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Appeal

Decision in the Appeal of the Discipline Penalties Imposed on LVM Canada Ltée and Jean-Claude Paradis

Object of appeal An appeal hearing was held on June 15, 2005 following an appeal lodged with an IDA Appeal Panel by LVM Canada Ltée and Jean-Claude Paradis against the penalty decision rendered against them by a Hearing Panel at the conclusion of disciplinary proceedings.

At the conclusion of the disciplinary hearings, LVM Canada Ltée and Jean-Claude Paradis had been acquitted of the principal violations, of which they had been respectively accused, with a single violation having been upheld against them, in relation to the improper handling of a client's complaint.

New penalties imposed The Appeal Panel allowed the appeal and reduced to \$20,000 the \$40,000 fine initially imposed on LVM Canada Ltd and upheld the \$10,000 fine imposed on Jean-Claude Paradis. The Appeal Panel also upheld the requirement imposed on Mr. Paradis to rewrite and pass the Partners, Directors and Officers examination but limited this requirement to the sole purpose of re-registration within an officer category or a supervisory function. Finally, in view of the particular circumstances of this case, the Appeal Panel cancelled the costs that had been imposed on the two respondents.

Kenneth A. Nason
Association Secretary