

**In the Matter of
*The Securities Act, 1988***

and

**In the Matter of
MK Futures
And
Maitlan Knoke**

Notice of First Appearance

To: MK Futures
Maitlan Knoke

WHEREAS as the Notice of First Appearance was scheduled via teleconference on May 17, 2022 at 1:00 p.m. (CST) to set a hearing date into the matters alleged in the Statement of Allegations, dated December 6, 2021, a copy of which is attached hereto.

AND WHEREAS the Respondents, represented by Maitlan Knoke, attended on May 17, 2022 and requested an adjournment. The Panel granted the Respondents' request for an adjournment.

TAKE NOTICE THAT you or a representative are to attend before a Panel of the Financial and Consumer Affairs Authority of Saskatchewan (the Hearing Panel) via videoconference on June 28, 2022 at 9:00 a.m. (CST) to set a date for a hearing into the matters alleged in the Statement of Allegations, dated December 6, 2021, a copy of which is attached hereto. The videoconference details are as follows:

WebEx Meeting number (access code): [REDACTED]

WebEx meeting password: [REDACTED]

Join by phone Canada Toll Free: [REDACTED]

TAKE NOTICE that you may be represented by legal counsel and are entitled to make representations on the return date;

AND FURTHER TAKE NOTICE that if you do not attend at the time and place as aforesaid, the conference call will proceed in your absence and the Hearing Panel may set hearing dates in the above matter without further notice to you;

AND FURTHER TAKE NOTICE that any order made by the Hearing Panel may form the basis for a parallel order in another jurisdiction in Canada. The securities laws of some other Canadian jurisdictions may allow orders made in this matter to take effect in other jurisdictions automatically, without further notice to you. If an order is made or a settlement is reached in relation to the matters set out in the Statement of Allegations attached hereto, you should contact the securities regulator of any other jurisdiction in which you may intend to engage in any securities related activities.

DATED at Regina, Saskatchewan on May 25, 2022.

[Redacted Signature]

Jillian Evans
Registrar

For Delivery To:

MK Futures

[Redacted Address]

Maitlan Knoke

[Redacted Address]

Note: Saskatchewan Policy Statement 12-602 *Procedure on Hearings and Reviews* (SP 12-602) sets out information on the procedures for this hearing. SP 12-602 can be found on the Authority's website at www.fcaa.gov.sk.ca.

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**STATEMENT OF ALLEGATIONS
OF STAFF OF FINANCIAL AND CONSUMER AFFAIRS
AUTHORITY OF SASKATCHEWAN**

**To: MK Futures
Maitlan Knoke**

Staff of Financial and Consumer Affairs Authority of Saskatchewan (the “**Authority**”) make the following allegations:

RESPONDENTS

1. The Respondent, MK Futures, was at all material times a sole proprietorship registered in the Province of Saskatchewan. The registration date of the sole proprietorship was June 25, 2018.
2. The Respondent, Maitlan Thane Knoke (“**Maitlan Knoke**”), is an individual residing in or around the city of Saskatoon, Saskatchewan. At all material times he was the sole proprietor of MK Futures.

FACTS

3. The factual foundation of this Statement of Allegations is inclusive of, but not limited to, the facts stated herein.
4. During the material time, August 2018 to February 2019, Maitlan Knoke approached acquaintances to offer them an opportunity to participate in his “government tenders” as a means of a profitable investment with exorbitant rates of return.
5. The following investments, among others, were made in the “government tenders” investment scheme and on the following dates (or thereabout) with the following investors:

Investor 1	\$100,000.00	August 01, 2018
Investor 2	\$ 30,000.00	October 23, 2018
	\$ 20,000.00	November 10, 2018
Investor 3	\$ 15,000.00	February 11, 2019
	\$ 10,000.00	February 11, 2019

Investor 1's Investment with MK Futures and Maitlan Knoke:

