

District of: British Columbia
Division No. 03 - Vancouver
Court No. 11-3161894
Estate No. 11-3161894

FORM 68
Notice of Bankruptcy, First Meeting of Creditors
(Subsection 102(1) of the Act)

☒ Original ☐ Amended


In the Matter of the Bankruptcy of
1508538 B.C. Ltd
of the city of Vancouver, in the Province of British Columbia

Take notice that:

1. 1508538 B.C. Ltd filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against 1508538 B.C. Ltd) on the 4th day of December 2024 and the undersigned, Alvarez & Marsal Canada Inc., was appointed as trustee of the estate of the bankrupt by the official receiver (or the Court); subject to affirmation by the creditors of the trustee's appointment or substitution of another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on the 20th day of December 2024 at 10:00 AM at virtually by MS Teams or Meeting ID: 245 404 507 426, Passcode: 6nz2mb3T, +1 647-749-7010,,11329578#.
3. To be entitled to vote at the meeting, a creditor must file with the trustee, before the meeting, a proof of claim and, where necessary, a proxy.
4. Enclosed with this notice are a proof of claim form, proxy form and list of creditors with claims amounting to \$25 or more showing the amounts of their claims.
5. Creditors must prove their claims against the estate of the bankrupt to share in any distribution of the proceeds realized from the estate.

Dated at the city of Vancouver in the Province of British Columbia, this 4th day of December 2024.

Alvarez & Marsal Canada Inc. - Licensed Insolvency Trustee
Per:



Anthony Tillman - Licensed Insolvency Trustee
Cathedral Place Building
925 West Georgia Street, Suite 902
Vancouver BC V6C 3L2
Phone: (604) 638-7440 Fax: (604) 638-7441

District of: British Columbia
Division No. 03 - Vancouver
Court No.
Estate No.

☒ Original ☐ Amended

-- Form 78 --
Statement of Affairs (Corporate Bankruptcy)
(Subsection 49(2) and Paragraph 158(d) of the Act / subsections 50(2) and 62(1) of the Act)

In the Matter of the Bankruptcy of
1508538 B.C. Ltd
of the city of Vancouver, in the Province of British Columbia

To the bankrupt:
You are required to carefully and accurately complete this form and the applicable attachments showing the state of your affairs on the date of the bankruptcy, on the 4th day of December 2024. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration by a duly authorized director, if the bankrupt is a corporation, or by yourself, in other cases..

Give reasons for the bankrupt's/debtor's financial difficulty (Select all that apply and provide details):

- ☒ Negative market conditions;
- ☐ Foreign Exchange Fluctuations;
- ☐ Economic Downturn;
- ☐ Poor Financial Performance;
- ☐ Legal Matters (Provide details);
- ☐ Lack of Working Capital/Funding;
- ☐ Competition;
- ☐ Legislated or Regulatory Restrictions;
- ☐ Natural Disaster;
- ☐ Increased Cost of Doing Business;
- ☐ Overhead Increasing;
- ☐ Faulty Infrastructure or Business Model;
- ☐ Unsuccessful Marketing Initiatives;
- ☐ Personal Issues;
- ☐ Poor Management;
- ☐ Faulty Accounting;
- ☐ Tax Liabilities;
- ☐ Labour;
- ☐ Other (Please specify).

Provide relevant details:

ASSETS			LIABILITIES		
(totals from the list of assets as stated and estimated by bankrupt/debtor)			(totals from the list of liabilities as stated and estimated by bankrupt/debtor)		
1. Cash on hand		0.00	1. Secured creditors		1.00
2. Deposits in financial institutions		0.00	2. Preferred creditors, securities, and priorities		0.00
3. Accounts receivable and other receivables			3. Unsecured creditors		26,589,599.77
Total amount	0.00		4. Contingent, trust claims or other liabilities estimated to be provable for		0.00
Estimated realizable value	0.00	0.00			
4. Inventory		0.00	Total liabilities		26,589,600.77
5. Trade fixtures, etc.		0.00			
6. Livestock		0.00	Surplus		26,589,599.77
7. Machinery and equipment		1.00			
8. Real property or immovables		0.00			
9. Furniture		0.00			
10. Intangible assets (intellectual properties, licences, cryptocurrencies, digital tokens, etc.)		0.00			
11. Vehicles		0.00			
12. Securities (shares, bonds, debentures, etc.)		0.00			
13. Other property		0.00			
Total of lines 1 to 13		1.00			
If bankrupt is a corporation, add:					
Amount of subscribed capital	0.00				
Amount paid on capital	0.00				
Balance subscribed and unpaid	0.00				
Estimated to produce	0.00	0.00			
Total assets		1.00			
Deficiency		-26,589,599.77			
Total value of assets located outside Canada included in lines 1 to 13		0.00			

