





Contact: Jeffrey Kehoe Enforcement Counsel, **Enforcement Division** (416) 943-6996

For distribution to relevant parties within your firm

BULLETIN # 2801 December 19, 2000

## **Discipline**

## **Discipline Penalties Imposed on Barney Connolly -**Regulation 1300.1(c)

Person Disciplined The Ontario District Council of the Investment Dealers Association of Canada has imposed discipline penalties on Barney Connolly at the relevant times a Registered Representative with the Ottawa branch of Nesbitt Burns Inc., a Member of the Association.

By-laws, Regulations, Policies Violated

On December 6, 2000 the District Council considered, reviewed and accepted a Settlement Agreement that had been negotiated by the Association Enforcement Division staff with Mr. Connolly. Under the Settlement Agreement Mr. Connolly admitted that he failed to use due diligence to ensure that recommendations made for his client were appropriate for the client and in keeping with his investment objectives pursuant to Regulation 1300.1(c).

Penalty Assessed The discipline penalty assessed against Mr. Connolly is an Order of Suspension for a period of two weeks. He must also pay disgorgement of his share of commissions. Also, Mr. Connolly will be under close supervision for a period of three years. Mr. Connolly's personal circumstances, including ill health, were taken into consideration in the assessment of the appropriate penalty.

Summary of Facts

Mr. Connolly is a registered representative with Nesbitt Burns Inc. During 1996 and up to February 1997 he made a number of recommendations to a client that were unsuitable. He recommended speculative mining stocks to an individual with limited resources and relatively conservative investment objectives.

Suzanne M. Barrett Association Secretary