

2008 BCSECCOM 416

George Schwartz

Section 171 of the *Securities Act*, RSBC 1996, c. 418

Decision

Introduction

- ¶ 1 On July 15, 2008 we made orders against George Schwartz, among others, under sections 161(1) and 161(6)(c) of the *Securities Act*, RSBC 1996, c. 418 (see 2008 BCSECCOM 403).

Background

- ¶ 2 Schwartz was given an opportunity to be heard, on or before July 11, 2008, before we made the orders. He made submissions by fax before July 11 but, due to an administrative error, we did not receive his submissions before making the orders. When he became aware of the orders, he inquired on July 18, 2008 whether we had received and considered his submissions. We are treating his inquiry as an application under section 171 of the Act to revoke or vary the orders.

Decision

- ¶ 3 Having now considered his submissions, and considering the public interest, we dismiss the application. We do not consider that it would not be prejudicial to the public interest to revoke or vary the orders.
- ¶ 4 July 28, 2008.
- ¶ 5 For the Commission

Brent W. Aitken
Vice Chair

Shelley C. Williams
Commissioner