6. On or about 2018, Investor 1 hired Maitlan Knoke to perform renovations for her and her father. During that time, Maitlan Knoke described his "government tenders" investment scheme to Investor 1. On August 01, 2018 Investor 1 agreed to invest in the government tender program with Maitlan Knoke and his company, MK Futures. This investment opportunity was separate and apart from the renovations that Maitlan Knoke was performing for Investor 1.
7. Maitlan Knoke told Investor 1 that his government tender investment scheme involved the construction of a water plant or a fire hall north of Prince Albert, Saskatchewan. He explained that his company had been selected to do the build by the government. Maitlan Knoke told Investor 1 that he required investor capital for building materials but when the project was finished, investors would make a large return when the government paid the funds.
8. On August 01, 2018 Maitlan Knoke signed an Investment Agreement with Investor 1 indicating that in return for an investment of \$100,000, Investor 1 would receive her principal in six to 10 months time, along with an investment profit of \$75,000.
9. Investor 1 transferred \$100,000 from her [REDACTED] account to Maitlan Knoke's CIBC account on August 01, 2018 in consideration of the Investment Agreement of the same date.
10. Investor 1 has never received either her principal amount of \$100,000 or her investment profit of \$75,000 from Maitlan Knoke and MK Futures.

Investor 2's Investments with MK Futures and Maitlan Knoke:

11. Investor 2 met Maitlan Knoke through a common friend. Investor 2 is a citizen of the United States and lives in the state of [REDACTED]. In October of 2018, Investor 2 visited Saskatchewan and was introduced to Maitlan Knoke. During that visit Maitlan Knoke explained to Investor 2 that he is in the business of heavy construction and that he often is awarded government tenders. Maitlan Knoke told Investor 2 that he frequently enjoys returns of 60 to 80% on the business tender deals. Maitlan Knoke invited Investor 2 to participate in the profits of his next deal with the government as an investor if he supplied "up front" capital for the building materials.

12. On or about October 22, 2018 Investor 2 entered into an Investment Agreement with Maitlan Knoke and MK Futures. Investor 2 wire transferred \$30,000 CAD to Maitlan Knoke with the understanding that in six to eight months he would enjoy a profit of \$27, 270 on top of the principal as an investment return.
13. On or about October 23, 2018 Investor 2 wire transferred \$30,000 CAD (\$23,428.35 USD) from his [REDACTED] corporate account, at [REDACTED]. Investor 2 wire transferred this money to Maitlan Knoke's ScotiaBank account in Saskatoon, Saskatchewan.
14. Some days later, Maitlan Knoke telephoned Investor 2 and indicated that he had just been awarded another government tender and the returns of this project were to be even higher than the previous.
15. On or about November 10, 2018 Investor 2 entered into an Investment Agreement with Maitlan Knoke and MK Futures. Investor 2 wire transferred \$20,000 CAD to Maitlan Knoke with the understanding that in six to eight months he would enjoy a profit of \$30,000 on top of the \$20,000 principal as an investment return.
16. On or about November 09, 2018 Investor 2 wire transferred \$20,000 CAD (\$15,499 USD) from his [REDACTED] corporate account, at [REDACTED]. Investor 2 wire transferred this money to Maitlan Knoke's ScotiaBank account in Saskatoon, Saskatchewan.
17. Investor 2 has never received either his principal amounts (\$50,000) or his investment profits (\$57,270.00) of from Maitlan Knoke and MK Futures.

Investor 3's Investments with MK Futures and Maitlan Knoke:

18. Investor 3 met Maitlan Knoke through his son. Investor 3 hired Maitlan Knoke and MK Futures to renovate his basement. While he was working for Investor 3, Maitlan Knoke told Investor 3 about his government tender investment scheme. In February of 2019 Maitlan Knoke approached Investor 3 with an opportunity to invest in a government tender by investing capital up front for the building materials.
19. On February 11, 2019 Maitlan Knoke signed an Investment Agreement with Investor 3 indicating that in return for an "up front" investment of \$25,000, Investor 3 would receive his principal on July 02, 2019, along with an investment profit of \$25,000.
20. Investor 3 and his wife wrote cheque # 87 on their [REDACTED] joint account in the amount of \$15,000 and made the cheque out to MK Futures on February 11, 2019 in consideration of the Investment Agreement of that same date. The cheque was deposited into a Bank of Nova Scotia account in the name of Maitlan Knoke and MK Futures.
21. Investor 3 and his wife wrote cheque #195 on their [REDACTED] joint account in the amount of \$10,000 and made the cheque out to MK Futures on February 11, 2019 in consideration of the Investment Agreement of that same date. The cheque was deposited into a Bank of Nova Scotia account in the name of Maitlan Knoke and MK Futures.
22. Investor 3 has never received either his principal amount of \$25,000 or his investment profit of \$25,000 from Maitlan Knoke and MK Futures.

