

RSM Richter Inc.

200 King St. W., P.O. Box 48, Suite 1100
Toronto, ON M5H 3T4
Tel: 416.932.8000 Fax: 416.932.6200
www.rsmrichter.com

Estate File No.: 35-1386161

**IN THE MATTER OF THE BANKRUPTCY OF ULTRAMETAL INC.,
OF THE CITY OF KITCHENER, IN THE PROVINCE OF ONTARIO**

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

Take notice that:

1. Ultrametal Inc. filed an assignment on the 23rd day of July, 2010 and RSM Richter Inc. was appointed as trustee of the estate of the bankrupt by the official receiver, subject to affirmation by the creditors of the trustee's appointment or the substitution of another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on the 12th day of August, 2010, at 11:00 a.m., at the Hyatt Regency Toronto, 370 King Street West, Studio C, Toronto, Ontario.
3. 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.
4. Enclosed with this notice is a form of proof of claim, a form of general proxy, and a list of creditors with claims amounting to twenty-five dollars or more, showing the amounts of their claims.
5. 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 Toronto, this 27th day of July, 2010.

RSM RICHTER INC.
TRUSTEE
200 King Street West
Suite 1100, P.O. Box 48
Toronto, Ontario M5H 3T4

\\ODMA\PCDOCS\DMTOR\2675831

District of:
Court No.
Court No.
Estate No.

☒ 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
Ultrametal Inc.
of the City of Kitchener, 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 your bankruptcy, on the 22nd day of July 2010. When completed, this Form and the applicable attached lists will constitute the Statement of Affairs and must be verified by oath or solemn declaration.

LIABILITIES	
(As stated and estimated by the officer)	
1. Unsecured creditors as per list "A"	10,076,091.14
Balance of claims unsecured as per list "A" ..	5,760,178.00
Total unsecured creditors	15,836,269.14
2. Secured creditors value of security as per list "B"	2,604,827.00
3. Preferred creditors as per list "C"	0.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	1.00
Total liabilities	18,441,096.14
Surplus	NIL

ASSETS	
(As stated and estimated by the officer)	
1. Inventory	721,000.00
2. Trade fixtures, etc.	0.00
3. Accounts receivable and other receivables, as per List "E"	
Good	923,800.00
Doubtful	0.00
Bad	0.00
Estimated to produce	923,800.00
4. Bills of exchange, promissory note, etc., as per List "F" ..	0.00
5. Deposits in Financial Institutions	0.00
6. Cash	150,000.00
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, RRI's, 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"	810,027.00
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	2,604,827.00
Deficiency	15,836,269.14

I, Craig V. Wolf, of the Village of Glendale in the State of Ohio, 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 the affairs of ULTRAMETAL INC. on July 22, 2010, and fully disclose all of its property of every description in its possession or that may devolve on it in accordance with Section 67 of the *Bankruptcy and Insolvency Act* (Canada).

Sworn before me at the
of, State of
this 22nd day of July, 2010

A Notary

Per:

Craig V. Wolf

ANGELA NEWSON
NOTARY PUBLIC
Rockdale County
State of Georgia
My Comm. Expires June 28, 2011

**IN THE MATTER OF THE BANKRUPTCY OF
ULTRAMETAL INC.
OF THE CITY OF KITCHENER, IN THE PROVINCE OF ONTARIO**

*(Preliminary list of creditors as at July 23, 2010,
as submitted by the debtor, without admission as to any liabilities or privilege herein shown.)*

