



District of: Saskatchewan  
Division No. 02-Saskatoon  
Court No. BKY 85 of 2021  
Estate No. 23-035242

\_Form 68\_  
Notice of Bankruptcy and First Meeting of Creditors  
(Subsection 102(1) of the Act)

Take notice that:

1. Morris Sales and Service Ltd., (the “**Company**”) was adjudged bankrupt by Order (the “**Bankruptcy Order**”) of the Court of Queen’s Bench for Saskatchewan (the “**Court**”) on March 26, 2021, and the undersigned, Alvarez & Marsal Canada Inc., was appointed as the licensed insolvency trustee (the “**Trustee**”) of the estate of the bankrupt pursuant to the Bankruptcy Order, subject to affirmation by the creditors of the trustee’s appointment or substitution of another trustee by the creditors.
2. Since January 8, 2020, the Company has been in creditor protection pursuant to the *Companies’ Creditors Arrangement Act* (“**CCAA**”) and the CCAA proceedings were terminated on March 26, 2021. During the CCAA Proceedings, the Company wound down its operations effective March 31, 2020 and no assets remained. ***As a result, the Trustee advises that there will be no recoveries to unsecured creditors within this estate.***
3. The first meeting of creditors of the bankrupt will be held on the 16<sup>th</sup> day of April, at 10:00 AM MST, at the following conference line:
  - Phone Number: +1-647-749-7010
  - Access Code: 118 558 493
4. Pursuant to the Bankruptcy Order, the claims process initiated during the Companies’ Creditors Arrangement Act (the “**CCAA Claims Process**”) that was granted by an order of the Court (“**Claims Process Order**”), all Claims have been fully and finally determined. As such, no creditor shall be required to (and no creditor may) complete and submit a proof of claim to the Trustee in regards to such claims owing against Companies as at January 8, 2020.
5. To be eligible to attend and vote at the First Meeting of Creditors, creditors must satisfy one of the following conditions:
  - a. Creditors who have claims that were proven and determined in the CCAA Claims Process;
  - b. Creditors with claims owing and outstanding since January 8, 2020 to March 26, 2021 (including all employee claims) must submit with the Trustee, prior to the First Meeting of Creditors, their proof of claim together with supporting documentation and where necessary, a proxy. All proof of claims must be delivered to the Trustee to the following email address: [morris.claims@alvarezandmarsal.com](mailto:morris.claims@alvarezandmarsal.com)
6. Creditors who wish to submit a proof of claim for claims arising between January 8, 2020 to March 26, 2021, must submit their completed proof of claim to the Trustee, either by email, facsimile or mail using the contact information provided below:
  - a. Email: [morris.claims@alvarezandmarsal.com](mailto:morris.claims@alvarezandmarsal.com)
  - b. Facsimile: 403-538-7551
  - c. Mail: Suite 1110, 250 6<sup>th</sup> Avenue SW, Calgary, AB, T2P 3H7
7. Enclosed with this notice is a proof of claim, proxy form, and list of creditors with claims amounting to \$25 or more showing the amounts of their claims.
8. Creditors must prove their claims against the estate of the bankrupt in order to share in any distribution of the proceeds realized from the estate.

Dated at the city of Calgary in the Province of Alberta, this 31<sup>st</sup> day of March, 2021.

**Alvarez & Marsal Canada Inc. – Trustee**



Orest Konowalchuk, LIT, CIRP, CPA, CA  
250 6<sup>th</sup> Ave. S.W. – Suite 1110  
Calgary, AB T2P 3H7  
Phone: (403) 538-7555 Fax: (403) 538-7551

District of: Saskatchewan  
Division No. 02 - Saskatoon  
Court No. BKY 85 of 2021  
Estate No. 23-035242

☒ Original ☐ Amended

-- Form 78 --

Statement of Affairs (Business Bankruptcy) made by an entity  
(Subsection 49(2) and Paragraph 158(d) of the Act / Subsections 50(2) and 62(1) of the Act)

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 26th day of March 2021. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration.