Creditor Mailing List

In the Matter of the Bankruptcy of
1508538 B.C. Ltd
of the city of Vancouver, in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Secured	Wingspire Equipment Finance LLC			1.00
Unsecured	1 Corporation			1,641.56
	1000560074 Ontario Inc (Logi-Call)			1,200.00
	2236050 Ontario Inc O/A TAME Group			1,915.92
	3I International			1,392.62
	401 Transport Connections			27,241.00
	48Forty Solutions, Llc			167,385.16
	818 Logistics Incorporated			12,259.37
	9298-2040 Quebec Inc. (Fortus Group)			5,600.00
	Absolute Filtration			1,044.06
	Absolute Pest Elimination			1,163.70
	Accutec Steel Rule Die			12,271.80
	Addison Electric Motor Inc			10,478.42
	Advanced Blending Solutions, Llc			5,346.30
	Advanced Extrusion			35,655.90
	Aerotek Commercial Staffing			26,941.96
	Air Filter Engineers			3,011.96
	Airgas Usa Llc			7,789.99
	Airwill Electrical Supply Inc			1,276.58
	Alliant Energy/Wp&L			70,277.22
	Althoff Industries			11,242.15
	AMB Logistic			2,080.00
	American Industrial Medical - Aim			3,438.17
	American Roller Company Llc			20,119.34
	Ameritas Life Insurance Corp			3,683.44
	Ann Harris Bennett			8,307.41
	Armaan Staffing			86,483.19
	Arp Materials Inc			64,240.03
	Aston Carter, Inc.			68,067.39
	Avient Colorants Canada Inc.			62,221.22
	AYS Technologies Canada Inc			6,392.22
	AYS Technologies Canada Inc			5,261.51
	B&B Plastics Recyclers Inc.			8,553.95
	B&X Cleaning Company Llc			3,224.19
	Bach Polymers			24,946.44
	Balmaceda Landscaping			2,700.00
	BCB International Inc			2,579.99
	BDO Canada LLP			3,162.48
	Bill Mechar			
	Blades Machinery Co Inc			1,291.74
	Blue Cross Blue Shield Of Illinois			57,051.74

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Brant Investments c/o Pathfinder Asset Management Ltd.			
	Brant Investments c/o RBC Investor & Treasury Services			
	Brenntag Canada Inc			10,595.54
	Brent Reynolds			
	Bristol Capital Ltd.			18,375.00
	Broadridge (CAD)			4,593.75
	Brokerage and Transportation Sales, Inc (BTS)			53,672.57
	Brokerage and Transportation Sales, Inc (BTS)			2,092.74
	Burcham International			2,014,012.21
	C4 Polymers			20,068.49
	Cable & Electrical System, Inc			1,813.19
	Canaccord Genuity Corp.			
	Canada Tpd Usa Hq			18,174.89
	Canada Border Services Agency			3,432.76
	Canada Revenue Agency			
	Canadian Linen and Uniform			1,449.93
	Canadian Outdoor Services Inc.			2,447.30
	Chesapeake Material Services			61,394.02
	Chicago Rabbinical Council			5,365.30
	Chicago Trailer Pool			22,802.59
	Christopher Mckinnell			
	Cht Usa			12,830.50
	Cht Usa Inc.			2,005.13
	Chubb Insurance Company			
	CHUCK LEW & CO.			1,739.25
	Cintas			2,797.60
	Cintas Corporation #355			13,213.62
	City of Brampton			
	Clarkson Rouble LLP			5,367.50
	Cloudwifi Inc.			2,231.75
	Colourmate Inc.			1,149.10
	Columbia Pipe & Supply Co.			4,691.16
	Company Policy			13,860.00
	Compost Manufacturing Alliance LLC			4,680.59
	Compressors Air Us			6,157.22
	Computer Solutions Repair Inc.(CSR)			1,449.23
	Computershare			3,387.32
	Corner Edge Products Ltd.			8,260.68
	Crane Worldwide Logistics - YVR			4,268.25
	Credential Otrade Securities Inc., Attn: Camille Li			

