## IN THE MATTER OF

## THE BRITISH COLUMBIA SECURITIES COMMISSION

- AND -

SECTION 171 OF THE SECURITIES ACT, RSBC 1996, c. 418

## NOTICE OF CONSTITUTIONAL QUESTION

Name of applicants: Dan Clozza, Forum National Investments Ltd.

**TAKE NOTICE** that an application will be made by the applicant to the British Columbia Securities Commission at 12th Floor, 701 West Georgia Street, Vancouver, BC on a date and time to be determined for a declaration that:

1. Section 148(1) of the Securities Act, R.S.B.C. 1996, c. 418 infringes section 2(b) of the Canadian Charter of Rights and Freedoms, Part I of the Constitution Act, 1982, being Schedule B to the Canada Act 1982 (U.K.), 1982, c. 11 (the "Charter"), and is not saved by section 1 of the Charter and is therefore of no force and effect pursuant to section 52 of the Charter, in that the said provision is overly broad, arbitrary and uncertain and the effect of s. 148(1) is, inter alia, to prohibit innocent and otherwise lawful speech by the Applicants and any other persons who are subject to s. 148(1).

The material facts and legal basis for this request for constitutional remedy are set out in detail in the attached notice of application.

Dated at Vancouver, British Columbia this 10th day of September, 2014.

Dan Clozza