LIABILITIES (as stated and estimated by the officer)		ASSETS (as stated and estimated by the officer)	
1. Unsecured creditors as per list "A" . . . . .	244,851.53	1. Inventory . . . . .	0.00
Balance of secured claims as per list "B" . . . . .	8,186,324.21	2. Trade fixtures, etc. . . . .	0.00
Total unsecured creditors . . . . .	8,431,175.74	3. Accounts receivable and other receivables, as per list "E"	
		Good . . . . .	0.00
2. Secured creditors as per list "B" . . . . .	0.00	Doubtful . . . . .	0.00
		Bad . . . . .	0.00
3. Preferred creditors as per list "C" . . . . .	0.00	Estimated to produce . . . . .	0.00
4. Contingent, trust claims or other liabilities as per list "D"		4. Bills of exchange, promissory note, etc., as per list "F" . . . . .	0.00
estimated to be reclaimable for . . . . .	0.00	5. Deposits in financial institutions . . . . .	0.00
Total liabilities . . . . .	8,431,175.74	6. Cash . . . . .	0.00
Surplus . . . . .	NIL	7. Livestock . . . . .	0.00
		8. Machinery, equipment and plant . . . . .	0.00
		9. Real property or immovable as per list "G" . . . . .	0.00
		10. Furniture . . . . .	0.00
		11. RRSPs, RRIIFs, life insurance, etc. . . . .	0.00
		12. Securities (shares, bonds, debentures, etc.) . . . . .	0.00
		13. Interests under wills . . . . .	0.00
		14. Vehicles . . . . .	0.00
		15. Other property, as per list "H" . . . . .	0.00
		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
		Total assets . . . . .	0.00
		Deficiency . . . . .	8,431,175.74

I, N/A, of the city of \_\_\_\_\_ in the Province of Saskatchewan, do swear (or solemnly declare) that this statement and the attached lists are to the best of my knowledge, a full, true and complete statement of my affairs on the 26th day of March 2021 and fully disclose all property of every description that is in my possession or that may devolve on me in accordance with the Act.

SWORN (or SOLEMNLY DECLARED)  
before me at the city of Calgary in the Province of Alberta, on this 26th day of March 2021.

\_\_\_\_\_  
Maggie Grose, Commissioner of Oaths  
For the Province of Alberta  
Expires January 17, 2024

\_\_\_\_\_  
N/A

District of: Saskatchewan  
Division No. 02 - Saskatoon  
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FORM 78 – Continued

List "A"  
Unsecured Creditors

Morris Sales and Service Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	4655703 MANITOBA LTD. dba VAN L EQUIPMENT	BOX 247 RESTON MB R0M 1X0	27,100.77	0.00	27,100.77
2	7121326 MB LTD	643 HODDINOTT RD, EAST ST. PAUL MB R2E 0H7	154.62	0.00	154.62
3	A & I PRODUCTS	BOX 820 ALTONA MB R0G 0B0	3,408.92	0.00	3,408.92
4	AG GROWTH INTERNATIONAL INC.	201 INDUSTRIAL DRIVE SWIFT CURRENT SK S9H 4J8	658.35	0.00	658.35
5	AG SHIELD MFG	P.O. BOX 9 BENITO MB R0L 0C0	5,445.42	0.00	5,445.42
6	ALLISON, GORDON G	[REDACTED]	1.00	0.00	1.00
7	ATOM JET INDUSTRIES LTD.	2110 PARK AVENUE BRANDON MB R7B 0R9	695.36	0.00	695.36
8	BAJUS, BEN B	[REDACTED]	1.00	0.00	1.00
9	Bank of Montreal	Corporate Finance, Prairies Division, 350 – 7th Ave SW, 9th Floor Calgary AB T2P 3N9	0.00	1,669,072.38	1,669,072.38
10	BLACK PRESS GROUP LTD.	P.O. BOX 1800 ABBOTSFORD BC V2S 4P4	850.50	0.00	850.50
11	BLAINE HARDER	[REDACTED]	4,110.75	0.00	4,110.75
12	Bohm, Stan	[REDACTED]	1.00	0.00	1.00
13	BRIDGEVIEW MFG	P.O. BOX 4 GERALD SK S0A 1B0	156.04	0.00	156.04
14	Buhler Trading Inc.	1260 CLARENCE AVE Winnipeg MB R3T 1T2	0.00	428,755.45	428,755.45
15	CANADA REVENUE AGENCY	9755 KING GEORGE BOULEVARD SURREY BC V3T 5E1	1.00	0.00	1.00
16	CANADIAN LINEN & UNIFORM SERVICE	1860 KING EDWARD ST WINNIPEG MB R2R 0N2	736.63	0.00	736.63
17	CONVEY ALL INDUSTRIES INC.	130 CANADA STREET WINKLER MB R6W 0J3	51.71	0.00	51.71
18	CR AG VENTURES LTD.	P.O. BOX 331 ELKHORN MB R0M 0N0	1,050.00	0.00	1,050.00
19	CUMMINS WESTERN CANADA	P.O. BOX 2521 STN M CALGARY AB T2P 0T6	497.94	0.00	497.94
20	DALE MCCONNELL	[REDACTED]	500.00	0.00	500.00
21	DAVE MCMILLAN DIESEL INJECTION SERVICE	350 PARK AVENUE EAST BRANDON MB R7A 7A7	4.45	0.00	4.45
22	De Lage Landen	3450 Superior Court, Unit 1 Oakville ON L6L 0C4	0.00	1,954,180.32	1,954,180.32
23	DEGELMAN INDUSTRIES LTD.	BOX 830 REGINA SK S4P 3B1	84.03	0.00	84.03
24	DESJARDINS	P.O. BOX 8601 MONTREAL QC H3C 3V2	2.22	0.00	2.22

