

IN THE MATTER OF THE *SECURITIES ACT*,
S.N.B. 2004, c. S-5.5, AS AMENDED

AND IN THE MATTER OF

**GOLDPOINT RESOURCES CORPORATION,
LINO NOVIELLI, BRIAN MOLONEY,
EVANNA TOMELI, ROBERT BLACK,
RICHARD WYLIE, JACK ANDERSON,
and JIM CORCORAN**
(Respondents)

STATEMENT OF ALLEGATIONS

(of Staff of the New Brunswick Securities Commission)

1. Goldpoint Resources Corporation ("Goldpoint") is an Ontario corporation incorporated on 31 August 2007, and having a registered office address of 2 Bloor Street West, Suite 100, Toronto, Ontario, M4W 2G7. Goldpoint receives mail at the address of 161 Bay Street East, 27th Floor, Toronto, Ontario, M5J 2S1 and has a business fax number of 416-572-4204. Goldpoint uses an email of investorrelations@goldpointresources.com.
2. Lino Novielli ("Novielli") is an individual, resident at [REDACTED], Woodbridge, Ontario, [REDACTED]. Novielli is an officer and the sole director of Goldpoint, and is a registered mutual fund salesperson in Ontario. Novielli uses an email address of lno@goldpointresources.com.
3. Brian Moloney ("Moloney") is an individual, resident at [REDACTED], Toronto, Ontario, [REDACTED]. Moloney is an officer of Goldpoint and uses an email address of pmo@goldpointresources.com.
4. The remaining Respondents are employees of Goldpoint who worked out of business premises located at 40 Wellesley Street East, Suite 400, Toronto, Ontario. The only known mailing address, fax number and email for these individuals are the same as those of Goldpoint described in paragraph 1 above.
5. None of the Respondents are registered with the New Brunswick Securities Commission to trade in securities, nor were they so registered at any relevant time.
6. Goldpoint has not filed any prospectus or Reports of Exempt Distribution with the Commission.

7. Goldpoint is touted as a mining company, but in reality it appears to be a shell corporation without any significant assets. The only known business of Goldpoint is the solicitation of sales of its securities by telephone.
8. Jim Corcoran, Evanna Tomeli and other unknown individuals have solicited New Brunswick residents, by means of telephone calls placed into New Brunswick, to purchase securities of Goldpoint.
9. One such solicitation that occurred on 10 April 2008 continued after the New Brunswick resident stated that he did not meet the stated requirements for the accredited investor exemption.
10. During another solicitation by an unknown salesperson on or about 22 April 2008, the salesperson stated that Goldpoint had plans to go public on the TSX in August. This is a prohibited representation pursuant to s. 58(3) of the *Securities Act*, S.N.B. 2004, c. s-5.5, as amended (the "*Securities Act*").
11. During this same solicitation by the unknown salesperson on or about 22 April 2008, the salesperson stated that Goldpoint is registered with the Commission. This is a misrepresentation pursuant to s. 58(3) of the *Securities Act*.
12. As such, Goldpoint is attempting to conduct an illegal distribution of securities of its own issue in New Brunswick. Any funds invested in such securities are likely to be misappropriated or otherwise lost.
13. The business premises formerly occupied by Goldpoint were substantially vacated on 1 May 2008, approximately one hour before Ontario Securities Commission staff executed a search warrant on this location. As such, it is not known whether trading by the Respondents is ongoing.
14. On 14 May 2008 the Ontario Securities Commission issued an *inter partes* temporary order extending an *ex parte* temporary order that ceased the trading of Goldpoint securities, and that ceased Goldpoint, Lino Novielli, Brian Moloney, Evanna Tomeli, Robert Black, Richard Wylie, and Jack Anderson from trading in all securities.
15. It is in the public interest to cease-trade Goldpoint, Lino Novielli, Brian Moloney, Evanna Tomeli, Robert Black, Richard Wylie, Jack Anderson and Jim Corcoran pursuant to section 184(1) of the *Securities Act*.
16. In the alternative, it is in the public interest to cease-trade Goldpoint, Lino Novielli, Brian Moloney, Evanna Tomeli, Robert Black, Richard Wylie, and Jack Anderson pursuant to section 184(1.1) of the *Securities Act*.

Relief Sought

17. Staff of the New Brunswick Securities Commission ("Staff" and "Commission") seeks an order pursuant to section 184(1)(c) of the *Securities Act*, or in the alternative 184(1.1) of the *Securities Act*, that all trading in securities issued by Goldpoint shall cease.
18. Staff seeks an order pursuant to section 184(1)(c) that the Respondents shall cease trading in all securities. In the alternative, staff seeks an order pursuant to section 184(1.1) that Goldpoint, Lino Novielli, Brian Moloney, Evanna Tomeli, Robert Black, Richard Wylie, and Jack Anderson shall cease trading in all securities.
19. Staff seeks an order pursuant to section 184(1)(d)) that any exemptions in New Brunswick securities law do not apply to the Respondents. In the alternative, staff seeks an order pursuant to section 184(1.1) that any exemptions in New Brunswick securities law do not apply to Goldpoint, Lino Novielli, Brian Moloney, Evanna Tomeli, Robert Black, Richard Wylie, and Jack Anderson shall cease trading in all securities.
20. Staff seeks an order for the payment of investigation and hearing costs pursuant to sections 185(1) and 185(2) of the *Securities Act*.

DATED at the City of Saint John this 14th day of May 2008.

<<original signed by>>

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