

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 79727 / January 4, 2017

Admin. Proc. File No. 3-17565

In the Matter of

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

NOTICE THAT INITIAL DECISION HAS BECOME FINAL

The time for filing a petition for review of the initial decision in this proceeding has expired. No such petition has been filed by Capital Preferred Yield Fund-III, LP, Clearly Canadian Beverage Corp., or Diversinet Corp. and the Commission has not chosen to review the decision on its own initiative.

Accordingly, notice is hereby given, pursuant to Rule 360(d) of the Commission's Rules of Practice,¹ that the initial decision of the administrative law judge has become the final decision of the Commission with respect to Capital Preferred Yield Fund-III, LP, Clearly Canadian Beverage Corp., and Diversinet Corp.² The order contained in that decision is hereby declared effective. The initial decision ordered that, pursuant to Section 12(j) of the Securities Exchange Act of 1934, the registrations of each class of registered securities of Capital Preferred Yield Fund-III, LP, Clearly Canadian Beverage Corp., and Diversinet Corp. are hereby revoked.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Brent J. Fields
Secretary

¹ 17 C.F.R. § 201.360(d).

² *Capital Preferred Yield Fund-III, LP, Clearly Canadian Beverage Corp., and Diversinet Corp.*, Initial Decision Release No. 1080 (Nov. 9, 2016), 115 SEC Docket 08, 2016 WL 6647633. The Central Index Key numbers are: 914786 for Capital Preferred Yield Fund-III, LP; 808464 for Clearly Canadian Beverage Corp.; and 918387 for Diversinet Corp.