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Credential Qtrade Securities Inc. c/o Pathfinder Asset Management Ltd.			
	D6 Inc.			4,008.07
	Dassault Systemes Americas Corp			55,410.01
	Davis-Standard, Llc			13,365.35
	Dayforce US, Inc. (Formerly Ceridian)			15,080.89
	Deloitte LLP			3,225.01
	Dimension X Design ,LLC			16,087.69
	Donald Holmstrom			
	Dongab Co Inc.			155,251.90
	Donnelley Financial Solutions Canada Corporation			7,393.64
	Dusan Medan			
	Dynamic Electronics			1,804.30
	EDC c/o Chaitons LLP			
	Ekman Recycling			214,444.26
	Ellwood Specialty Metals			11,692.52
	Enerstar, Inc			6,843.50
	Engie Resources Llc			10,315.47
	EnPowered Inc.			3,799.97
	Enviro-Tex Products Inc.			38,020.09
	Eric Toussaint			
	Euler Hermes Canada Services, Inc			33,290.27
	Excal Tech			7,833.95
	Exponential Power			20,512.74
	Express Services, Inc.			15,663.53
	Fabiene Evans			
	Far Eastern New Century Corporation (FENC)			1,029,538.08
	Fidelity Clearing Canada ULC			
	Field Temperature Control Ltd.			3,443.68
	Finzer Roller			10,799.04
	Flightdeck Media			1,361.07
	Freeman Mfg & Supply Co.			2,156.99
	Gemcraft Screen Products Inc.			2,633.70
	Genesis Canada a Ravago Canada Co			1,558,828.12
	Genesis Polymers			98,381.88
	Genesis Polymers_			49,190.94
	Gillian Scott			
	Glasswaters Foundation			
	Global Shop Solutions			2,433.75
	Godspeed Group			16,334.25
	Godspeed Group			63,692.31
	Godspeed Group			3,518.85

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Golden Triangle Taxi			2,150.80
	Goulston Technologies, Inc			3,421.75
	GPS Logistics			9,010.61
	Grainger			8,403.09
	Grainger			5,282.56
	GrandBridge Energy (Ayr 9275-01)			66,864.50
	Grant Thornton LLP			130,991.50
	Green Innovations			367,194.97
	Greenview Materials			15,321.65
	Greif			21,760.03
	Guycan Plastics Ltd.			309,039.41
	Hagerman & Company, Inc.			2,408.91
	Hamilton Polymers			117,974.20
	Harpster Lawn Maintenance			1,472.72
	Heather Riddell			
	Highlight logistics			34,354.13
	Highlight Logistics Inc			2,251.51
	Highlight Logistics Inc.			3,087.35
	Hillis Logistics Inc			5,780.00
	His Majesty the King in Right of Ontario, as represented by MEDJCT			
	Houston Pallets, Llc			6,845.00
	Howell Packaging			27,832.21
	HUB International Insurance Brokers			435,711.52
	Hufco			1,456.96
	Hydraulic Service & Repairs			1,449.72
	Ian Brindle			
	Ichor Industrial Inc.			4,133.82
	IMSM Canada Ltd			2,088.24
	Indoor Ag Con, LLC			2,359.01
	Industrial Repair Service, Inc.			2,278.88
	Innovative Idm, Llc			6,284.40
	Insight Capital Partners Inc.			33,900.00
	Integral Wealth Securities Limited			50,400.00
	Interplastics Company, Llc			42,963.49
	Into the Awesome LLC - US			4,598.62
	J&A Sales, Inc.			1,498.45
	James McIntyre			
	Jay Visual Packaging			49,447.43
	Jelliff Corp			3,216.44
	Jgn Pallet			2,730.00
	Jill Brindle			
	Joann McCraig			

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Job Giraffe			19,881.18
	Joseph Cazes			
	JTF Holdings Inc. & Bill Mechar			1,819,164.00
	Kaitting'S Bearings Ltd			3,479.28
	KDR Trucklines Inc.			12,650.00
	Kevin Leong			
	Key Dies, Inc.			2,785.77
	Klockner Pentaplast Of America			335,300.64
	Kluber Lubrication Na Lp			18,552.93
	Kooi Trucking Inc.			7,843.25
	Lakeland Polymers Llc			21,407.01
	Launch Utah			19,335.59
	Leede Jones Gable Inc.			
	Liftow Limited			4,520.03
	Lindar			1,326,155.58
	Lindar Corp.			25,308.42
	Linear Logistics			37,424.32
	Linear Logistics			20,927.42
	Linear Logistics			6,270.15
	Little Gus Ecommerce Incorporated			3,150.00
	Ll Brown, Inc.			8,561.95
	Logic-Ology Logistics Inc.			61,037.17
	Lotte and John Hecht Memorial Foundation c/o Equitable Real Estate Investment Corporation Ltd.			
	Lsq Funding Group, L.C.			4,590.92
	Lyon Balch Llc			27,127.19
	M&W Shops			3,268.22
	Maguire Products, Inc			59,107.30
	Marcel Castonguay			
	Marco Polo International			90,464.00
	Mario Ramirez			
	Mark Shepherd			
	Markas Inc.			218,945.94
	Market FX			19,530.00
	Mary Baillie			
	Mchenry County Collector			169,592.12
	Mcmaster- Carr Supply			4,013.08
	McMaster-Carr			5,103.26
	McMaster-Carr Supply Co.			3,260.16
	Medika Plastics			23,747.91
	Michael Biba			
	Michel Labonte			10,764.60