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Date

N/A

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FORM 78 – Continued

List "A"  
Unsecured Creditors

Morris Sales and Service Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
25	DIANNE HAYWARD	[REDACTED]	200.00	0.00	200.00
26	DMT DEVELOPMENT SYSTEMS GROUP INC.	500 - ONE RESEARCH ROAD WINNIPEG MB R3T 6E3	1,215.88	0.00	1,215.88
27	DOUBLE "R" FARM EQUIPMENT LTD.	270 PTH 12N STEINBACH MB R5G 1T6	6,721.58	0.00	6,721.58
28	Draper, Steve	[REDACTED]	1.00	0.00	1.00
29	DUTCH INDUSTRIES	P.O. BOX 568 PILOT BUTTE SK S0G 3Z0	2,071.91	0.00	2,071.91
30	ENNS BROTHERS LTD.	310-400 FT. WHYTE WAY OAK BLUFF MB R4G 0B1	208.66	0.00	208.66
31	ERIC FEILBERG	[REDACTED]	9,850.00	0.00	9,850.00
32	Farm Credit Canada	2400 2322 9th Avenue PO Box 937 Humbolt SK S0K 2A0	0.00	1,872,874.62	1,872,874.62
33	FARMTRONICS LTD.	380 HENDERSON DRIVE REGINA SK S4N 5W9	76.69	0.00	76.69
34	FOUNTAIN TIRE (VIRDEN) LTD.	BOX 2440 VIRDEN MB R0M 2C0	757.39	0.00	757.39
35	GABER DISTRIBUTORS LTD.	BOX 1090 ROBLIN MB R0L 1P0	394.08	0.00	394.08
36	GARDEWINE GROUP LP	60 EAGLE DRIVE WINNIPEG MB R2R 1V5	816.49	0.00	816.49
37	GATCO	P.O. BOX 515 SWIFT CURRENT SK S9H 3W3	1,116.75	0.00	1,116.75
38	HAMIOTA MUNICIPALITY	BOX 100 HAMIOTA MB R0M 0T0	384.86	0.00	384.86
39	HARWOOD ENTERPRISES LTD.	P.O. BOX 117 VIRDEN MB R0M 2C0	839.90	0.00	839.90
40	Hayward, Diane	[REDACTED]	1.00	0.00	1.00
41	HONEY BEE MANUFACTURING. LTD.	BOX 120 FRONTIER SK S0N 0W0	68.55	0.00	68.55
42	HORST WELDING	RR#3 LISTOWEL ON N4W 3G8	2,222.41	0.00	2,222.41
43	Hunter, Trevis	[REDACTED]	1.00	0.00	1.00
44	IMPERIAL OIL	BOX 1700 DON MILLS ON M3C 4J4	4,725.63	0.00	4,725.63
45	JUANITA UNRAU	[REDACTED]	1,693.56	0.00	1,693.56
46	KLASSEN WATER & ICE	P.O. BOX 820 VIRDEN MB R0M 2C0	11.00	0.00	11.00
47	KRAMBLE INDUSTRIES INC.	20-3924 BRODSKY AVE. SASKATOON SK S7P 0C9	1,325.51	0.00	1,325.51
48	Kubota Canada Ltd.	5900 – 14th Avenue Markham ON L3S 4K4	0.00	1,825,403.00	1,825,403.00

