



THE SECURITIES ACT)
)
Section 148, 19(5), and 148.3)

Order No. 6709

May 8, 2013

MARVIN WINICK

WHEREAS:

(A) On October 14, 2011, the Ontario Securities Commission ("OSC") issued an order against Marvin Winick ("OSC Order");

(B) On March 6, 2013, The Manitoba Securities Commission ("Commission") issued a Notice of Hearing ("Notice") giving notice of its intention to hold a hearing to consider whether or not it was in the public interest to grant orders pursuant to *The Securities Act*, R.S.M. 1988 c. S50 as amended ("Act") with respect to Marvin Winick ("WINICK");

(C) On May 8, 2013, this hearing matter came before a panel of the Commission;

(D) Upon reviewing the documentary evidence and hearing the submissions of counsel for staff of the Commission, no one appearing for the respondent, and upon reviewing the Affidavit of Service, filed, and being satisfied as to service upon the respondent, the Commission is of the opinion that it is in the public interest to make this order.

IT IS ORDERED:

1. **THAT**, pursuant to section 148 of the Act, WINICK cease trading in securities permanently, with the exception that immediately following the Director of the Commission having received confirmation of full payment of the disgorgement order and administrative penalty to the OSC as set out in the OSC Order:

- (a) WINICK shall be permitted to trade securities through a registrant and only for the account of his registered retirement savings plan as defined in the *Income Tax Act*, 1985, c.1, as amended ("*Income Tax Act*"); and,
- (b) WINICK's permanent trading ban shall be reduced to a period ending on October 14, 2031.

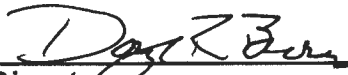
2. **THAT**, pursuant to subsection 19(5) of the Act, subsection 19(1) of the Act, with respect to such of the trades referred to in that subsection, and subsection 19(2) of the Act, with respect to such of the securities referred to in that subsection, do not apply to WINICK permanently, except that following full payment of the

disgorgement order and administrative penalty referred to above in paragraph 1 of this order:

- (a) WINICK may make use of the exemptions to the extent such as they are necessary for trades undertaken in connection with his registered retirement savings plan account as defined in the *Income Tax Act* through a registrant; and,
- (b) WINICK's permanent exemption ban shall be reduced to a period ending on October 14, 2031.

3. **THAT**, pursuant to section 148.3 of the Act, WINICK be prohibited permanently from becoming or acting as a director or officer of any issuer.

BY ORDER OF THE COMMISSION



Director