

IN THE MATTER OF THE SECURITIES ACT,
SNB 2004, c. S-5.5

AND

IN THE MATTER OF

**TYCOON ENERGY INC.,
MATTHEW NERBONNE, and
DAVID HAVENOR
(Respondents)**

ORDER

WHEREAS on 22 December 2010 Staff of the Commission made a motion pursuant to sections 184(1) and 184(5) of the *Securities Act*, SNB 2004, c. S-5.5 (*Act*) seeking an *ex parte* temporary order against the Respondents; and

WHEREAS Staff presented evidence and made submissions regarding violations of the *Act* by the Respondents; and

WHEREAS on 22 December 2010 the Commission issued, pursuant to sections 184(1) and 184(5) of the *Securities Act*, an *ex parte* temporary order (Temporary Order) that:

- (a) the Respondents cease trading in all securities;
- (b) all trading in any securities offered by the Respondents, including "Plain Ranch Well No. 1 Joint Venture", cease immediately; and
- (c) any exemptions contained in New Brunswick securities law do not apply to the Respondents, and

WHEREAS the Commission also ordered that a hearing be held in this matter at the offices of the Commission, located at 85 Charlotte Street, Suite 300, Saint John, New Brunswick, Canada, on 5 January 2011 at 10:00 a.m. Atlantic Standard Time; and

WHEREAS a hearing was held on 5 January 2011 at 10:00 a.m. and no one appeared on behalf of the Respondents; and

WHEREAS Staff presented evidence that service of the Temporary Order, Statement of Allegations, Affidavit of Ed LeBlanc and Staff's Submissions was effected by e-mail transmission and facsimile transmission on 22 December 2010, and by FedEx courier on 23 December 2010; and

WHEREAS the Commission is satisfied that service upon the Respondents has been effected; and

WHEREAS Staff made submissions and relied on evidence submitted for the issuance of the Temporary Order; and

WHEREAS the Commission is of the opinion that it is in the public interest to make this Order;

NOW THEREFORE IT IS ORDERED that:

- (a) pursuant to paragraphs 184(1)(c) and 184(1)(d) of the *Securities Act* that:
 - (i) the Respondents cease trading in all securities;
 - (ii) all trading in any securities offered by the Respondents, including "Plain Ranch Well No. 1 Joint Venture", cease immediately; and
 - (iii) any exemptions contained in New Brunswick securities law do not apply to the Respondents,
- (b) pursuant to section 184(9) of the *Securities Act*, that this Order should be served upon the Respondents without delay.

DATED this 5th day of January 2011.

"original signed by"

Denise A. LeBlanc, Q.C., Panel Chair

"original signed by"

David G. Barry, Q.C., Panel Member

"original signed by"

Céline Trifts, Panel Member

New Brunswick Securities Commission
Suite 300, 85 Charlotte Street
Saint John, New Brunswick E2L 2J2

Tel: 506-658-3060
Fax: 506-658-3059