Creditors	Attention	Address	Account	Amount* (CDN\$)
Secured				
HARRIS TRUST AND SAVINGS BANK		111 West Monroe St., Chicago, IL 60603 USA		8,365,000.00
LIFTCAPITAL CORPORATION		195 The West Mall, #505, Toronto, ON M9C 5K1		1.00
MCAP LEASING INC.		5575 North Service Rd., #300, Burlington, ON L7L 6M1		1.00
NATIONAL LEASING GROUP INC.		1558 Wilson Place, Winnipeg, MB R3T 0Y4	L#2426875	1.00
Subtotal				<u>8,365,003.00</u>
Unsecured				
ABRASIVE SUPPLY & SERVICES INC.		2411 Eagle St. N., Unit #2, Cambridge, ON N3H 4R7		393.17
AKZO NOBEL COATINGS, INC.		P.O. Box 5100, Station F, Toronto, ON M4Y 2T5		2,126.31
ALLIANCE PLASTICS		P.O. Box 9900, Station A, Toronto, ON M5W 2J2		819.53
AMEC GEOMATRIX LIMITED		420 Weber St. N., Unit G, Waterloo, ON N2L 4E7		6,300.00
BAR-TECH ENTERPRISES LTD.		355 Elmira Road, Unit 130, Guelph, ON N1K 1S5		1,502.27
BEARING BRONZE		360 Sheldon Drive, Cambridge, ON N1T 1A9		13,059.25
BFI CANADA		38 Forwell Road, Kitchener, ON N2B 3E8		120.42
BODYSHOP MALL.COM		3227 Lenworth Drive, Mississauga, ON L4X 2G6		584.67
CAMBRIDGE HEAT TREATING		753 Bishop Street N., Cambridge, ON N3H 2K8		373.60
CANADA REVENUE AGENCY	Tax Services Office	166 Frederick Street, Kitchener, ON N2G 4N1	87045 3768	1.00
CANADIAN BEARINGS		1600 Drew Road, Mississauga, ON L5S 1M5		67.21
CANON BUSINESS SOLUTIONS INC.		Box 77271, RPO Courtney Park, Mississauga, ON L5T 2P4		188.71
CARBON STEEL		2190 Williams Parkway E., Brampton, ON L6S 5X7		34,617.99
CASTLE METALS - BOX# B9204		2150 Argentia Rd., Box 9100, Toronto, ON M4Y 3A5		1,267.35
CAW Local 1524	Tim Mitchell	600 Wabinaki Drive, Kitchener, ON N2C 2K4		1.00
CDW DIRECT, LLC		20 Carlson Court, #300, Etobicoke, ON M9W 7K6		2,051.25
CINCINNATI MACHINE, LLC		Dept. CH 10603, Palatine, OH 60055-0603 USA		332.83
CINTAS CANADA LTD.		30 Charterhouse Crescent, London, ON N5W 5V5		1,637.17
CLEANPAC (CANADA) PACKAGING		16 Branchton Road, Cambridge, ON N1R 5S2		848.04
COLT BUILDING MAINTENANCE		2390 Wyecroft Rd., Unit 6, Oakville, ON L6L 6M8		3,803.64
D.J. HUNKS MACHINE & TOOL LTD.		124 Garden Ave., Unit 4, Brantford, ON N3S 7W4		4,304.06
DAEMAR INC.		861 Cranberry Court, Oakville, ON L6L 6J7		885.94
DANUSER MACHINE COMPANY		500 East Third Street, Fulton, MO 65251-0368 USA		114.23
DELL CANADA INC.		155 Gordon Baker Rd., #501, North York, ON M2H 3N5		892.10
DELMAR INTERNATIONAL INC.		2580 Matheson Blvd. East, Mississauga, ON L4W 4J1		1,556.08
DGI SUPPLY		550 Parkside Dr., Units 14 & 15B, Waterloo, ON N2L 5V4		8,037.82
DHL EXPRESS (CANADA) LTD.		200 Westcreek Blvd., Brampton, ON L6T 5T7		190.19
DIAGNOSTIC OIL ANALYSIS		5071 4th Line-4 MLS N., Hwy. 7, Acton, ON L7J 2L8		819.00
DYNAMIC MEGABYTES INC.		50 Goebel Ave., Unit #5, Cambridge, ON N3C 1Z1		220.35
EARLE M. JORGENSEN (CANADA) INC.		305 Pendant Drive, Mississauga, ON L5T 2W9		3,314.88

**IN THE MATTER OF THE BANKRUPTCY OF
ULTRAMETAL INC.
OF THE CITY OF KITCHENER, IN THE PROVINCE OF ONTARIO**

*(Preliminary list of creditors as at July 23, 2010,
as submitted by the debtor, without admission as to any liabilities or privilege herein shown.)*