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N/A

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FORM 78 -- Continued

List "A"  
Unsecured Creditors

Morris Sales and Service Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
49	LITTLE CREEK LIVESTOCK & WELDING	P.O. BOX 2 KOLA MB R0M 1B0	126.34	0.00	126.34
50	LORAAS DISPOSAL SERVICES LTD. (SOUTH)	805 - 47TH ST E SASKATOON SK S7K 8G7	58.64	0.00	58.64
51	MANITOBA BISON ASSOCIATION	P.O. BOX 288 PIERSON MB R0M 1S0	125.00	0.00	125.00
52	MANITOBA HYDRO	BOX 7900 STN MAIN WINNIPEG MB R3C 5R1	1,675.70	0.00	1,675.70
53	McKenzie, Wayne	[REDACTED]	1.00	0.00	1.00
54	MERIDIAN MANUFACTURING INC.	BOX 1996 REGINA SK S4P 3E1	8.76	0.00	8.76
55	MOTION INDUSTRIES, INC.	P.O. BOX 9165 CALGARY AB T2P 5E1	2,248.93	0.00	2,248.93
56	MY PHONE INC.	PO Box 2938 Virden MB R0M 2C0	45.01	0.00	45.01
57	OFFICEMAX GRAND & TOY	P.O. BOX 5500 DON MILLS ON M3C 3L5	326.73	0.00	326.73
58	PETER DOWNEY	[REDACTED]	187.95	0.00	187.95
59	PISTON RING	[REDACTED]	149.76	0.00	149.76
60	PITNEY BOWES	[REDACTED]	1,256.07	0.00	1,256.07
61	PRAIRIE NEWSPAPER GROUP - VIRDEN EMPIRE ADVANCE	3355 GRANDVIEW HIGHWAY VANCOUVER BC V5M 1Z5	498.32	0.00	498.32
62	PRAXAIR DISTRIBUTION	P.O. BOX 2531 STATION M CALGARY AB T2P 0S6	142.85	0.00	142.85
63	PUROLATOR INC.	P.O. BOX 4800 STN MAIN CONCORD ON L4K 0K1	770.00	0.00	770.00
64	RFNOW INC.	P.O. BOX 639 VIRDEN MB R0M 2C0	173.55	0.00	173.55
65	RM OF WALLACE-WOODWORTH	154023 PR 257 VIRDEN MB R0M 2C0	1,964.01	0.00	1,964.01
66	RODONO INDUSTRIES LTD.	RR#1 CLIVE AB T0C 0Y0	271.88	0.00	271.88
67	ROSS ROWAN	[REDACTED]	25.03	0.00	25.03
68	Schulte Industries Ltd.	Box 70 Englefield SK S0K 1N0	0.00	1.00	1.00
69	SCHULTE INDUSTRIES LTD.	BOX 70 ENGLEFELD SK S0K 1N0	99,509.82	0.00	99,509.82
70	SCOTSMUN STEEL LTD.	BOX 2429 VIRDEN MB R0M 2C0	29.41	0.00	29.41
71	TERRACAB IND.	300 ROUTE 100 MORDEN MB R6M 1Y4	154.90	0.00	154.90
72	TIDE INDUSTRIES	P.O. BOX 549 ESTEVAN SK S4Z 2A5	857.59	0.00	857.59