Creditor Mailing List

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Michelle Bultman			
	Mid America Marketing			9,361.18
	Midwest Hose & Fittings			2,442.74
	Miele Enterprises Inc.			2,855.73
	Minister of Finance, Province of British Columbia			
	Minister of Finance, Province of Ontario			
	Motion Industries			5,459.01
	MPI MorHeat Inc.			2,576.40
	Mra-The Management Association			1,710.87
	Ms. M Elizabeth Hurly			
	N. J. Malin & Associates, Llc			1,344.00
	National Bank Financial Inc., Attn: Nelia Guilar			
	Natureworks, Llc			2,040,659.73
	Net Parcel			9,618.14
	Net Parcel Inc.			5,478.57
	Net Parcel Inc.			1,516.45
	New Electric Enterprises Inc.			62,890.89
	Newsfile Corp			2,882.25
	NexGen Polymers Inc.			91,218.07
	Nordson Bkg, Inc.			43,773.29
	Northern Overhead Door Llc			1,567.84
	Northern Roller, Inc.			4,248.80
	Northwestern Medicine Occupational Health			2,356.90
	Nova Plastics			36,465.86
	Occupational Safety and Health Administration			
	Office Pro, Inc.			1,797.50
	Ogre			373,422.14
	Ogre			5,778.84
	OGRE-S			1,690.34
	Oxford Pallet & Recyclers Ltd			31,794.72
	Pacific Economic Development Canada			907,951.00
	Packsmart, Inc.			3,851.13
	Panda Environmental Services, Inc.			4,328.47
	Patricia McMahon			
	People Link Staffing Solutions			29,622.11
	Peralta'S Tex Company			1,407.25
	Performance Additives, Llc			93,469.46
	Peter Volpe			
	Peterson McVicar LLP			
	Phillips, Andy			11,428.64
	Pitel Septic, Inc			2,737.40

Creditor Mailing List

In the Matter of the Bankruptcy of
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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Plastic Ingenuity Inc			17,890.09
	Platform Group Limited			23,814.00
	PMMI			2,801.71
	Portal Dock and Door			3,297.12
	Pratt Industries (Usa)			24,031.20
	Primary Resources			2,165.96
	Prime Plastic Products, Inc			30,527.47
	Processing Technologies, Inc.			28,176.74
	Quad Plus			1,539.37
	Questmark Flooring			6,452.87
	Quincy Compressor			1,609.56
	R&S Manufacturing			1,500.00
	Raymond James Ltd.			
	Rba Polymers, Llc			84,243.03
	Refinitiv			9,217.92
	Regency Personnel Solutions			2,992.00
	Region of Peel			2,173.34
	Reliance Insurance Agencies Ltd.			18,722.37
	Resource Plastics			28,878.88
	Rexel Electrical & Datacom			3,236.44
	RingCentral, Inc.			4,672.46
	Riverdale Global, Llc			26,607.52
	Robert El-Maraghi ME			
	Robert Half			9,538.68
	Robert Lucchetta			
	Ronald Mark Associates, Inc			21,844.64
	Rs Americas Inc.			1,945.00
	Safe-Tech Training Inc.			1,440.75
	Safety Kleen Systems, Inc.			1,918.16
	Scenario Creation Ltd.			6,756.57
	Scotia Capital			
	Semrush			8,681.19
	Seyfarth Shaw Llp			1,699.92
	Shannon Cunningham			
	Shepherd Family Trust c/o Barry and Denise Shepherd			
	Sherman Plastics Corp			435,793.81
	Short Cooling Solutions Inc.			7,899.90
	Shortreed Paper Inc			3,418.05
	Sigma Compressor Inc			2,707.73
	Sl6 Logistics Lp			26,805.27
	Sohner Plastics.			4,902.13
	Soil Control Lab			2,619.26

