necessary to set the Application down to be heard, provided that such communications are private; and
- 4. In the event that the Application proceeds in-camera, any relevant information respecting the Application may be disclosed in the course of the in-camera proceeding without restriction.

DATED at Halifax, Nova Scotia, this

day of June, 2010.

**NOVA SCOTIA SECURITIES COMMISSION** 

**Commissioner David Gruchy** 

CONSENTED TO:

Heidi Schedler

Staff of the Nova Scotia Securities Commission

**Dan Potter** 

On behalf of himself & Knowledge House Inc.

Dale Dunlop

Counsel to Calvin Wadden & Kenneth MacLeod

Tim Hill

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- 4. In the event that the Application proceeds in-camera, any relevant information respecting the Application may be disclosed in the course of the in-camera proceeding without restriction.

DATED at Halifax, Nova-Scotia, this-day-of-June, 2010.

NOVA SCOTIA SECURITIES COMMISSION

**Commissioner David Gruchy** 

CONSENTED TO:

Heidi Schedler

Staff of the Nova Scotia Securities Commission

Dan Potter

On behalf of himself & Knowledge House Inc.

Dale Duniop

Counsel to Calvin Wadden & Kenneth MacLeod

Tim Hill

Counsel to Raymond Courtney

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- The parties and counsel to the Commission Panel may disclose to Nova Scotia Supreme Court Administration and the Justice assigned to hear the Application information necessary to set the Application down to be heard, provided that such communications are private; and
- In the event that the Application proceeds in-camera, any relevant information respecting the Application may be disclosed in the course of the in-camera proceeding without restriction.

DATED at Halifax, Nova Scotia, this

day of June, 2010.

**NOVA SCOTIA SECURITIES COMMISSION** 

**Commissioner David Gruchy** 

CONSENTED TO:

Heidi Schedler

Staff of the Nova Scotia Securities Commission

Dan Potter

On behalf of himself & Knowledge House Inc.

Dale Dunlop

Counsel to Calvin Wadden & Kenneth MacLeod

Tim Hill