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N/A

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FORM 78 -- Continued

List "A"  
Unsecured Creditors

Morris Sales and Service Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
73	TIRE STEWARDSHIP MANITOBA	1791 DUBLIN AVENUE WINNIPEG MB R3H 1A9	1,534.07	0.00	1,534.07
74	TOWN OF VIRDEN	BOX 310 VIRDEN MB R0M 2C0	34.56	0.00	34.56
75	TRANS CANADA BEARING & MACHINE LTD.	BOX 1692, VIRDEN, MB R0M 2C0 VIRDEN MB R0M 2C0	1,390.26	0.00	1,390.26
76	TUNDRA OIL AND GAS LTD	1700 ONE LOMBARD PLACE WINNIPEG MB R3B 0X3	234.76	0.00	234.76
77	VAN HOUTTE COFFEE SERVICES INC.	8215-17th AVE. MONTREAL QC H1Z 4J9	294.90	0.00	294.90
78	VIRDEN & DISTRICT 4-H FAT STOCK ASSOC.	P.O. BOX 850 VIRDEN MB R0M 2C0	100.00	0.00	100.00
79	VIRDEN HOME CENTRE LTD.	BOX 1477 VIRDEN MB R0M 2C0	31.03	0.00	31.03
80	VIRDEN INDOOR RODEO & WILD WEST DAZE	BOX 1886 VIRDEN MB R0M 2C0	600.00	0.00	600.00
81	VIRDEN OILERS BASEBALL CLUB	P.O. BOX 2168 VIRDEN MB R0M 2C0	300.00	0.00	300.00
82	VIRDEN TRUCK & TRAILER ITD.	P.O. BO X149 VIRDEN MB R0M 2C0	1,716.07	0.00	1,716.07
83	Wells Fargo Commercial Distribution Finance	1290 Central Pkwy W, Suite 1100 Mississauga ON L5C 4R3	0.00	436,036.44	436,036.44
84	WESTMAN RADIO LTD.	624-14TH STREET EAST BRANDON MB R7A 7E1	296.10	0.00	296.10
85	Westward Parts Services Ltd.	1435 St. James Street Winnipeg MB R3H 0W9	0.00	1.00	1.00
86	WESTWARD PARTS SERVICES LTD.	6517-67 STREET RED DEER AB T4P 1A3	47,103.07	0.00	47,103.07
87	WHEATHEART	BOX 39 ROSENORT MB R0G 1W0	393.90	0.00	393.90
<b>Total:</b>			<b>244,851.53</b>	<b>8,186,324.21</b>	<b>8,431,175.74</b>

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Date

N/A

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FORM 78 -- Continued

List "B"  
Secured Creditors

Morris Sales and Service Ltd.

No.	Name of creditor	Address	Amount of claim	Particulars of security	When given	Estimated value of security	Estimated surplus from security	Balance of claim
1	Bank of Montreal	Corporate Finance, Prairies Division, 350 – 7th Ave SW, 9th Floor Calgary AB T2P 3N9	1,669,072.38	Cash on Hand	26-Mar-2021	0.00		1,669,072.38
2	Buhler Trading Inc.	1260 CLARENCE AVE Winnipeg MB R3T 1T2	428,755.45	Cash on Hand	26-Mar-2021	0.00		428,755.45
3	De Lage Landen	3450 Superior Court, Unit 1 Oakville ON L6L 0C4	1,954,180.32	Cash on Hand	26-Mar-2021	0.00		1,954,180.32
4	Farm Credit Canada	2400 2322 9th Avenue PO Box 937 Humbolt SK S0K 2A0	1,872,874.62	Cash on Hand	26-Mar-2021	0.00		1,872,874.62
5	Kubota Canada Ltd.	5900 – 14th Avenue Markham ON L3S 4K4	1,825,403.00	Cash on Hand	26-Mar-2021	0.00		1,825,403.00
6	Schulte Industries Ltd.	Box 70 Englefield SK S0K 1N0	1.00	Cash on Hand	26-Mar-2021	0.00		1.00
7	Wells Fargo Commercial Distribution Finance	1290 Central Pkwy W, Suite 1100 Mississauga ON L5C 4R3	436,036.44	Cash on Hand	26-Mar-2021	0.00		436,036.44
8	Westward Parts Services Ltd.	1435 St. James Street Winnipeg MB R3H 0W9	1.00	Cash on Hand	26-Mar-2021	0.00		1.00
<b>Total:</b>			<b>8,186,324.21</b>			<b>0.00</b>	<b>0.00</b>	<b>8,186,324.21</b>

26-Mar-2021

Date

N/A



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FORM 78 -- Continued

List "C"  
Preferred Creditors for Wages, Rent, etc.

