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

- and -

IN THE MATTER OF Bruce Patrick Schriver and Christopher John Bevis (the "Respondents")

STATEMENT OF ALLEGATIONS OF STAFF OF THE NOVA SCOTIA SECURITIES COMMISSION

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

- 1. Each of the Respondents is a resident of Halifax, Nova Scotia.
- 2. Registration was granted by the Director of Securities to Bruce Patrick Schriver ("Schriver") on June 18, 1999 and to Christopher John Bevis ("Bevis") on June 15, 1999 as salespersons with Select Money Strategies Incorporated ("Select").
- 3. On April 16th. 2003 Select became a Member and the Respondents became Approved Persons of the Mutual Fund Dealers Association of Canada (the "MFDA"), a self regulatory organization recognized by the Nova Scotia Securities Commission (the "Commission").
- 4. During the period from March 16, 2000 to September 13, 2000, in the account of Thomas Pellerin, the Respondents made discretionary trades in the said account and did thereby fail to deal with Thomas Pellerin fairly, honestly, and in good faith in accordance with section 61 of the General Securities Rules.
- 5. Schriver and Bevis failed to obtain and record Know-Your-Client ("KYC") information in respect to Thomas Pellerin's account, thereby contravening the provisions of section 31 of the General Securities Rules.
- 6. On or about February 28th. 2001, Schriver engaged in acts in furtherance of a trade for which he was not registered in accordance with the provisions of the Act in that he did recommend that Mr. Michael O'Reilly purchase common shares in Meteor Creek Resources. This advice was given outside the scope of his registration with Select, thereby contravening section 31(1)(a) of the Act.
- 7. The Respondents engaged in discretionary trading in the joint account of Michael and Kristene O'Reilly, and did engage in trading activity that constituted "churning" the account and did thereby fail to deal with Michael and Kristene O'Reilly fairly, honestly,

- and in good faith thereby contravening section 61 of the General Securities Rules.
- 8. The Respondents failed to obtain and record KYC information for the joint account of Michael and Kristene O'Reilly, thereby contravening the provisions of section 31 of the General Securities Rules.
- 9. The Respondents engaged in discretionary trading during the period of July 26, 1999 to June 23, 2003, in the joint account of James and Helen MacIntosh and in the individual account of Helen MacIntosh, and did thereby fail to deal with James and Helen MacIntosh fairly, honestly and in good faith, thereby contravening section 61 of the General Securities Rules.
- 10. The Respondents failed to obtain and record KYC information for the individual account of Helen MacIntosh thereby contravening the provisions of section 31of the General Securities Rules.
- 11. On September 23, 2003, Select entered into a referral arrangement with Paradigm Alternative Asset Management, Inc., now known as Portus Alternative Asset Management, Inc, ("Portus"), an investment counsel and portfolio manager, duly registered with the Commission, in respect to managed account agreements.
- 12. On May 02, 2000 Bruce P. Schriver Inc. ("Schriver, Inc.") was incorporated and registered under the <u>Companies Act</u> in the Province of Nova Scotia, Schriver is shown as the sole officer and director.
- 13. While still registered with Select and an Approved Person of the MFDA, Schriver entered into a referral arrangement with Portus on behalf of Schriver Inc. dated January 21, 2004, unbeknownst to Select and contrary to MFDA Rules 1.2.1.(d)(iii), (v) and (vi), 2.1.1., 2.1.4. and 2.4.2, thereby contravening the provision of Section 30(3) of the Act.
- 14. During the period of January 30th. 2004 to June 15th. 2004, the Respondents., referred mutual fund clients of Select to Portus for the purposes of opening managed accounts. During this time period, approximately \$2.7 million dollars was moved from Select to Portus, generating commissions to Schriver Inc. of approximately \$110,000, in a manner which contravened section 61 of the General Securities Rules.
- 15. A notice of termination was submitted for the Respondents dated June 01, 2004 by Select. Subsequent to the termination of their registrations, the Respondents continue to hold out as registered salespersons on the website of "Bruce Schriver and Associates" located at www.longterminvesting.net, thereby contravening the provisions of Section 51 of the Act.

DATED at Halifax this 9th. day of August, 2004.

"M. Lianne Bradshaw"

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M. Lianne Bradshaw Investigator, Compliance and Enforcement Nova Scotia Securities Commission.