Creditor Mailing List

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	South Coast Hydraulics			2,187.36
	Steelman Industries			3,876.54
	Stephanie Zahn			
	Stesco Global Packaging Corp			104,483.65
	Stikeman Elliott			150,838.12
	Stockhouse Publishing Ltd.			7,000.00
	Sukano Polymers Corp			28,541.41
	Summit Labels			1,231.03
	Sunpack			204,300.45
	T.O. Plastics, Inc.			24,268.89
	Tekpak Inc.			22,987.31
	The Hartford-Group Benefits			2,742.62
	Thermoformer Parts Suppliers			4,268.93
	Todd Shepherd, Mark Shepherd, Shepherd Family Trust, Barry Shepherd, Denise Shepherd			2,250,000.00
	Total Quality Logistics LLC			
	Township of North Dumfries			
	Toyota Industries			16,849.72
	Trade Mark Industrial Inc			60,165.20
	Transaction Packing, LLC			49,574.31
	Tri Mechanical Llc - Ims			54,066.25
	Tritan Products Inc.			4,683.62
	TSX Trust Company			27,259.79
	Twins Logistics Services Inc.			26,133.82
	U. Lucchetta Construction Limited			
	Uline			2,323.35
	ULine Canada			1,518.51
	Uline Shipping Supplies			2,238.90
	Ultra Green Packaging, Inc.			44,807.56
	United Five Group, Llc			81,757.78
	Univar Solutions Usa Inc.			9,788.69
	Universal Dynamics, Inc.			186,969.27
	V.J.P. Pallets Inc.			24,747.00
	Veman International Inc.			2,938.00
	Vespa Packaging Engineers Inc			98,030.10
	Visipak / Indepak / Sr			38,787.31
	VJP Pallets Inc.			7,586.82
	W.R. Sharples Co., INC.			1,976.40
	Waste Connections of Canada Inc.			2,625.55
	Waste Management Corp. Services, Inc.			5,975.22
	Waterloo County Propane (Core Fuels)			2,660.15
	Wel Logistics, Inc.			43,300.00

Creditor Mailing List

In the Matter of the Bankruptcy of
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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Wesco			5,494.00
	Wesco Englewood Electric			7,687.13
	Western Economic Diversification Canada			
	Westlake Compounds Llc			364,654.52
	Whaley Products			2,352.81
	White Rock Courier Ltd.			2,204.49
	William Blair & Company LLC			
	Willson International Inc.			2,862.19
	Wingspire Equipment Finance LLC			5,098,846.83
	Workplace Safety and Insurance Board			
	Worksafe BC			
	Wr Sharples Company, Inc.			5,884.00
	Xerox Canada Ltd. (Sheldon 962054573)			1,000.48
	Zed Industries, Inc			1,409.50
	Zorn Compressor & Equipment			4,274.73
	Zoro Tools			3,613.98
	Zwolen, Kristen			2,690.26

District of: British Columbia
Division No. 03 - Vancouver
Court No. 11-3161894
Estate No. 11-3161894

FORM 31 / 36

Proof of Claim / Proxy

In the Matter of the Bankruptcy of
1508538 B.C. Ltd
of the city of Vancouver, in the Province of British Columbia

The creditor's preference is to receive all notices and correspondence regarding this claim at the following address and/or facsimile number and/or email address (a mailing address must be provided in all cases):

Address: _____
Facsimile: _____
Email: _____
Contact person name or position: _____
Telephone number for contact person: _____

In the matter of the bankruptcy of 1508538 B.C. Ltd of the city of Vancouver in the Province of British Columbia and the claim of _____, creditor.

I, _____, of the city of _____, a creditor in the above matter, hereby appoint _____, of _____, to be my proxyholder in the above matter, except as to the receipt of dividends, _____ with or without) power to appoint another proxyholder in his or her place.

I, _____ (name of creditor or representative of the creditor), of _____ (city and province), do hereby certify:

1. That I am a creditor of the above named debtor (or that I am _____ (state position or title) of _____, (name of creditor or representative of the creditor) and that I am authorized to represent and (if the creditor is a corporation) that I have authority to bind the creditor of the above-named debtor).

2. That I have knowledge of all the circumstances connected with the claim referred to below.

3. That the debtor was, at the date of bankruptcy, namely the 4th day of December 2024, and still is, indebted to the creditor in the sum of \$ _____, as specified in the statement of account (or affidavit) attached and marked Schedule "A", after deducting any counterclaims to which the debtor is entitled. Any debt payable in a currency other than Canadian currency was converted to Canadian currency as of the date of bankruptcy.

(The attached statement of account or affidavit must specify the supporting documents or other evidence in support of the claim)

4. That, to the best of my knowledge, this debt has never been (or this debt has been or part of this debt has been) statute-barred as determined under the relevant legislation.

