



ksv advisory inc.

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November 15, 2023

To: Creditors of 2140534 Alberta Ltd. (the “Company”)

On November 13, 2023, the Company commenced restructuring proceedings by filing a Notice of Intention to Make a Proposal (“**NOI**”) pursuant to Section 50.4(1) the *Bankruptcy and Insolvency Act* (Canada), R.S.C. 1985, c. B-3 (“**BIA**”) and KSV Restructuring Inc. was appointed as Proposal Trustee. A copy of the NOI and a preliminary listing of creditors is attached. All information pertaining to the proceedings will be posted to the Proposal Trustee’s website at <https://www.ksvadvisory.com/experience/insolvency-cases>.

Although the NOI proceeding is pursuant to the BIA, it is important to note that the Company is not bankrupt. The principal purpose of the NOI proceeding is to allow for a stay of proceedings to allow the Company to consider various restructuring options.

At present, creditors are not required to file a proof of claim. The Proposal Trustee will provide you with further information and a proof of claim form at a later date.

During the restructuring proceedings:

- no person may terminate or amend any agreement with the Company, or claim an accelerated payment, or a forfeiture of the term, under any agreement with the Company, by reason only that the Company is insolvent or by reason of the filing of the NOI, pursuant to Section 65.1(1) of the BIA;
- no creditor has any remedy against the Company or its property or shall commence or continue any action, execution, or other proceedings against the Company, pursuant to Section 69.1(1) of the BIA; and
- to the extent applicable, suppliers should discuss directly with their usual the Company representative the terms of payment for goods and/or services that they provide to the Company.

If you have any questions after speaking with your contact at the Company, please contact Maha Shah from the Proposal Trustee’s office at mshah@ksvadvisory.com or visit the Proposal Trustee’s website at <https://www.ksvadvisory.com/experience/insolvency-cases>

Yours very truly,

**KSV RESTRUCTURING INC.
TRUSTEE UNDER THE NOTICE OF INTENTION
TO MAKE A PROPOSAL OF 2140534 ALBERTA LTD.**

Encl.

FORM 33

Notice of Intention to Make a Proposal
[Subsection 50.4(1)]


**IN THE MATTER OF THE PROPOSAL OF
2140534 ALBERTA LTD.**

TAKE NOTICE THAT:

1. 2140534 Alberta Ltd., an insolvent company, pursuant to subsection 50.4(1) of the *Bankruptcy and Insolvency Act*, intends to make a proposal to its creditors.
2. **KSV Restructuring Inc.** of 324 8th Avenue S.W., Suite 1165, Calgary, Alberta, T2P 2Z2, a licensed insolvency trustee, has consented to act as trustee under the proposal and a copy of the consent is attached hereto.
3. A list of the names of the known creditors with claims amounting to \$250 or more and the amounts of their claims is attached.
4. Pursuant to Section 69 of the *Bankruptcy and Insolvency Act*, all proceedings against 2140534 Alberta Ltd. are stayed as of the date of filing this notice with the Official Receiver in its locality.

DATED at Edmonton, Alberta this 13th day of November, 2023.

2140534 ALBERTA LTD.

Per: 
Name: Dana Archibald
Title: Director

**IN THE MATTER OF THE PROPOSAL OF
2140534 ALBERTA LTD.**

CONSENT

KSV RESTRUCTURING INC. hereby consents to act as Trustee under the Notice of Intention to Make a Proposal and/or Proposal to be filed by 2140534 Alberta Ltd.

DATED at Calgary, Alberta this 13th day of November 2023.

KSV RESTRUCTURING INC.



Per: _____

Name: Jason Knight

Title: Authorized Signing Officer



Industry Canada
Office of the Superintendent
of Bankruptcy Canada

Industrie Canada
Bureau du surintendant
des faillites Canada

District of Alberta
Division No. 02 - Calgary
Court No. 25-3009398
Estate No. 25-3009398

In the Matter of the Notice of Intention to make a proposal of:

2140534 Alberta Ltd.

Insolvent Person

KSV RESTRUCTURING INC.

Licensed Insolvency Trustee

Date of the Notice of Intention:

November 13, 2023

CERTIFICATE OF FILING OF A NOTICE OF INTENTION TO MAKE A PROPOSAL
Subsection 50.4 (1)

I, the undersigned, Official Receiver in and for this bankruptcy district, do hereby certify that the aforementioned insolvent person filed a Notice of Intention to Make a Proposal under subsection 50.4 (1) of the Bankruptcy and Insolvency Act;

Pursuant to subsection 69. (1) of the Act, all proceedings against the aforementioned insolvent person are stayed as of the date of filing of the Notice of Intention.

Date: November 14, 2023, 10:42

E-File/Dépôt Electronique

Official Receiver

Harry Hays Building, 220 - 4th Ave SE, Suite 478, Calgary, Alberta, Canada, T2G4X3, (877)376-9902

Canada

IN THE MATTER OF THE NOTICE OF INTENTION TO FILE A PROPOSAL OF
2140534 ALBERTA LTD.

Preliminary list of creditors as at November 13, 2023
as submitted by 2140534 Alberta Ltd.
without admission as to any liability or privilege herein shown

Creditor	Address		Amount due (CDN\$)*
Secured			
JMAC Energy Services LLC c/o Field LLP	400-444 7 Avenue SW	Calgary AB T2P 0X8	2,000,000.00
Total Secured Creditors			<u>2,000,000.00</u>
Unsecured			
Department of Finance Canada	90 Elgin Street	Ottawa ON K1A 0G5	60,000.00
Total Unsecured Creditors			<u>60,000.00</u>
TOTAL SECURED AND UNSECURED CREDITORS			<u><u>2,060,000.00</u></u>

