

**ALBERTA SECURITIES COMMISSION**

**NOTICE OF APPLICATION**

**Citation: Re LendingArch Financial Inc., 2017 ABASC 87**

**Date: 20170515  
Docket: ENF-011123**

**To: LendingArch Financial Inc., OmniArch Capital Corporation, Jay Rasik Modi, Arti Rasik Modi (a.k.a. Arti Rajeev Singh), Rajeev Jagdish Singh and Rick Unrau (the Respondents)**

**NOTICE:**

An application will be made to the Alberta Securities Commission (**Commission**) by Litigation Counsel of the Commission (**Staff**) on Thursday, the 18<sup>th</sup> day of May, 2007, at 9:30 am for an Interim Order pursuant to Sections 33 and 198 of the *Securities Act*, RSA 2000 c S-4, as amended (*Act*), that:

1. all trading cease in respect of the securities of LendingArch Financial Inc. (**LendingArch**) and OmniArch Capital Corporation (**OmniArch**);
2. the Respondents cease trading in all securities;
3. the Respondents be denied all exemptions contained in the Alberta securities laws; and
4. any other relief as this Commission deems appropriate in the public interest.

**GROUND FOR APPLICATION:**

In support of the application, Staff will rely on grounds that include the following:

- (a) all of the individual respondents are current or former directors or officers of OmniArch or LendingArch;
- (b) *prima facie*, between about December 31, 2014 and June 10, 2016, OmniArch and the individual respondents perpetrated a fraud on OmniArch investors by issuing about \$10 million worth of undisclosed loans to related party entities;
- (c) LendingArch has been actively raising funds in the last year by issuing class A common shares, and distributed securities as recently as May 10, 2017;
- (d) the Respondents are a threat to the integrity of the capital market in Alberta, and its investing public, warranting protective action in the public interest; and
- (e) the threat is extant, making the length of the time required to conduct a hearing, and render a decision, prejudicial to the public interest.

**EVIDENCE IN SUPPORT OF APPLICATION:**

In support of this application, Staff is relying upon the Affidavit of Jamie Hood, Securities Investigator with the Commission, which is dated May 15, 2017 and accompanies this application, and the exhibits referred to in that Affidavit; and such further and other evidence as Staff may adduce and the Commission may permit.

**LOCATION:**

The application will be made at the offices of the Commission, in a hearing room located on the 5<sup>th</sup> Floor, 250 – 5 Street SW, Calgary, Alberta, T2P 0R4. Contact Jayne Lewis, Registrar of the Commission, by telephone at 403.294.4277, email at [registrar@asc.ca](mailto:registrar@asc.ca), or facsimile at 403.297.4486 for further information.

Calgary, Alberta, 15 May, 2017.                    ) ALBERTA SECURITIES COMMISSION  
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  ) *"Original Signed By"*  
  ) \_\_\_\_\_  
  ) Tom McCartney  
  ) Senior Litigation Counsel

**TO:           Registrar of the Commission**  
**AND TO:   LendingArch Financial Inc.**  
**OmniArch Capital Corporation**  
**Jay Rasik Modi**  
**Arti Rasik Modi, aka Arti Rajeev Singh**  
**Rajeev Jagdish Singh**  
**Rick Unrau**