5. That payment for this debt by the debtor to the creditor has been due (or has been in default) since the ____ day of _____, and that the last payment, if any, on this debt by the debtor to the creditor was made on the ____ day of _____, and/or that the last acknowledgement, if any, of liability for this debt by the debtor to the creditor was made on the ____ day of _____, as follows:

(Give full particulars of the claim, including its history, any acknowledgement or legal action)

6. (Check and complete appropriate category)

☐ **A. Unsecured claim of \$ _____**

(Other than as a customer contemplated by Section 262 of the Act)

That in respect of this debt, I do not hold any assets of the debtor as security and:

(Check appropriate description)

- ☐ Regarding the amount of \$ _____, I do not claim a right to a priority.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d) of the Act (Complete paragraph 6E below.)
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.01) of the Act.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.02) of the Act.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.1) of the Act.

- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(e) of the Act.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(f) of the Act.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(g) of the Act.
- ☐ Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(i) of the Act.

(Set out on an attached sheet details to support priority claim)

☐ **B. Claim of Lessor for disclaimer of a lease of \$ _____**

That I make a claim under subsection 65.2(4) of the Act, the particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based)

☐ **C. Secured claim of \$ _____**

That in respect of this debt, I hold assets of the debtor valued at \$ _____ as security, the particulars of which are as follows:
(Give full particulars of the security, including the date on which the security was given and the value at which you assess the security, and attach a copy of the security documents.)

A trustee may, pursuant to subsection 128(3) of the Act, redeem a security on payment to the secured creditor of the debt or the value of the security as assessed, in the proof of security, by the secured creditor.

☐ **D. Claim by Farmer, Fisherman or Aquaculturist of \$ _____**

That I make a claim under subsection 81.2(1) of the Act for the unpaid amount of \$ _____
(Attach a copy of sales agreement and delivery receipts)

☐ **E. Claim by Wage Earner of \$ _____**

- ☐ That I make a claim under subsection 81.3(8) of the Act in the amount of \$ _____,
- ☐ That I make a claim under subsection 81.4(8) of the Act in the amount of \$ _____,

☐ **F. Claim by Pension Plan for unpaid amount of \$ _____**

- ☐ That I make a claim under subsection 81.5 of the Act in the amount of \$ _____,
- ☐ That I make a claim under subsection 81.6 of the Act in the amount of \$ _____,

☐ **G. Claim against Director of \$ _____**

(To be completed when a proposal provides for the compromise of claims against directors)
That I make a claim under subsection 50(13) of the Act, the particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based)

☐ **H. Claim of a Customer of a Bankrupt Securities Firm of \$ _____**

That I make a claim as a customer for net equity as contemplated by section 262 of the Act, the particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based)

7. That, to the best of my knowledge, I am (or the above-named creditor is) (or am not or is not) related to the debtor within the meaning of section 4 of the Act, and have (or has) (or have not or has not) dealt with the debtor in a non-arm's-length manner.

8. That the following are the payments that I have received from the debtor, the credits that I have allowed to the debtor, and the transfers at undervalue within the meaning of section 2 of the Act that I have been privy to or a party to with the debtor within the three months (or, if the creditor and the debtor are related within the meaning of section 4 of the Act or were not dealing with each other at arm's length, within the 12 months) immediately before the date of the initial bankruptcy event within the meaning of section 2 of the Act:
(Provide details of payments, credits and transfers at undervalue)

9. (Applicable only in the case of the bankruptcy of an individual.)

- ☐ Whenever the trustee reviews the financial situation of a bankrupt to redetermine whether or not the bankrupt is required to make payments under section 68 of the Act, I request to be informed, pursuant to paragraph 68(4) of the Act, of the new fixed amount or of the fact that there is no longer surplus income.
- ☐ I request that a copy of the report filed by the trustee regarding the bankrupt's application for discharge pursuant to subsection 170(1) of the Act be sent to the above address.

Warning: Subsection 201(1) of the Act provides for the imposition of severe penalties in the event that a creditor or person claiming to be a creditor makes any false claim, proof, declaration or statement of account.

Dated at _____, this _____ day of _____, _____.

Witness

Individual Creditor

Witness

Name of Corporate Creditor

Per _____
Name and Title of Signing Officer

Return To:

Phone Number: _____
Fax Number: _____
E-mail Address: _____

Alvarez & Marsal Canada Inc. - Licensed Insolvency Trustee
Cathedral Place Building
925 West Georgia Street, Suite 902
Vancouver BC V6C 3L2
nvirmani@alvarezandmarsal.com

Guidance for Completing Form 31, Proof of Claim

Form 31, Proof of Claim

Form 31 is used to file a proof of claim under the Bankruptcy and Insolvency Act (the Act).

If you need more information in completing this Form, contact the Licensed Insolvency Trustee (LIT) responsible for the administration of the estate.

The form should be completed by:

- Creditors or their authorized representatives in response to a proposal or bankruptcy.

Creditor Contact Information

The creditor's preferred contact details for correspondence about the claim.

