



British Columbia Securities Commission

Citation: 2018 BCSECCOM 1

## Notice of Hearing

**James Marc Gravelle (also known as Marc Joseph James Gravelle and Marc James Gravelle) and WY ATAP Investments Inc.  
(the Respondents)**

### Section 161 of the *Securities Act*, RSBC 1996, c. 418

- ¶ 1 The British Columbia Securities Commission (Commission) will hold a hearing (Hearing) at which the Executive Director will tender evidence, make submissions and apply for orders against the Respondents under sections 161, 162 and 174 of the *Securities Act*, RSBC 1996, c. 418 (the Act), based on the following facts:

#### Summary

1. James Marc Gravelle (also known as Marc Joseph James Gravelle and Marc James Gravelle) (Gravelle) and WY ATAP Investments Inc. (WY ATAP) issued eight promissory notes totaling \$740,000 without being registered to trade in securities, contrary to section 34(a) of the Act.
2. Gravelle and WY ATAP guaranteed repayment of the eight promissory notes, contrary to section 50(1)(a)(ii) of the Act.

#### Background

3. WY ATAP is a British Columbia corporation.
4. Gravelle is a resident of British Columbia. He is a director and the mind and management of WY ATAP.
5. The Respondents have never been registered in any capacity under the Act.

#### Misconduct

6. Between February 8, 2012 and January 11, 2013, the Respondents issued the promissory notes to one couple and three individuals. The promissory notes were for terms ranging from 1 month to 1 year at rates ranging from 5% to 30% annual interest.
7. Each promissory note contained the following guarantee:

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P.O. Box 10142, Pacific Centre, 701 West Georgia Street Vancouver, BC, Canada V7Y 1L2



“As witnessed by their signatures below, both W.Y. Atap Investments Inc. and Mr. Marc Gravelle agree to personally and corporately guarantee the repayment of this promissory note to [investor name]”.

8. These guarantees were representations that WY ATAP and Gravelle would refund the purchase price of the securities.

### **Hearing Process**

- ¶ 2 The Respondents or their counsel are required to attend at the 12th Floor Hearing Room, 701 West Georgia Street, Vancouver, British Columbia, on Wednesday, February 14, 2018, at 9:00 a.m. if they wish to be heard before the Commission sets a date for the Hearing. **Relevant information gathered by Commission Staff in the investigation of this matter will be disclosed to the Respondent upon request to the Executive Director.**
- ¶ 3 At the Hearing, the Respondents may be represented by counsel, make submissions and tender evidence. The Respondents are requested to advise the Commission of their intention to attend the Hearing by informing the Secretary to the Commission at PO Box 10142, Pacific Centre, 701 West Georgia Street, Vancouver, BC V7Y 1L2 phone: (604) 899-6500; email: [commsec@bcsc.bc.ca](mailto:commsec@bcsc.bc.ca).
- ¶ 4 If the Respondents or their counsel do not appear at the Hearing, the Executive Director will apply to have questions of liability and sanction heard at the same time. Determinations adverse to the Respondents may be made in their absence.

*Peter J Brady*  
*Jan 4 2018 10:48 AM -08:00*

- ¶ 5 Peter J. Brady  
Executive Director