



INVESTMENT DEALERS ASSOCIATION OF CANADA
ASSOCIATION CANADIENNE DES COURTIERS EN VALEURS MOBILIÈRES

**BULLETIN #2708
NEWS RELEASE**

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IDA Disciplines Midland Walwyn Capital Inc. (now Merrill Lynch Canada Inc.)

April 5, 2000, Toronto, Ontario— The Pacific District Council of the Investment Dealers Association of Canada has imposed discipline penalties on Merrill Lynch Canada Inc., at the relevant time Midland Walwyn Capital Inc., a Member of the Association.

Pursuant to the settlement agreement, the Member admitted that, during 1993 and 1994, with respect to the activities of Scott Alexander Clark, a registered representative in its Penticton, BC branch office:

- Midland Walwyn failed to properly supervise the trading activity in the account of a husband and wife to ensure that the trading recommendations made by the registered representative were not excessive for the clients, contrary to Association By-law 29.1, Regulation 1300.2, and Policy 2; and
- Midland Walwyn failed to properly supervise the trading activity in the account of the same clients to ensure that trading recommendations made by the registered representative were suitable for the clients and in keeping with their investment objectives, contrary to Association By-law 29.1, Regulations 1300.1(c) and 1300.2, and Policy 2.

The discipline penalties assessed against the Member are a fine of \$25,000.00 and a disgorgement of commissions of \$11,000. In addition, the Member is required to pay \$5,000.00 towards the Association's costs of investigation of this matter.

Merrill Lynch Canada Inc. has compensated the clients.

For a complete Summary of Facts, please see IDA Disciplinary Bulletin #2708 at www.ida.ca. For details of the discipline penalties imposed on Scott Alexander Clark in relation this matter, please see Bulletin No. 2674, December 14, 1999.

For details of the discipline penalties imposed on the branch manager, James Paul Dunlop, please see Bulletin No. 2707, March 30, 2000.