- This can be a mailing address, fax number or email address.
- More than one type of contact can be provided. The LIT will then have the discretion to send correspondence by one of these options.

The creditor's mailing address **must** be given to allow the LIT to distribute any estate funds.

Name a contact person to receive correspondence about the claim.

- This can be the creditor or the name or position of a creditor representative.
- A telephone number for the contact person can be given for communication with the LIT.

Additional Details

Enter the following:

- Select if the claim relates to a bankruptcy, a proposal or a receivership.
- The full legal name of the debtor, or the full legal or trade name of the debtor corporation.
- The city and province of the debtor.
- The full legal name of the creditor.

The type of proceeding and the name and city of the debtor may be pre-filled by the LIT.

Creditor Information

Enter the following:

- The full name of the creditor or creditor representative.
- The city and province of the creditor or creditor representative.

Creditor Statement

The creditor or creditor representative confirms that all information related to the creditor's claim is true and completed to the best of their knowledge.

Paragraphs 1 and 2:

- If you are an employee the creditor or a creditor representative, supply your position or job title, and the full legal name of your employer.
- If the creditor is a corporation, the person completing the form must confirm that they have the authority to bind the creditor.

Paragraph 3

Claim details:

- Select if the claim relates to a bankruptcy, a receivership, a proposal or a proposal made following a notice of intention.
- The filing date of the proceeding (day, month, and year).
 - This date may be pre-filled by the LIT.
- The full amount, in Canadian dollars, the debtor owes the creditor on the date of the proceedings, minus any counterclaims to which the debtor is entitled.
 - If the amount owing was payable in a currency other than Canadian dollars, it should be converted to Canadian dollars at the rate provided in the proposal.
 - If there is no specified rate, use the exchange rate on the filing date provided above.
- Attach supporting documents to provide all relevant details to prove the claim. This allows the LIT to examine the claim and decide whether to allow it.

Paragraph 4

Confirmation of debt status:

- Select whether all, part or none of the debt is statute-barred.
 - A debt is statute-barred when legislation extinguishes the debt or bars a creditor from taking legal action to recover on it due to the passage of time, known as the limitation period.
 - The specific conditions and the time for a debt to become statute-barred vary depending on the circumstances and relevant legislation. For most unsecured liabilities, the general limitation period is between two and six years.
 - A statute-barred debt is not a provable claim under the Act. If you have a claim, it is advisable to seek legal advice to confirm the relevant legislation and limitation period that apply to your claim.

Paragraph 5

Claim Details:

- Provide the date (day, month, and year) when payment was owed and the date (day, month, and year) of the last payment made by the debtor for the debt, if any.
- Provide the date of the debtor's most recent acknowledgment of the debt, if any.
- Include all relevant details about the debt or obligation, e.g., the nature and history of the claim, how and when the debt or obligation was contracted, etc.

Paragraph 6

Type of Claim (according to the Act)

Check each applicable category for the claim or claims and include the required information and supporting documentation for each claim.

A. Unsecured Claim:

- For a claim against a securities firm, omit any amount claimed against the customer pool fund.

Priority claims:

If not claiming a right to a priority, check the first box and enter the amount for which there is no priority being claimed.

If claiming a right to a priority under any of paragraphs 136(1)(d), (d.01), (d.02), (d.1), (e), (f), (g) or (i) of the Act, check the corresponding box and enter the amount for which a priority is claimed.

- **Employee claims:** For unpaid wages, salaries, commissions or compensation of up to \$2000, for work done during the six months preceding the bankruptcy or receivership, check the paragraph 136(1)(d) box. The details of the claim must also be provided in section E.
- **Secured creditor claims:** For the amount not received from the realization of the security because of the legislated security for unpaid wages or pension plans for the benefit of the debtor's employees, check the paragraph 136(1)(d.01) or 136(1)(d.02) box.
- **Former partner or child support claims:** For unpaid alimony, alimentary pension, support or maintenance of a former partner or child for a lump sum or periodic payment for amounts due in the year before the bankruptcy or proposal, check the paragraph 136(1)(d.01) box.
- **Municipal tax claims:** For unpaid property taxes owed for the last two years before the bankruptcy or proposal and for which the municipality has not registered on title, check the paragraph 136(1)(e) box.
- **Lessor claims:** For unpaid rent for the three months before the bankruptcy or proposal or accelerated rent for the three months after the bankruptcy or proposal, check the paragraph 136(1)(f) box.
- **Creditor cost claims:** For legal fees and costs paid by a creditor for any process against the property of the debtor filed before the bankruptcy or proposal, check the paragraph 136(1)(g) box.
- **Insurer claims:** For claims of insurers who paid money for injuries to the debtor's employees not covered by the provisions of any workers' compensation legislation, check the paragraph 136(1)(i) box.

