

**DISCIPLINE COMMITTEE OF THE
ASSOCIATION OF PROFESSIONAL GEOSCIENTISTS OF ONTARIO**

IN THE MATTER OF THE COMPLAINT of,)
Ontario Securities Commission in respect of
Dennis Patron, P.Geo.)

DISCIPLINARY PANEL:)
WAYNE CASTON, P.Geo., FGC)
(Panel Chair)
NOELLE SHRIVER, P.Geo.)
VISHA SUKDEO, public member)

HEARD ON THURSDAY THE 10th DAY
OF NOVEMBER, 2016

B E T W E E N :

ASSOCIATION OF PROFESSIONAL GEOSCIENTISTS OF ONTARIO,

Association

- and -

DENNIS PATRON, P.Geo.,

Member

DECISION AND REASONS FOR DECISION

THIS IS A DISCIPLINE HEARING initiated by the Association in response to the complaint of the Ontario Securities Commission (“Complainant”), in respect of the professional practise of the Member.

IT WAS ALLEGED by the Association that the Member is guilty of professional misconduct, negligence, and incompetence as defined in the *Professional Geoscientists Act 2000* and Ontario Regulation 258/02. The Notice of Hearing, which was marked as Exhibit 2, sets out the specifics of these allegations.

A HEARING before this Tribunal concerning the allegations was held on November 10, 2016 by teleconference, at 3 p.m. or thereabouts. By way of a Consent marked as Exhibit 1 the Member confirmed that he consented to proceeding by way of teleconference. The Member was present on the call, and was self-represented. Also present on the call were the Panel

Members, Independent Legal Counsel to the Panel, Carol Street, Counsel to the Association Richard Steinecke, Gord White, CEO of the Association, Aftab Khan, Registrar of the Association, and three observers.

ON REVIEWING the Joint Submission on Finding (which was marked as Exhibit 3), and on hearing the submissions of Richard Steinecke, Counsel for the Association,

1. **THIS TRIBUNAL** finds that the actions of the Member constitute professional misconduct under paragraph 16 of O.Reg. 258/02. In particular:
 - (i) **THIS TRIBUNAL** further finds that the Member breached O.Reg. 258/02, and in particular ss. 16(2).3 thereof, by contravening the law.
 - (ii) **THIS TRIBUNAL** further finds that the Member breached O.Reg. 258/02, and in particular ss. 16(2).6 thereof, by not being qualified by training or experience.
 - (iii) **THIS TRIBUNAL** further finds that the Member breached O.Reg. 258/02, and in particular ss. 16(2).9 thereof, by engaging in disgraceful, dishonourable or unprofessional conduct.
 - (iv) **THIS TRIBUNAL** further finds that the Member breached O.Reg. 258/02, and in particular ss. 16(2).12 thereof, by engaging in conduct unbecoming a professional geoscientist.
2. **THIS TRIBUNAL** finds that the actions of the Member constitute negligence under paragraph 17 of O.Reg. 258/02, meaning that the Member committed an act or omission in the practice of the profession that constitutes a failure to maintain the standards that a reasonable and prudent professional geoscientist would have maintained in the circumstances.
3. The facts set out in Exhibit 3 (Joint Submission on Finding) included reference to Appendix A to the Joint Submission, which were marked as Exhibit 4 and which were electronic materials contained on a USB key provided to the Panel. These were the only specific facts available to us. In particular, the Panel reviewed notifications by GOOD Mining Exploration Inc. in:
 - (i) Press Releases on Nov. 05 and Nov. 18, 2014, signed by Frank Dusome President, CEO and Dennis Patron (P.geo.) [sic] – no title;

- (ii) Press Releases on Dec. 08 and Dec. 22, 2014 and Feb. 03, 2015, signed by Frank Dusome President, Chief Executive Officer and Dennis Patron (P.geo.) [sic] – Sr. Exploration Geologist, ‘on behalf of the Board of Directors’;
- (iii) Press Release and post on May 05, 2015, signed by Frank Dusome President, Chief Executive Officer and Dennis Patron (P.geo.) [sic] – Sr. Exploration Geologist; and
- (iv) Press Release and post on May 12, 2015 – no signatures;

which were considered particularly relevant by the Panel. In all cases described in (i) to (iv) above, the Member was identified as the “QP” in the text and / or by signature.

