

IN THE MATTER OF THE *SECURITIES ACT*, R.S.N.S. 1989,
CHAPTER 418, AS AMENDED (“ACT”)

and

IN THE MATTER OF WAYNE J. BERRY (“Respondent”)

MEMORANDUM

This Memorandum is prepared pursuant to section 9.8 of Nova Scotia Securities Commission Rule 15-501 General Rules of Practice and Procedure (“Rule 15-501”).

The following agreements, undertakings and orders were made or given at the Pre-Hearing Conference held by teleconference on January 30, 2013, at 10:30 a.m.

In attendance were:

1. Stephanie Atkinson on behalf of the Director of Enforcement of the Nova Scotia Securities Commission; and
2. Wayne J. Berry via teleconference, on behalf of himself.

AGREEMENTS:

The Respondent’s address for service of documents is:

c/o James Smith
LaBarge Weinstein LLP
Suite 800, 515 Legget Drive
Ottawa, Ontario K2K 3G4

and waynejberry@yahoo.ca.

UNDERTAKINGS:

None.

ORDERS:

1. Disclosure pursuant to sections 8.1 and 8.2 of Rule 15-501 shall be provided by the Director of Enforcement to the Respondent on or before May 31, 2013;

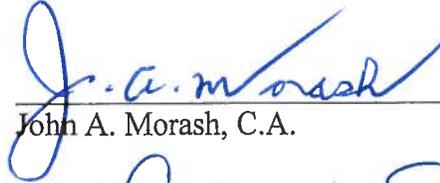
2. Disclosure pursuant to section 8.3 of Rule 15-501 shall be provided by the Respondent to the Director of Enforcement on or before June 28, 2013; and
3. The hearing of this matter shall take place Wednesday, August 28, 2013, to Friday, August 30, 2013, at 9:30 a.m. each day.

DATED at Halifax, Nova Scotia, this **13** day of February, 2013.

NOVA SCOTIA SECURITIES
COMMISSION



J. Walter Thompson, Q.C.



John A. Morash, C.A.



Valerie Seager