

## 2004 BCSECCOM 238

April 8, 2004

John T. Pyper  
2416 West 3<sup>rd</sup> Avenue, Suite 113  
Vancouver BC V6K 1L8

Dear Mr. Pyper:

We have reviewed your application under Section 171 of the *Securities Act*, RSBC 1996, c.418, to vary the sanctions imposed on you in our decision dated May 10, 2000.

In conducting this review, we read, and considered, the following documents:

- Letter from you to the Commission Secretary, dated March 1, 2004;
- Letter from Patricia A.A. Taylor, of Commission staff, to the Commission Secretary, dated March 8, 2004;
- Letter from you to the Commission Secretary, dated March 14, 2004;
- Letter from James Sasha Angus, of Commission staff, to the Commission Secretary, dated March 14, 2004;
- Our findings dated March 24, 2000 with regard to the matters giving rise to the sanctions; and
- Our sanctions decision dated May 10, 2000.

For an application under Section 171 to succeed, the applicant must show us new and compelling evidence or a significant change in the circumstances, such that, had we known them when we issued our sanctions decision, we would have made a different decision.

We have not found new and compelling evidence or a significant change in the circumstances. Therefore, we consider that to revoke or vary our sanctions decision would be prejudicial to the public interest. Accordingly, we deny your application.

John K. Graf  
Commissioner

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Roy Wares  
Commissioner