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Estate File No.: 31-2989954

**IN THE MATTER OF THE BANKRUPTCY OF
STATEVIEW HOMES (ON THE MARK) INC.
OF THE CITY OF VAUGHAN, IN THE PROVINCE OF ONTARIO**

**NOTICE OF BANKRUPTCY AND FIRST MEETING OF CREDITORS
(Subsection 102(1))**

Take notice that:

1. Stateview Homes (On the Mark) Inc. (the "Company") filed an assignment in bankruptcy on September 25, 2023 and KSV Restructuring Inc. was appointed the Licensed Insolvency Trustee (the "Trustee") of the Company by the Office of the Superintendent of Bankruptcy, subject to affirmation by the creditors of the Trustee's appointment, or the substitution of it, by another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on October 16, 2023 at 10:00 a.m., to be convened via Zoom at: <https://us06web.zoom.us/j/89890917342?pwd=Qi1xVtvdSi7YXyZWlQRAQmyVyZOB96.1&from=addon>, Meeting ID: 89890917342, Passcode: 433813. To be entitled to vote at the meeting, creditors must lodge with the Trustee, prior to the meeting, proofs of claim and, where necessary, proxies.
3. Enclosed with this notice is a form of proof of claim, a form of general proxy, and a list of creditors with claims of twenty-five dollars (\$25) or more, showing the amounts of their claims. Creditors can email their claims and proxy to info@ksvadvisory.com.
4. Creditors must prove their claims against the Company to receive dividends, if any, in the bankruptcy proceedings.

DATED at Toronto, Ontario, this 26 day of September, 2023.

KSV Restructuring Inc.

**KSV RESTRUCTURING INC.
LICENSED INSOLVENCY TRUSTEE OF
STATEVIEW HOMES (ON THE MARK) INC.
AND NOT IN ITS PERSONAL OR CORPORATE CAPACITIES**

District of: Ontario
 Division No. 09 - Toronto
 Court No. 31-2989954
 Estate No. 31-2989954

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)

In the Matter of the Bankruptcy of
 Stateview Homes (On The Mark) Inc.
 of the City of Vaughan, in the Province of Ontario

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 25th day of September 2023. 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"	22,573,833.65	1. Inventory	0.00
Balance of secured claims as per list "B"	5,225,001.00	2. Trade fixtures, etc.	0.00
Total unsecured creditors	27,798,834.65	3. Accounts receivable and other receivables, as per list "E"	
2. Secured creditors as per list "B"	14,375,000.00	Good	0.00
3. Preferred creditors as per list "C"	0.00	Doubtful	0.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	0.00	Bad	0.00
Total liabilities	42,173,834.65	Estimated to produce	0.00
Surplus	NIL	4. Bills of exchange, promissory note, etc., as per list "F"	0.00
		5. Deposits in financial institutions	0.00
		6. Cash	0.00
		7. Livestock	0.00
		8. Machinery, equipment and plant	0.00
		9. Real property or immovable as per list "G"	14,375,000.00
		10. Furniture	0.00
		11. RRSPs, RRIFs, 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	14,375,000.00
		Deficiency	27,798,834.65

KSV Restructuring Inc. solely as Receiver of Stateview Homes (On The Mark) Inc., of the City of Toronto in the Province of Ontario, do swear (or solemnly declare) that this statement and the attached lists are to the best of our knowledge, a full, true and complete statement of the affairs of the Corporation on the 28th day of September 2023 and fully disclose all property of every description that is its my possession or that may devolve on it in accordance with the Act.

SWORN (or SOLEMNLY DECLARED)
 before me at the City of Toronto in the Province of Ontario, on this 28th day of September 2023.



Catherine Theriault, Commissioner of Oaths
 For the Province of Ontario
 Expires February 19, 2025



KSV Restructuring Inc. solely as Receiver
 of Stateview Homes (On The Mark) Inc.



Industry Canada
Office of the Superintendent
of Bankruptcy Canada

Industrie Canada
Bureau du surintendant
des faillites Canada

District of: Ontario
Division No.: 09 - Toronto
Court No.: 31-2989954
Estate No.: 31-2989954

In the Matter of the Bankruptcy of:

Stateview Homes (On The Mark) Inc.

Debtor

KSV RESTRUCTURING INC.

