

IN THE MATTER OF:

**THE RULES OF THE INVESTMENT INDUSTRY REGULATORY
ORGANIZATION OF CANADA**

AND

GARY MAN KIN NG

AND

DONALD WARREN METCALFE

ORDER

Whereas at the Pre-Hearing Conference held via video conference on January 26, 2022, the Respondent Donald Metcalfe provided an additional medical report indicating he is continuing to experience serious health issues, and would be unable to participate in the Disciplinary Hearing scheduled for May 9 - 20, 2022; and after hearing submissions by counsel for Donald Metcalfe and by counsel on behalf of IIROC Staff consenting to severance of the disciplinary proceedings between the Respondents Ng and Metcalfe; and after determining that it is in the public interest that the proceedings against Mr. Ng be not subject to any further delay; and upon noting the authority of the Hearing Panel to control the process of a proceeding before it pursuant to IIROC Rule 8403; and the Respondent Gary Man Kin Ng not appearing;

IT IS HEREBY ORDERED THAT:

1. The Disciplinary Hearing as against the Respondent Gary Man Kin Ng shall proceed as scheduled on May 9 to 20, 2022; and
2. The Disciplinary Hearing as against the Respondent Donald Warren Metcalfe shall be adjourned *sine die*, with a further Pre-Hearing Conference to be held on November 1, 2022 to consider a medical update.

DATED at Vancouver, British Columbia this 2 day of February, 2022.

John Rogers

Bradley Doney

Barbara Fraser