

**ALBERTA SECURITIES COMMISSION**

**NOTICE OF APPLICATION**

**Citation: Re Whyte, 2018 ABASC 51**

**Date: 20180323  
Docket: ENF-011684**

**To: Douglas Alexander Whyte, Brian Michael Jones and Imagine Research and Technology Inc. (the Respondents)**

**NOTICE:**

An application will be made to the Alberta Securities Commission (**Commission**) by Litigation Counsel of the Commission (**Staff**) on the 4<sup>th</sup> day of April, 2018, 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 in securities of Imagine Research and Technology Inc. must cease;
2. Imagine Research and Technology Inc. must cease trading in all securities, and all exemptions contained in Alberta securities laws do not apply to Imagine Research and Technology Inc.;
3. Douglas Alexander Whyte and Brian Michael Jones (collectively, the Individual Respondents) must cease trading in all securities, and all exemptions contained in Alberta securities laws do not apply to the Individual Respondents; 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:

5. All of the individual respondents are current and former directors or officers of Imagine Research and Technology Inc.;
6. *Prima facie*, between about June 19, 2014 and January 5, 2018, Imagine Research and Technology Inc. engaged in illegal distributions while raising approximately \$1.7 million;
7. Imagine Research and Technology Inc. has been actively raising funds in the last year by issuing shares, and distributed securities as recently as January 5, 2018;

8. 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
9. 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 Vi Pickering, Senior Securities Investigator with the Commission, which is dated March 22, 2018 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, 23 March, 2018.            ) ALBERTA SECURITIES COMMISSION  
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  ) *“original signed by”*  
  ) \_\_\_\_\_  
  ) Tom McCartney  
  ) Senior Litigation Counsel

**TO:            Registrar of the Commission**  
**AND TO:    Imagine Research and Technology Inc.**  
**Douglas Alexander Whyte**  
**Brian Michael Jones**