Morris Sales and Service Ltd.

No.	Name of creditor	Address and occupation	Nature of claim	Period during which claim accrued	Amount of claim	Amount payable in full	Difference ranking for dividend
Total:					0.00	0.00	0.00

26-Mar-2021

Date

N/A

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FORM 78 -- Continued

List "D"  
Contingent or Other Liabilities

Morris Sales and Service Ltd.

No.	Name of creditor or claimant	Address and occupation	Amount of liability or claim	Amount expected to rank for dividend	Date when liability incurred	Nature of liability
Total:			0.00	0.00		

26-Mar-2021

Date

N/A

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FORM 78 -- Continued

List "E"  
Debts Due to the Bankrupt  
Morris Sales and Service Ltd.

No.	Name of debtor	Address and occupation	Nature of debt	Amount of debt (good, doubtful, bad)	Folio of ledgers or other book where particulars to be found	When contracted	Estimated to produce	Particulars of any securities held for debt
Total:				0.00 0.00 0.00			0.00	

26-Mar-2021

Date

N/A

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FORM 78 -- Continued

List "F"

Bills of Exchange, Promissory Notes, Lien Notes, Chattel  
Mortgages, etc., Available as Assets

Morris Sales and Service Ltd.

No.	Name of all promissory, acceptors, endorsers, mortgagors, and guarantors	Address	Occupation	Amount of bill or note, etc.	Date when due	Estimated to produce	Particulars of any property held as security for payment of bill or note, etc.
Total:				0.00		0.00	

26-Mar-2021

Date

N/A

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FORM 78 -- Continued

List "G"  
Real Property or Immovables Owned by Bankrupt  
Morris Sales and Service Ltd.

Description of property	Nature of bankrupt interest	In whose name does title stand	Total value	Particulars of mortgages, hypothecs, or other encumbrances (name, address, amount)	Equity or surplus
Total:			0.00		0.00

26-Mar-2021

Date

N/A

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FORM 78 -- Concluded

List "H"  
Property

Morris Sales and Service Ltd.

FULL STATEMENT OF PROPERTY

Nature of property	Location	Details of property	Original cost	Estimated to produce
(a) Stock-in-trade			0.00	0.00
(b) Trade fixtures, etc.			0.00	0.00
(c) Cash in financial institutions			0.00	0.00
(d) Cash on hand		Cash on hand	0.00	0.00
(e) Livestock			0.00	0.00
(f) Machinery, equipment and plant			0.00	0.00
(g) Furniture			0.00	0.00
(h) Life insurance policies, RRSPs, etc.			0.00	0.00
(i) Securities			0.00	0.00
(j) Interests under wills, etc.			0.00	0.00
(k) Vehicles			0.00	0.00
(l) Taxes			0.00	0.00
(m) Other			0.00	0.00
			<b>Total:</b>	<b>0.00</b>

26-Mar-2021

Date

N/A

Court No.        BKY 85 of 2021

File No.         23-035242

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Form 78 (Bill C-12)  
Statement of affairs (Business bankruptcy)

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

---

—  
Orest Konowalchuk - Licensed Insolvency Trustee  
Bow Valley Square 4  
Suite 1110, 250 6th Ave SW  
Calgary AB T2P 3H7  
Phone: (403) 538-7555    Fax: (403) 538-7551



District of: Saskatchewan  
Division No. 02 - Saskatoon  
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FORM 31

Proof of Claim

(Section 50.1, Subsections 65.2(4), 81.2(1), 81.3(8), 81.4(8), 81.5, 81.6, 102(2), 124(2), 128(1),  
and Paragraphs 51(1)(e) and 66.14(b) of the Act)

All notices of correspondence regarding this claim must be forwarded to the following address:

\_\_\_\_\_  
\_\_\_\_\_

In the matter of the Bankruptcy of Morris Sales and Service Ltd., in the province of Saskatchewan and the claim of  
\_\_\_\_\_, creditor.