Licensed Insolvency Trustee

Ordinary Administration

Date and time of bankruptcy:	September 25, 2023, 09:07	Security:	\$0.00
Date of trustee appointment:	September 25, 2023		
Meeting of creditors:	October 16, 2023, 10:00 Meeting ID:89890917342 Passcode:433813 220 Bay Street, Suite 1300 Toronto, Ontario Canada,		
Chair:	Trustee		

CERTIFICATE OF APPOINTMENT - Section 49 of the Act; Rule 85

I, the undersigned, official receiver in and for this bankruptcy district, do hereby certify that:

- the aforementioned debtor filed an assignment under section 49 of the *Bankruptcy and Insolvency Act*;
- the aforementioned trustee was duly appointed trustee of the estate of the debtor.

The said trustee is required:

- to provide to me, without delay, security in the aforementioned amount;
- to send to all creditors, within five days after the date of the trustee's appointment, a notice of the bankruptcy; and
- when applicable, to call in the prescribed manner a first meeting of creditors, to be held at the aforementioned time and place or at any other time and place that may be later requested by the official receiver.

Date: September 25, 2023, 09:13

E-File/Dépôt Electronique

Official Receiver

151 Yonge Street, 4th Floor, Toronto, Ontario, Canada, M5C2W7, (877)376-9902

Canada

In the Matter of the Bankruptcy of
Stateview Homes (On The Mark) Inc.
of the City of Vaughan, in the Province of Ontario

Secured creditors

1.	EQUITABLE BANK, c/o BLANEY MCMURTRY LLP 2 Queen St. E., Suite 1500 Toronto ON M5C 3G5	1.00
2.	KINGSETT MORTGAGE CORPORATION, C/o BENNETT JONES LLP One First Canadian Place, Suite 3400, P.O. Box 130 Toronto ON M5X 1A4	14,375,000.00
Total Secured creditors		14,375,001.00

Unsecured creditors

1.	5I5J REALTY INC. BROKERAGE 9120 Leslie St, Unit 101 Richmond Hill ON L4B 3J9	151,891.98
2.	ALECTRA UTILITIES CORPORATION 80 Addiscott Crt Markham ON L6G 1A6	833.37
3.	ALL CANADIAN WASTE DISPOSAL INC 137 Bowes Road Concord ON L4K 1H3	7,955.20
4.	ALTUS GROUP 126 DON HILLOCK DR Aurora ON L4G 0G9	14,369.68
5.	ANTEC APPRAISAL GROUP (TORONTO) INC. 5401 Eglinton Ave West, Suite 107 Toronto ON M9C 5K6	12,314.18
6.	APPLEWOOD AIR CONDITIONING 3525 Hawkstone Road Mississauga ON L5C 2V1	216,361.05
7.	ARTIZAN INTERIOR & EXTERIOR FINISHINGS IN 344 EDGELEY BLVD. UNIT 16-17 Vaughan ON L4K 4B7	313,181.03
8.	AURIVIA 71 Marycroft Ave Unit 1 Woodbridge ON L4L 5Y6	65,567.30
9.	BARMAC GARAGE DOORS 60 Talman Court Concord ON L4K 4L5	52,007.12
10.	BATTLEFIELD EQUIPMENT RENTALS 151 Cherry St Toronto ON M5A 3K8	6,668.21

11.	BAY STREET GROUP INC,BROKERAGE 8300 Woodbine Ave Markham ON L3R 9Y7	135,993.33
12.	BEAVER VALLEY STONE LIMITED 8081 Woodbine Ave Markham ON L3R 2P1	4,543.45
13.	BENFICA CONSTRUCTION LTD. 1444 Dupont Street Toronto ON M6P 4H3	872,211.97
14.	BEST BRAND APPLIANCE Unit 9/10-6221 Highway 7 Vaughan ON L4H 0K8	66,117.43
15.	BEST RENTAL SERVICES 310 Rodinea Rd , Unit 1 Maple ON L6A 4P5	9,289.99
16.	BOUSFIELDS INC. 3 Church St Suite 200 Toronto ON M5E 1M2	10,100.80
17.	BUILDING KNOWLEDGE CANADA INC. 50 Fleming Drive, Unit 6 Cambridge ON N1T 2B1	9,153.00
18.	CA CLEANING SERVICES 46 BECKETT AVE Toronto ON M6L 2B4	14,746.50
19.	CANADA REVENUE AGENCY 4695 Shawinigan-Sud Boulevard Shawinigan QC G9P 5H9 HST	3,948,642.81
20.	CANADA REVENUE AGENCY 4695 Shawinigan-Sud Boulevard Shawinigan QC G9P 5H9	1.00
21.	CENTRAL GLASS & MIRROR LTD. 95 Konrad Cres Markham ON L3R 8T8	55,243.98
22.	CON-DRAIN 30 FLORAL PARKWAY Concord ON L4K 4R1	5,405.41
23.	COSTA CAULKING INC 349 BOWES ROAD, UNIT 15 Concord ON L4K 1J3	61,267.47
24.	DAVID JOHNSTON ARCHITECT LTD. 8 MAPLE LANE Unionville ON L3R 1R2	11,966.70

