

ALBERTA SECURITIES COMMISSION

INTERIM ORDER: EXTENSION

Citation: Re Black Box Management Corp., 2024 ABASC 135

Date: 20240809

Black Box Management Corp., Invader Management Ltd., and Craig Michael Thompson

Background

1. Following an application by staff (**Staff**) of the Alberta Securities Commission (the **Commission**) pursuant to ss. 33 and 198 of the *Securities Act* (Alberta) (the **Act**), on October 27, 2023 (the **Application**), a Commission hearing panel issued an interim order against Black Box Management Corp., Invader Management Ltd., and Craig Michael Thompson (the **Respondents**), cited as *Re Black Box Management Corp., 2023 ABASC 144* (the **Interim Order**).
2. The Interim Order prohibited the Respondents from engaging in certain capital market activities until 6:00 p.m. (MST) on October 27, 2024. In addition, the Interim Order provided at paragraph 6(f) that, until a notice of hearing (arising from Staff's investigation into the Respondents' conduct) was issued, the Application, affidavits filed in support of the Application, and all other evidence admitted at the hearing of the Application had to remain confidential and could not be divulged except in accordance with section 45 of the Act.
3. On April 3, 2024, a Commission hearing panel ordered a variation of paragraph 6(f) of the Interim Order (under s. 214 of the Act and s. 11.1(b) of Commission Rule 15-501 *Rules of Practice and Procedure for Commission Proceedings*) that, until 6:00 p.m. (MST) on October 27, 2024, the affidavits and any other evidence filed in support of Staff's application for the Interim Order had to remain confidential and could not be divulged except in accordance with s. 45 of the Act (the **Variation Order**, cited as *Re Black Box Management Corp, 2024 ABASC 54*).
4. Staff have initiated a proceeding under the Act against the Respondents by issuing a Notice of Hearing on April 2, 2024 cited as *Re Black Box Management Corp., 2024 ABASC 56* (the **Notice of Hearing**).
5. On August 6, 2024, Staff applied to the Commission (the **Notice of Application**) for an extension of the Interim Order, including paragraph 6(f) as amended by the Variation Order, until the allegations in the Notice of Hearing are finally determined or otherwise concluded (the **Extension**).

6. The Respondents' counsel has been provided a copy of the Notice of Application, and on behalf of the Respondents, has consented to the Extension.
7. The Commission has considered the Notice of Application, the circumstances of the Interim Order, as well as the parties' agreement that the application may be addressed in writing, without an oral hearing.

Order

8. Considering that:

- (a) the Interim Order, including paragraph 6(f) as amended by the Variation Order, has not expired;
- (b) the Respondents were provided with an opportunity to be heard and consented to the order sought; and
- (c) the length of time required to conduct a hearing or a trial in respect of an offence and to render a decision could be prejudicial to the public interest;

the Commission orders under ss. 33(4) and 198 of the Act that the terms of the Interim Order, including paragraph 6(f), are extended and remain in effect until the proceeding initiated by the Notice of Hearing is finally determined or otherwise concluded.

9. This order takes effect immediately.

August 9, 2024

For the Commission:

"original signed by"

Tom Cotter

"original signed by"

Kari Horn, K.C.