

ALBERTA SECURITIES COMMISSION
SECTION 33 INTERIM CEASE TRADE ORDER
EXTENSION

Citation: Kearl, 2006 ABASC 1406

Date: 20060526
Docket: E/03242

Securities Act R.S.A. 2000, c. S-4 (Act)

**Richard George Kearl, Coadum Capital Fund 1, LLC,
Coadum Advisors, Inc., Daystar Holdings Inc.,
Emerald Title Insurance Agency, Inc.,
Timothy Lawler, James A. Jeffery,
Thomas Edward Repke and Rodger Patrick Rowley**

APPLICATION

1. Staff of the Alberta Securities Commission (Commission) have requested that the Commission extend, pursuant to subsection 33(3) of the *Act*, the Interim Cease Trade Order it granted in this matter on 12 May 2006 (the Interim Order), with certain modifications.

BACKGROUND

2. On 12 May 2006, a panel of the Commission issued the Interim Order pursuant to subsections 33(1) and 198(1) of the *Act*, directing that:

(a) all trading in or purchasing cease in respect to the securities of Coadum Capital Fund 1, LLC (Coadum), Coadum Advisors, Inc. (CAI), and Daystar Holdings Inc. (Daystar), and any other issuer that is a subsidiary or affiliate of, or a successor to the business of, Coadum, CAI, and Daystar, or that any of the individual respondents may cause to be organized or incorporated or of which any individual respondent is an insider;

(b) each of the above-named parties (the Respondents) cease trading in or purchasing all securities; and

(c) all exemptions contained in the Alberta securities laws do not apply to the Respondents.

3. Pursuant to paragraph 33(2)(b) of the *Act*, the Interim Order would expire on 27 May 2006 unless extended.
4. None of the Respondents opposed either the Interim Order or this extension application.
5. Staff is only seeking the extension of the Interim Order with respect to the securities of Coadum, CAI and Daystar.
6. The Commission is of the opinion that it is in the public interest to extend the Interim Order.

ORDER

7. The Commission orders, pursuant to subsections 33(3) and 198(1) of the *Act*, that the Interim Order is extended until the hearing in this matter is concluded and a decision rendered, or until otherwise ordered. The Interim Order is modified to read as follows:

7.1 All trading in or purchasing cease with respect to the securities of Coadum, CAI, and Daystar, and any other issuer that is a subsidiary or affiliate of, or a successor to the business of, Coadum, CAI, and Daystar, or that any of the individual Respondents cause to be organized or incorporated or of which any individual respondent is an insider;

7.2 Each of the Respondents cease trading in or purchasing with respect to the securities of Coadum, CAI, and Daystar; and

7.3 All exemptions contained in the Alberta securities laws do not apply to the Respondents with respect to the securities of Coadum, CAI, and Daystar.

26 May 2006.

For the Commission

"Original Signed By"
James A. Millard, Q.C., Member

"Original Signed By"
David W. Betts, C.F.A., Member