I, \_\_\_\_\_ (name of the 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 \_\_\_\_\_ (position/title) of  
\_\_\_\_\_ (name of creditor).
2. That I have knowledge of all the circumstances with the claim referred to below.
3. That the debtor was, at the date of the Bankruptcy, namely the 26<sup>th</sup> of March 2021, 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. **(The  
attached statement of account or affidavit must specify the vouchers or other evidence in support of  
the claim.)**
4. (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 claim a right to priority under section 136 of the  
Act.

Regarding the amount of \$ \_\_\_\_\_, I do not claim a right to a priority.

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



**B. CLAIM OF LESSOR FOR DISCLAIMER OF A LEASE \$ \_\_\_\_\_.**

That I hereby make a claim under subsection 65.2(4) of the Act, 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 \$ \_\_\_\_\_ security, 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 attached a copy of the security documents.)

**D. CLAIM BY FARMER, FISHERMAN OR AQUACULTURIST OF \$ \_\_\_\_\_**

That I hereby make a claim under subsection 81.2(1) of the Act of the unpaid amount of \$ \_\_\_\_\_.

**E. CLAIM BY WAGE EARNER OF \$ \_\_\_\_\_**

That I hereby make a claim under subsection 81.3(8) of the Act in the amount of \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.4(8) of the Act in the amount of \$ \_\_\_\_\_

**F. CLAIM BY EMPLOYEE FOR UNPAID AMOUNT REGARDING PENSION PLAN OF \$ \_\_\_\_\_**

That I hereby make a claim under subsection 81.5 of the Act in the amount of \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.6 of the Act in the amount of \$ \_\_\_\_\_

**G. CLAIM AGAINST DIRECTOR \$ \_\_\_\_\_**

(To be completed when a proposal provides for the compromise of claims against directors)

That I hereby make a claim under subsection 50(13) of the Act, 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 \$ \_\_\_\_\_**

That I hereby make a claim as a customer for net equity as contemplated by section 262 of the Act, particulars of which are as follows:

(Give full particulars of the claim, including the calculations upon which the claim is based).

5. That, to the best of my knowledge, I \_\_\_\_\_ (am/ am not) (or the above-named creditor \_\_\_\_\_ (is/ is not) ) related to the debtor within the meaning of section 4 of the Act, and \_\_\_\_\_ (have/has/have not/has not) dealt with the debtor in a non-arm's length manner.
6. That the following are the payments that I have received from, the credits that I have allowed to, and the transfers at undervalue within the meaning of subsection 2(1) of the Act that I have been privy to or a party with the debtor within the three month (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 subsection 2(1) of the Act: (provide details of payments, credits, and transfers at undervalue.)
7. (Applicable only in the case of the bankruptcy of an individual.)

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.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
*Signature of witness*

\_\_\_\_\_  
*Signature of creditor*

Telephone No: \_\_\_\_\_

Fax No: \_\_\_\_\_

Email address: \_\_\_\_\_

NOTES: If an affidavit is attached, it must have been made before a person qualified to take affidavits. If a copy of this form is sent electronically by means such as email, the name and contact information of the sender, prescribed in Form 1.1 must be added at the end of the document.

WARNINGS: 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 a proof of security, by the secured creditor.

Subsection 201(1) of the Act provides severe penalties for making a false claim, proof, declaration or statement of account.



District of: Saskatchewan  
Division No. 02 - Saskatoon  
Court No. BKY 85 of 2021  
Estate No. 23-035242

- FORM 36 -

Proxy

(Subsection 102(2) and paragraphs 51(1)(e) and 66.15(3)(b) of the Act)

I, \_\_\_\_\_, 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.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Individual Creditor

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Name of Corporate Creditor

Per \_\_\_\_\_  
Name and Title of Signing Officer

Return To:

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

\_\_\_\_\_  
Orest Konowalchuk - Licensed Insolvency Trustee  
Bow Valley Square 4  
Suite 1110, 250 6th Ave SW  
Calgary AB T2P 3H7  
Phone: (403) 538-7555 Fax: (403) 538-7551  
E-mail: mgrose@alvarezandmarsal.com



## CHECKLIST FOR PROOF OF CLAIM

This checklist is provided to assist you in preparing the proof of claim form and, if appropriate, the proxy form in a complete and accurate manner.