The total amount of all the amounts in priority must correspond to the total amount for unsecured claims reported at A.

B. Lessor's claim for a disclaimer of a lease:

- This is only available if the debtor used a proposal to end a commercial lease.
- Provide details of the claim, including calculations on which the claim is based.

C. Secured claim:

- Provide the amount of the secured debt and complete details of the security, including the date the security was given and the value at which it is assessed at the date of completing the form.
- Include copies of security and registration documents.

D. Claims by Farmers, Fishers or Aquaculturists:

- The amount entered on both lines should be the same.
- This claim only applies to inventory supplied by farmers, fishers or aquaculturists within 15 days of the bankruptcy date or receiver's appointment (see the filing date at Paragraph 3).
- Include sales agreements and delivery receipts.

E. Claims by Wage Earner:

- If the claim relates to the bankruptcy of the employer, check the subsection 81.3(8) box.
 - Enter the amount claimed for unpaid wages for work done within six months before the bankruptcy.
- If the claim relates to the appointment of a receiver to the property of the employer, check the subsection 81.4(8) box.
 - Enter the amount claimed for unpaid wages for work done within six months before the receiver's appointment.
 - A priority claim can often be filed at A for these unpaid wages under paragraph 136(1)(d).

F. Claims by Pension Plans:

- This claim should be filed by the pension plan administrator, not by the employee or former employee of the debtor.
- If the claim relates to the employer's bankruptcy, check the section 81.5 box.
 - Enter the amount claimed for unpaid amounts from the pension plan.
- If the claim relates to the appointment of a receiver to the property of the employer, check the section 81.6 box.
 - Enter the amount claimed for unpaid amounts from the pension plan.

G. Claims against Directors:

- This only applies to corporations that have filed a proposal that includes a compromise or protection from claims against the directors of the corporation made under subsection 50(13).
- A director of a corporation other than an income trust means a person who holds the position of a director regardless of their title, and in the case of an income trust, a person holding the position of trustee by any name.
- Fully explain the claim and include detailed calculations upon which the claim is based.

H. Claims by a customer of a bankrupt securities firm:

- A securities firm refers to a business that buys and sells securities, such as shares, mutual funds shares, notes, bonds, debentures, commodity futures, or derivatives, on behalf of its customers.
- The amount claimed must be for the net equity of the customer:
 - This is the value of the securities in the customer's account, had it been liquidated at the close of business on the date of bankruptcy, less any amount owed by the customer to the securities firm on the same date.
- Include detailed calculations upon which the claim is based.

Paragraph 7

Relationship to the Debtor

- Indicate whether the creditor is related to the debtor:
 - Individuals are related if they are connected by blood, marriage, common-law partnership, or adoption.
 - Corporations are typically related to individuals who control them, as well as other corporations controlled by the same persons or are part of the same group of corporations.
- Indicate whether the creditor has dealt with the debtor in a non-arm's length manner:
 - Non-arm's length refers to a relationship or transaction between parties who are related to each other.
 - Creditors related to the debtor are generally considered not to deal with each other at arm's length.

Paragraph 8

Payment and Credits

List all payments received from the debtor and credit extended to the debtor during the designated period.

- Designated period:
 - For related persons or persons who are not at arm's length, the designated period is twelve months before the date of filing in Paragraph 3.
 - Otherwise, the designated period is three months before the date of filing in Paragraph 3.
- Provide information on any transfers at undervalue by the debtor that the creditor was a party to, or is aware of, for the designated period.
 - Transfers at undervalue include all transactions, either for goods or services, for which the debtor received conspicuously less than reasonable value.
- Include all details of payments, credits or any transfers at undervalue.

Paragraph 9

Request for Information

If the proof of claim relates to an individual bankrupt, you can request to receive specific information by checking the applicable box.

Check the first box to be informed whenever the LIT reviews the bankrupt's financial situation, redetermines if they must make surplus income payments to the estate, and the new amount of these payments.

Check the second box to receive a copy of the LIT's report on the discharge of the bankrupt which includes information such as the reasons for bankruptcy, the bankrupt's conduct, performance of their required duties, and other relevant facts.

- The LIT will send a copy of the report to the creditor using the contact information provided in the **Creditor Contact Information** section.

Paragraph 10

Signature

The person completing the form must sign it and include the location and specific date (day, month, and year) they signed it.

- Signing this form binds the creditor and attests that the information is full, true and complete to the best of their knowledge.
- It is a serious offence for a creditor to include any false information or to make any false claims with the intent to defraud. The offence can result in a fine of up to \$5,000, imprisonment for up to one year, or both.