25.	DECKSTERITY CARPENTRY CONTRACTING LTD. 23 BRIDGFORD ST. S Richmond Hill ON L4C 3V7	348,593.29
26.	ELITREX PLUMBING 120 SHARER RD Woodbridge ON L4L 8P4	172,198.02
27.	ENBRIDGE GAS INC 500 Consumers Road North York ON M2J 1P8	66.57
28.	EQUITABLE BANK, c/o BLANEY MCMURTRY LLP 2 Queen St. E., Suite 1500 Toronto ON M5C 3G5	1.00
29.	EXP SERVICES INC 220 Commerce Valley Drive West, Suite 110 Markham ON L3T 0A8	8,862.03
30.	FREW ENERGY LTD. 1380 Grahams Lane Burlington ON L7S 1W3	4,957.17
31.	GANIVA TRIM CARPENTRY INC. 361 Applewood Crescent Concord ON L4K 4J3	245,762.57
32.	GIANCOLA ALUMINUM CONTRACTORS INC. 20210 ALBION ROAD ETOBICOKE ON M9W 5W6	39,650.00
33.	HOME CORP SERVICES INC. 80 Bass Pro Mills Dr #5 Concord ON L4K 5N9	3,005.80
34.	HOMELIFE LANDMARK REALTY INC. 7240 WOODBINE AVE, SUITE 103 MARKHAM ON L3R 1A4	60,505.77
35.	IDEAL RAILINGS 89A CONNIE CRES, UNIT 2 CONCORD ON L4K 1L3	221,657.20
36.	INVESTMENT HARDWARE LIMITED 250 Rowntree Dairy Rd Woodbridge ON L4L 9J7	7,487.05
37.	JARDIN DESIGN GROUP INC 64 Jardin Dr #3A Concord ON L4K 3P3	9,774.50
38.	JELD-WEN OF CANADA LTD 90 Stone Ridge Road Vaughan ON L4H 3G9	181,723.48

39.	KINGSETT MORTGAGE CORPORATION, C/o BENNETT JONES LLP One First Canadian Place, Suite 3400, P.O. Box 130 Toronto ON M5X 1A4	5,225,000.00
40.	LIVE PATROL INC. 2645 Skymark Ave Mississauga ON L4W 4H2	9,661.50
41.	LIVING REALTY INC BROKERAGE 8 Steelcase Rd W. Markham ON L3R 1B2	24,884.85
42.	MAPLE CONCRETE PUMPING 1860 Bonhill Road, Unit#2 Mississauga ON L5T 1C4	378.32
43.	MAPLE DRYWALL 211 Westcreek Dr. Woodbridge ON L9L 9T7	1,144,138.82
44.	MASTERS INSURANCE LIMITED 7501 Keele Street Concord ON L4K 1Y2	48,245.76
45.	MAXGUARD 8600 Keele Street, Unit #48 Concord ON L4K 4H8	20,733.79
46.	MEDI GROUP INCORPORATED 56 Brockport Dr, Etobicoke Etobicoke ON M9W 5N1	69,555.41
47.	MELBOURNE PROPERTY MANAGEMENT 1244 Caledonia Rd Suite 100 North York ON M6A 2X6	16,529.94
48.	MILLER MOBILE OFFICES 1732 Dundas Street East Mississauga ON L4X 1L8	4,011.50
49.	MILLER THOMSON LLP 40 King Street West, Suite 5800 Toronto ON M6H 3S1	8,193.63
50.	MQ ENERGY INC 80 Micro Court, Unit 105 Markham ON L3R 9Z6	2,509.20
51.	NATURE'S CALL PORTABLE TOILETS 177 CREDITSTONE RD Concord ON L4K 1N6	10,980.73
52.	NCC CONTRACTING 307 John Deisman Blvd. Maple ON L6A 3H2	4,282.70