### General

- The **signature of a witness** is required.
- The document **must be signed** by the individual completing the declaration.
- **Provide the complete address** where all notices or correspondence are to be forwarded along with your phone number, fax number and email address where appropriate.
- After completion, please submit your proof of claim to Alvarez & Marsal Canada Inc. either by mail, facsimile, or email, using the contact information provided below:
  - Email: [morris.claims@alvarezandmarsal.com](mailto:morris.claims@alvarezandmarsal.com)
  - Facsimile: 403-538-7551
  - Mail: Suite 1110 250 6<sup>th</sup> Avenue SW

### Notes:

- It is permissible to file a proof of claim by fax.
- A creditor may vote either in person or by proxy at any meeting of creditors if the proof of claim is filed with the Trustee prior to the time appointed for the meeting.
- A quorum at any meeting of creditors is at least one creditor with a valid proof of claim in attendance in person or by proxy.
- A corporation may vote by an authorized agent or mandatory at meetings of creditors.
- In order for a duly authorized person to have a right to vote, they must be a creditor or be the holder of a properly executed proxy. The name of the creditor must appear in the proxy.
- A creditor who is participating in any distribution from an estate must have filed a proof of claim prior to the distribution being declared.
- In the case of an individual bankrupt, by checking the appropriate boxes at the bottom of the proof of claim form, you may request that the Trustee advise you of any material change in the financial situation of the bankrupt or the amount of the bankrupt is required to pay into the bankruptcy, and a copy of the Trustee's report on the discharge of the bankrupt.

### Paragraph (1)

- Creditor must state full and complete legal name of the individual, company or firm.
- If the individual completing the proof of claim is a representative of the creditor, the individual's position or title must be identified.

### Paragraph (3)

- The amount owing must be set out in paragraph 3.
- A **detailed statement of account** must be attached to the proof of claim and marked "Schedule A" and must show the date, number and amount of all the invoices, charges, credits or payments. The amount on the statement of account must correspond to the amount indicated on the proof of claim.

### Paragraph (4)

#### Notes:

- **Paragraph A** applies to the ordinary unsecured claims. In addition to recording the amount of the claim, please indicate whether the claim has a priority pursuant to section 136 of the Act.
- **Paragraph B** applies to lessor claims in a commercial proposal. Please ensure that the claim applies to a commercial proposal and, if so, include the full particulars of the claim.
- **Paragraph C** applies to secured claims. Please indicate the dollar value of the security and attach copies of the security documents. In addition, please attach copies of the security registration, where appropriate.
- **Paragraph D** applies to inventory claims of farmers, fisherman and aquaculturists. Please note that such claims apply only to inventory supplied from farmers, fishermen and aquaculturists within 15 (fifteen) days of the date of bankruptcy. In addition, please attach copies of any applicable sales agreement and delivery slips.
- **Paragraph E** applies to claims by wage earners. Please note that such claims apply only for unpaid wages owed upon bankruptcy of an employer or when the employer becomes subject to a receivership.
- **Paragraph F** applies to claims by employees for unpaid amounts regarding pension plans. Please note that such claims apply only to unremitted pension contributions outstanding when the sponsoring employer becomes bankrupt or is subject to a receivership.
- **Paragraph G** applies to claims against directors. Please note that such claims apply only to directors of corporations that have filed a commercial proposal to creditors that includes a compromise of statutory claims against directors.
- **Paragraph H** applies to claims of customers of a bankrupt securities firm. Please ensure that the claim of the customer is for net equity and, if so, include the full particulars of the claim, including the calculations upon which the claim is based.
- In order to prepare its claim, the creditor should refer to the Bankruptcy and Insolvency Act, copy of which is accessible at <http://laws.justice.gc.ca/eng/StatutesByTitle>.

#### Paragraph (5)

- All claimants must indicate whether or not they are related to the debtor, as defined in section 4 of the Act, or dealt with the debtor in a non-arm's length manner.

#### Paragraph (6)

- All claimants must attach a detailed list of all payments or credits received or granted, as follows:
  - a) **within the three (3) months preceding** the initial bankruptcy event (including the bankruptcy or the proposal);
  - b) **within the twelve (12) months preceding** the initial bankruptcy event (including the bankruptcy or the proposal) in the case where the claimant and the debtor were not dealing at arm's length.