

IIROC NOTICE

Enforcement Notice Decision

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10-0240
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IN THE MATTER OF Malcolm Joseph McKimm – Settlement

SUMMARY

On August 19, 2010, a Hearing Panel of the Investment Industry Regulatory Organization of Canada (IIROC) accepted a Settlement Agreement between IIROC Staff and Malcolm McKimm.

Mr. McKimm admitted that from 2002 to 2007 he conducted his business in a manner that is unbecoming or detrimental to the public interest contrary to IDA (now part of IIROC) Rules. Mr. McKimm agreed that he provided business advice and consultation to certain business acquaintances, friends and clients while, at times, receiving compensation for his services. All of this business activity was without the prior knowledge or consent of his Member firm employer.

Pursuant to the Settlement Agreement, Mr. McKimm agreed to a fine of \$50,000 and payment of costs of \$5,000.



In the agreement, Mr. McKimm admitted to the following misconduct:

From 2002 to 2007, inclusive, Mr. McKimm engaged in outside business activities without the prior knowledge or consent of his Member firm, contrary to IDA By-law 29.1 and Dealer Member Rule 29.1.

IIROC formally initiated the investigation into the Respondent's conduct on January 29, 2008. The violations occurred when the Respondent was a Registered Representative with the Red Deer, Alberta sub-branch of Wolverton Securities Ltd., an IDA regulated-firm. The Respondent is not currently registered with an IIROC-regulated firm.

The Hearing Panel issued its Reasons and Decision on August 30, 2010. The Settlement Agreement and the Hearing Panel's Decision and Reasons are available at

<http://docs.iiroc.ca/DisplayDocument.aspx?DocumentID=611D01765DEC401994E604D798527967&Language=en>