The Authority is Alleging Contraventions of subsections 27(2)(a) and 27(2)(b); subsection 55.1(b); s. 55.11 and s. 58 of The Securities Act, 1988:

23. During the Relevant Time, MK Futures and Maitlan Knoke acted as advisers as defined in subsection 2(1)(a.1) of *The Securities Act, 1988*, Statutes of Saskatchewan 1988-89, Chapter S-42.2, as amended, (the “Act”) by holding themselves out as engaging in the business of advising another as to the investing in or the buying or selling of securities or derivatives without being registered to do so in contravention of subsection 27(2)(b);
24. During the Relevant Time, MK Futures and Maitlan Knoke acted as dealers as defined in paragraph 2(1)(n) of the Act by engaging in or holding themselves out as engaging in the business of trading in securities or derivatives as principal or agent without being registered to do so in contravention of subsection 27(2)(a) of the Act.
25. During the Relevant Time, MK Futures and Maitlan Knoke engaged or participated in acts, practices, or courses of action relating to securities or derivatives or underlying interests in derivatives that they knew or reasonably ought to have known perpetrated a fraud on a person or company in contravention of subsection 55.1(b) of the Act.
26. During the Relevant Time, Maitlan Knoke materially mislead investors by offering them the opportunity to invest in government tender securities for a profit. This material misstatement was misleading and untrue in the light of the circumstances of which it was made in contravention of subsection 55.11(1) of the Act.
27. During the Relevant Time, MK Futures and Maitlan Knoke failed to file a preliminary prospectus or prospectus with the Authority relating to the investments in government tenders for a profit, and no receipts have been issued by the Executive Director of the FCAA’s Securities Division in contravention of subsection 58 of the Act.

ORDERS SOUGHT

28. Based on the above, FCAA Staff ask a panel of the FCAA appointed pursuant to section 17 of The Financial and Consumer Affairs Authority of Saskatchewan Act (the “Panel”) to consider whether it is in the public interest to make the following orders:
 - a. Pursuant to paragraph 134(1)(a) of the Act, all of the exemptions in Saskatchewan securities laws do not apply to MK Futures and Maitlan Knoke, permanently;
 - b. Pursuant to paragraph 134(1)(d) of the Act, MK Futures and Maitlan Knoke shall cease trading in any securities and derivatives in Saskatchewan, permanently;
 - c. Pursuant so paragraph 134(1)(d.1) of the Act, MK Futures and Maitlan Knoke shall cease acquiring securities and derivatives for and on behalf of residents of Saskatchewan, permanently;

- d. Pursuant to paragraph 134(1)(e) of the Act, MK Futures and Maitlan Knoke shall cease giving advice respecting securities, derivatives, and trades thereof in Saskatchewan, permanently;
- e. Pursuant to paragraph 134(1)(h.1) of the Act, MK Futures and Maitlan Knoke are prohibited from becoming or acting as a registrant, an investment fund manager, or a promoter, permanently;
- f. Pursuant to section 135.1 of the Act, MK Futures and Maitlan Knoke shall, jointly and severally, pay an administrative penalty to the FCAA in the amount of \$60,000.00, or any other amount allowed by the Panel;
- g. Pursuant to section 135.6 of the Act, MK Futures and Maitlan Knoke shall, jointly and severally, pay financial compensation to each person or company found to have sustained financial loss caused in whole or in part by contraventions of Saskatchewan securities laws committed MK Futures and Maitlan Knoke, in amounts to be determined; and
- h. Pursuant to section 161 of the Act, MK Futures and Maitlan Knoke shall, jointly and severally, pay the costs of or relating to the hearing of this matter.

DATED at Regina, Saskatchewan, this 6 day of December, 2021.



Dean Murrison
Executive Director,
Securities Division
Financial and Consumer Affairs Authority of
Saskatchewan