53.	NESTOR CONSTRUCTION LTD. 38 Nestor Crescent Woodbridge ON L4L 5A8	699.09
54.	NORTH YORK TILE CONTRACTORS LTD. 330 Edgeley Blvd. Concord ON L4K 3Y3	311,151.50
55.	OCTAVIO SOUSA PAINTING & RENOVATIONS LTD 4 Bates Court Brampton ON L6X 3E9	218,144.40
56.	POWER CORE ELECTRIC LTD. 129 Rowntree Dairy Blvd, Unit 11 Woodbridge ON L4L 6C9	168,237.37
57.	PRO STAR EXCAVATING & GRADING LTD. 310 RODINEA ROAD UNIT 2 MAPLE ON L6A 4P6	2,765.11
58.	RECEIVER GENERAL Corporations Tax Branch, 33 King St. W., P.O. Box 622 Oshawa ON L1h 8E9	330,297.17
59.	REGAL MAX REALTY POINT, BROKERAGE 55 Lebovic Ave c115 Toronto ON M1L 0H2	25,875.00
60.	RELIANCE-CENTRAL ONTARIO 706 Brawley Rd W. Whitby ON L1M 1M4	17,669.16
61.	REMAX WEST REALTY INC. 96 Rexdale Blvd. Toronto ON M9W 1N7	22,806.05
62.	RJ GROUP 10 Marmac Dr. Etobicoke ON M9W 1E6	108,785.80
63.	ROYAL ELITE REALTY INC. BROKERAGE 7050 Woodbine Ave Unit 101 Markham ON L3R 4G8	26,325.00
64.	ROYAL OAK RAILING & STAIR LTD. 1131 Gorham Stret, Unit 13 Newmarket ON L3Y 8X9	1,491.60
65.	SAFEX WORKPLACE SAFETY MANAGERS 185 Riviera Drive, Unit 5 Markham ON L3R 5J6	305.10
66.	SCHAEFFER DZALDOV BENNETT LTD. 55 Cork Street East, Unit 204 Guelph ON N1H 2W8	28,204.80

67.	SCHNEIDER RUGGIERO SPENCER MILBURN LLP 1000-120 Adelaide St W Toronto ON M5H 3V1	43,456.24
68.	SEAL RITE WATERPROOFING INC. 8, 229 Broadway Suite 113 Orangeville ON L9W 1K4	3,559.50
69.	SELBA KITCHENS & BATHS 3231 Langstaff Rd. Concord ON L4K 4L2	201,832.02
70.	SOIL ENGINEERS LTD 90 WEST BEAVER CREEK RD, SUITE 100 RICHMOND HILL ON L4B 1E7	395.50
71.	STARDRAIN & CONCRETE INC. 11-499 Edgeley Blvd. Concord ON L4K 4H3	52,300.50
72.	STRADA AGGREGATES 30 Floral Parkway, Suite 400 Concord ON L4K 4R1	4,909.45
73.	STRYBOS BARRON KING LANDSCAPE ARCHITECTUR 5770 HURONTARIO STREET, SUITE 320 MISSISSAUGA ON L5R 3G5	3,582.10
74.	SUNBELT RENTALS PO Box 99257, Station Terminal Vancouver BC V6B 0N5	78,972.19
75.	SUPERSTAR REALTY LTD BROKERAGE 7676 Woodbine Avenue, Unit 110 Markham ON L3R 2N2	7,687.44
76.	T. Y. LIN INTERNATIONAL CANADA INC 8800 Dufferin St. Concord ON L4K 0C5	56,498.42
77.	TAMARACK LUMBER INC. 3255 N Service Rd. Burlington ON L7N 3G2	378,924.81
78.	TERRA CONCRETE FORMING 50 Pippin Rd Unit 61, Concord Concord ON L4K 4M4	859.93
79.	TRUDEL & SONS ROOFING LTD. 5 PAISLEY LANE, UXBRIDGE UXBRIDGE ON L9P 0G5	459,971.57
80.	VELCAN FOREST PRODUCTS 1240 SKAE DR Oshawa ON L1J 7A1	125,919.21

81.	WOODBIDGE STONESLINGER (1994) LIMITED 3500 King Vaughan Rd. Woodbridge ON L4H 1E9	11,858.08
82.	WSP CANADA INC TX4022, PO Box 4590 Stn. A Toronto ON M5W 7B1	4,857.31
83.	YORK POWER & LIGHTING INC. 25 SHERWOOD FOREST DRIVE MARKHAM ON L3P 1P5	1,309.67
	Total Unsecured creditors	<u>16,638,834.65</u>
		Grand Total: 31,013,835.65



Bankruptcy and Insolvency Act ("Act")

Proof of Claim

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

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

Creditor Name:	_____	Telephone:	_____
Address:	_____	Fax:	_____
Account No.:	_____	Email:	_____

In the matter of the bankruptcy (or the proposal, or the receivership) of _____ (name of debtor) of _____ (city and province) and the claim of _____, creditor.

