



Ontario
Securities
Commission

Commission des
valeurs mobilières
de l'Ontario

P.O. Box 55, 19th Floor
20 Queen Street West
Toronto ON M5H 3S8

CP 55, 19e étage
20, rue queen ouest
Toronto ON M5H 3S8

**IN THE MATTER OF THE *SECURITIES ACT*
R.S.O. 1990, c. S.5, AS AMENDED**

- AND -

**IN THE MATTER OF BERKSHIRE CAPITAL LIMITED,
GP BERKSHIRE CAPITAL LIMITED, PANAMA OPPORTUNITY
FUND AND ERNEST ANDERSON**

NOTICE OF HEARING

TAKE NOTICE THAT the Ontario Securities Commission (the “Commission”) will hold a hearing pursuant to section 127 of the *Securities Act*, R.S.O. 1990, c. S.5, as amended (the “Act”) at the offices of the Commission, 20 Queen Street West, 17th Floor, Hearing Room B, Toronto, Ontario commencing on February 10, 2009 at 4:30 p.m. or as soon thereafter as the hearing can be held;

AND FURTHER TAKE NOTICE that the purpose of the hearing is for the Commission to consider whether it is in the public interest for the Commission:

- (a) To extend the Temporary Order dated January 27, 2009 pursuant to subsection 127(7) and (8) of the Act until the conclusion of the hearing or for such further time as considered necessary by the Commission; and,
- (b) To make such further orders as the Commission considers appropriate;

BY REASON of the facts recited in the Temporary Order and of such allegations and evidence as counsel may advise and the Commission may permit;

AND FURTHER TAKE NOTICE that any party to the proceeding may be represented by counsel at the hearing;

AND TAKE FURTHER NOTICE that upon failure of any party to attend at the time and place, the hearing may proceed in the absence of that party and such party is not entitled to any further notice of the proceeding.

DATED at Toronto this “6th” day of February, 2009

“John Stevenson”

John Stevenson