4. **THIS TRIBUNAL** finds that the content of the Member’s communications, in his capacity as a Professional Geoscientist and in the course of the practice of geoscience, are inaccurate and unprofessional, displayed a pattern over a period of several months, (Exhibit 4 as set out in paragraph 3 above by GOOD Mining Exploration Inc.’s Press Releases and /or posts), and as a whole, do not display a quality and character generally expected from a Professional Geoscientist.
5. **HAVING FOUND THE MEMBER** guilty of the allegations against him, the Panel was provided with a Joint Submission on Order, which was marked as Exhibit 5, and which set out the proposed Penalty that the parties jointly put forward as appropriate. The Member confirmed that he understood that the Panel was not obliged to accept this proposal and had agreed that it be provided to us notwithstanding that.
6. **HAVING REVIEWED THE JOINT SUBMISSION ON ORDER**, and having heard the submissions of Richard Steinecke and fully considered the terms of the Joint Submission on Order, the Panel was satisfied that the proposed penalty was appropriate and acceptable. As a result, the following Penalty is imposed on the Member:
 - (i) **THIS TRIBUNAL ORDERS** that the Member appear before the Panel to be reprimanded by teleconference, which oral reprimand took place during the teleconference. The Tribunal has annexed a written reprimand as Appendix A to this decision. A copy of the written reprimand shall be placed in the Member’s record and be made publicly accessible.
 - (ii) **THIS TRIBUNAL ORDERS** that the Member’s registration be suspended for a period of 6 (six) months, commencing on November 11, 2016 and ending on May 10, 2017.

(iii) **THIS TRIBUNAL ORDERS** that the following terms, conditions and restrictions be imposed on the Member's membership:

(1) The Member shall not perform any mineral resource or mineral reserve estimations, as contemplated by NI 43-101 until he has successfully passed, to the satisfaction of the Registrar, a course on NI 43-101 that has been approved by the Registrar.

(2) After completing the term, condition and restriction described in paragraph (1), the Member shall ensure that his next NI 43-101 report / submission, regardless of jurisdiction, shall be peer reviewed by a peer acceptable to the Registrar and that the Member shall not issue the report / submission until the peer has reported to the Registrar in writing that in the peer's opinion, the report / submission complies with NI 43-101.

(iv) **THIS TRIBUNAL ORDERS** that the name of the Member be published both on the Association's website and in appropriate media to be selected by the Registrar with the summary of this decision and reasons in this matter, which publication will include copies of the Joint Submission on Finding (without the USB documents), Joint Submission on Order, and the Member's written reprimand.

7. **THIS DECISION** may be signed electronically and in counterparts.

Date: November 21, 2016



Wayne Caston, P.Geo., FGC (Chair)



Noelle Shriver, P.Geo.



Visha Sukdeo

APPENDIX A TO DECISION AND REASONS FOR DECISION
DISCIPLINE COMMITTEE OF THE
ASSOCIATION OF PROFESSIONAL GEOSCIENTISTS OF ONTARIO

B E T W E E N :

ASSOCIATION OF PROFESSIONAL GEOSCIENTISTS OF ONTARIO,

Association

- and -

DENNIS PATRON, P.Geo.,

Member

REPRIMAND

TO: DENNIS PATRON

The Panel of the Discipline Committee of the Association, consisting of Wayne Caston, P.Geo., FGC, Noelle Shriver, P.Geo. and Visha Sukdeo, public member, declared in its Decision and Reasons for Decision dated November 21, 2016 that you should be reprimanded in writing for your professional misconduct and negligence as a Professional Geoscientist. This is that reprimand.

We are embarrassed by your conduct and for the profession of which you are a practitioner.

Your conduct is unacceptable and will not be countenanced in future.

The members of the Panel sincerely hope, and indeed expect, that you will take this reprimand to heart and will change your professional conduct to those standards expected of a Professional Geoscientist in the Province of Ontario.

The Panel directs that, if you are going to act as a Qualified Person (QP) on any project, you are to accept the position only if you have the appropriate training, experience and

expertise in the commodity and type of work for which you will be signing as a Professional Geoscientist and QP.

A copy of this reprimand is being placed in your member file and will be publicly accessible via the website of the Association of Professional Geoscientists of Ontario.

DATED the 21st day of November, 2016.



Wayne Caston, P.Geo., FGC (Chair)



Noelle Shriver, P.Geo.



Visha Sukdeo

(Short title of proceedings)

Discipline File No. C-119

**DISCIPLINE COMMITTEE OF THE
ASSOCIATION OF PROFESSIONAL GEOSCIENTISTS
OF ONTARIO**

DECISION AND REASONS FOR DECISION

November 21, 2016