

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4259/October 14, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-17565

In the Matter of

CAPITAL PREFERRED YIELD FUND-III, LP,
CLEARLY CANADIAN BEVERAGE CORP., and
DIVERSINET CORP.

ORDER TO SHOW CAUSE

On September 22, 2016, the Securities and Exchange Commission issued an order instituting proceedings (OIP) against Respondents pursuant to Section 12(j) of the Securities Exchange Act of 1934, alleging that Respondents have securities registered with the Commission and are delinquent in their periodic filings.

On September 29, 2016, the Division of Enforcement filed a declaration of service establishing that the OIP was served on Respondents by September 28, 2016, in accordance with 17 C.F.R. § 201.141(a)(2). Respondents' answers were therefore due by October 11, 2016. OIP at 3; *see* 17 C.F.R. § 201.160(a)-(b), .220(b). To date, Respondents have not filed answers.

I ORDER Respondents to SHOW CAUSE by October 24, 2016, why the registrations of their securities should not be revoked by default due to their failure to file answers or otherwise defend this proceeding. If Respondents fail to respond to this order, they will be deemed in default and the registrations of their securities will be revoked. OIP at 3; 17 C.F.R. §§ 201.155(a)(2), .220(f).

Cameron Elliot
Administrative Law Judge