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

- That I am a creditor of the above-named debtor (or that I am _____ (state position or title) of _____ (name of creditor)).
- That I have knowledge of all the circumstances connected with the claim referred to below.
- That the debtor was, at the date of bankruptcy, (or the date of the receivership, or in the case of a proposal, the date of the notice of intention or of the proposal, *if no notice of intention was filed*), namely the _____ day of _____, 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.)*
- (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 Section 136 of the Act.
(Set out on 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 \$ _____ as 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 attach 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 for the unpaid amount of \$ _____ *(Attach a copy of sales agreement and delivery receipts.)*
 - 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 set out on the attached sheet(s). *(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 set out on the attached sheet(s).
(Give full particulars of the claim, including the calculations upon which the claim is based.)

Bankruptcy and Insolvency Act ("Act")

Proof of Claim

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

- 5. 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.
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 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 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.)
[] 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.

Dated at _____, this _____ day of _____, _____

Witness

Creditor

NOTE: If an affidavit is attached, it must have been made before a person qualified to take affidavits.
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 any false claim, proof, declaration or statement of account.

DIRECTIONS FOR COMPLETION OF THIS FORM ARE ON THE REVERSE SIDE

GENERAL PROXY

(Paragraphs 51(1)(e) and 66.15(3)(b) and Subsection 102(2))

In the matter of the bankruptcy) (or proposal) of _____ a bankrupt (or an insolvent)
I (or We), _____ (name of creditor), of _____ (name of city, town or village), a creditor in the above matter, hereby appoint _____, of _____, to be my (or our) general proxy in the above matter except as to the receipt of dividends, with (or without) power to appoint another general proxy in his or her place.

DATED AT _____ this _____ day of _____, _____

Witness

Individual Creditor OR Name of Corporate Creditor

Witness

Per:
Name and Title of Signing Officer

CHECKLIST FOR PROOF OF CLAIM

This checklist is provided to assist you in preparing the accompanying proof of claim form and, where required, proxy form in a complete and accurate manner. Please specifically check each requirement.

Under Section 109 of the Bankruptcy and Insolvency Act only those creditors who have filed their claims in the proper form with the trustee, before the time appointed for the meeting, are entitled to vote at the meeting.

Section 124 states that every creditor shall prove his claim and the creditor who does not prove his claim is not entitled to share in any distribution that may be made.

General

- The signature of a witness is required;
- The claim must be signed personally by the individual completing this declaration;
- Provide the complete address where all notices or correspondence are to be forwarded;
- The amount of the statement of account must correspond to the amount indicated on the proof of claim.

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 consists of at least one creditor with a valid proof of claim in attendance in person or by proxy.
- A corporation may vote through an authorized agent or mandatary 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 box or 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 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 company or firm;
- If the individual completing the proof of claim is not the creditor himself, he/she must state his/her position or title.

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 must show the date, the number and the amount of all the invoices or charges, together with the date, the number and the amount of all credits or payments. A statement of account is not complete if it begins with an amount brought forward.

Paragraph 4

- **Paragraph A** applies to *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 document. In addition, please attach copies of the security registration documents, where appropriate.
- **Paragraph D** applies to *inventory claims of farmers, fishermen 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 agreements and delivery slips.
- **Paragraph E** applies to *claims by wage earners*. Please note that such claims apply only for unpaid wages owed upon the 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.

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), in the case where the claimant and the debtor are not related;
 - 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.

APPOINTING PROXY

Note: The Act permits a proof of claim to be made by a duly authorized representative of a creditor but, in the absence of a properly executed proxy, does not give such an individual the power to vote at the first meeting of creditors nor to act as the proxyholder of the creditors.

General

- In order for duly authorized persons to have a right to vote, they must themselves be creditors or be the holders of a properly executed proxy. The name of the creditor must appear in the proxy.

Notes:

- A creditor may vote either in person or by proxyholder.
- A proxy may be filed at any time prior to a vote at a meeting of creditors.
- A proxy can be filed with the trustee in person, by mail or by any form of telecommunication.
- A proxy does not have to be under the seal of a corporation unless required by its incorporating documents or its bylaws.
- The individual designated in a proxy cannot be substituted unless the proxy provides for a power of substitution.
- Bankrupts/debtors may not be appointed as proxyholders to vote at any meeting of their creditors.
- The trustee may be appointed as a proxyholder for any creditor.
- A corporation cannot be designated as a proxyholder.