



Citation: *Financial and Consumer Services Commission v. 9206-4880 Québec Inc.*, 2020 NBFCST 1

PROVINCE OF NEW BRUNSWICK
FINANCIAL AND CONSUMER SERVICES TRIBUNAL
IN THE MATTER OF THE *DIRECT SELLERS ACT*, S.N.B. 2011, c. 141, and the *COST OF CREDIT DISCLOSURE AND PAYDAY LOANS ACT*, S.N.B. 2002, c. C-28.3

Date: 2020-02-25
Docket: CA-001-2020

BETWEEN

Financial and Consumer Services Commission,

Applicant,

-and-

**9206-4880 Québec Inc., doing business as RH Entreprises/les
Entreprises RH Isolation et Décontamination,**

Respondent.

ORDER

WHEREAS:

1. The Applicant filed an application on January 31, 2020, seeking an interim order prohibiting the Respondent from carrying on any or all of the activities regulated under the *Direct Sellers Act*, S.N.B. 2011, c. 141, and the *Cost of Credit Disclosure and Payday Loans Act*, S.N.B. 2002, c. C-28.3;
2. The hearing of the application is scheduled for March 9, 2020;
3. On February 25, 2020, the Respondent requested an adjournment of the March 9, 2020, hearing in order to find a lawyer in New Brunswick;

4. The Financial and Consumer Services Commission does not consent to the request for an adjournment for the following reasons:
 - (a) the Respondent does not hold a licence under the *Direct Sellers Act* and the *Cost of Credit Disclosure and Payday Loans Act*, and is therefore not authorized to carry on business under these Acts;
 - (b) the sole purpose of the Commission's application for an interim order is to obtain an interim order to prevent the Respondent from engaging in regulated activities in the future;
 - (c) the order in question is solely for the period during which the Commission conducts its investigation, during which time the Respondent will have ample time to find a lawyer; and
 - (d) the Respondent has already indicated, by e-mail sent at 1:59 p.m. on February 10, 2020, that it does not object to the application;
5. The Tribunal's mandate is to protect the public interest;
6. The allegations raised in the application are serious and must be determined in a timely manner.

THEREFORE, IT IS HEREBY ORDERED THAT:

1. The Respondent's motion is dismissed and the hearing of the application will proceed on March 9, 2020.

DATED this 25th day of February, 2020.

Raoul Boudreau

Raoul Boudreau
Acting Chair of the
Tribunal