Creditors	Attention	Address	Account	Amount* (CDN\$)
EMPLOYEES VARIOUS			-	1.00
FASTENAL CANADA		860 Trillium Drive, #117, Kitchener, ON N2R 1K4		1,500.29
FEDERAL EXPRESS		Box 4626, Toronto Stn A, Toronto, ON M5W 5B4		72.45
FEDEX TRADE NETWORKS		P.O. Box 600, Niagara Falls, ON L2E 6V2		828.33
FLUID POWER HOUSE		225 Sheldon Dr., Unit 20, Cambridge, ON N1T 1A1		994.28
FLUID POWER SALES INC.		8257 Loop Road, Baldswinvill, NY 13027 USA		7,928.50
G & A LOCK SERVICE LOCK SERVICE		125 Union Street East, Waterloo, ON N2J 4E5		170.05
GGB		c/o Garlock Bearings Inc., 7841 Collection Center Dr., Chicago IL 60693 USA		1,318.45
GRAND & TOY		P.O. Box 5500, Don Mills, ON M3C 3L5		228.92
GRAYBAR ELECTRIC		P.O. Box 1000, Stn C, Kitchener, ON N2G 4E8		253.76
GUSPRO INC.		280 Grand Ave. E., Box 970, Chatham, ON N7M 5L5		65.54
HALLITE (CANADA) LTD.		89 Galaxy Blvd., Unit 12, Toronto, ON M9W 6A4		24,093.11
HARVARD MACHINE LTD.		210 Bishop Street N., Cambridge, ON N3H 5B3		875.00
HEERS DECORATING & DESIGN		330 Gage Street, Unit #4, Kitchener, ON N2M 5C6		935.88
HERCULES SEALING PRODUCTS		30 Saunders Road, Barrie, ON L4N 9A8		839.63
HICKS & MORLEY		100 Regina Street S., Waterloo, ON N2J 4P9		215.83
HI-TECH SEALS INC.		1180 Kemsdale Blvd., Unit #8, Newmarket, ON L3Y 7V1		168.00
HOGG FUEL & SUPPLY LIMITED		5 Hill Street, Box 1720, Kitchener, ON N2G 4R3		183.78
HOOVER SAWMILL & PALLETS INC.		R.R. #3, 3832 Herrgott Rd., Wallenstein, ON N0B 2S0		1,064.31
HYCO ALABAMA US		c/o Hyco International, 100 Galleria Parkway, #1000, Atlanta, Georgia 30339-5954 USA		13,055.52
HYCO CANADA		c/o Hyco International, 100 Galleria Parkway, #1000, Atlanta, Georgia 30339-5954 USA		2,080,030.26
HYCO CANADA HOLDINGS, INC.		c/o Hyco International, 100 Galleria Parkway, #1000, Atlanta, Georgia 30339-5954 USA		7,003,665.85
HYCO HENGSTLER		c/o Hyco International, 100 Galleria Parkway, #1000, Atlanta, Georgia 30339-5954 USA		10,550.36
HYCO HOLDINGS LLC		c/o Hyco International, 100 Galleria Parkway, #1000, Atlanta, Georgia 30339-5954 USA		61,863.39
KAR-OMNITOOL		284 Pinebush Rd., Unit #1, Cambridge, ON N1T 1Z6		566.21
KITCHENER PRINTING & DESIGN		Box 1, 145 Bedford Road, Kitchener, ON N2G 3W9		712.83
LIFTOW LIMITED		3150 American Drive, Mississauga, ON L4V 1B4		536.60
LYNCH FLUID CONTROLS INC.		1799 Argentinia Road, Mississauga, ON L5N 3A2		3,152.81
MACHINERY CANADA		963 Martingrove Road, Rexdale, ON M9W 4V6		1,079.67
MADE2MANAGE, A CONSONA ERP SOLUTION		Dept CH 17959, Palatine, IL 60055-7959 USA		629.17
MARMON/KEystone CANADA INC.		1200 Heritage Road, Burlington, ON L7L 4X9		113,463.58
MCCARTER GRESpan BEYnon WEIR LLP		675 Riverbend Drive, Kitchener, ON N2K 3S3		172.71
MCCORDICK GLOVE AND SAFETY		400 Jamieson Pkwy., 75 Cowansview Rd., Cambridge, ON N3C 4N3		282.05
METROPOLITAN PUMP CO. LTD.		603 Colby Drive, Waterloo, ON N2V 1A1		282.50
MIDWAY INDUSTRIAL SUPPLY		P.O. Box 303, Utica, NY 13503 USA		2,077.67
MINISTRY OF FINANCE	Insolvency Unit	33 King St. W., 6th Floor, Oshawa, ON L1H 8H5	5932967, 1706-9661	1.00
MISTER SAFETY SHOES INC.		6-2300 Finch Ave. West, Toronto, ON M9M 2Y3		173.14
MONARCH OIL LTD.		Box 653, 808 Victoria St. N., Kitchener, ON N2G 4B6		1,109.68

**IN THE MATTER OF THE BANKRUPTCY OF
ULTRAMETAL INC.
OF THE CITY OF KITCHENER, IN THE PROVINCE OF ONTARIO**

*(Preliminary list of creditors as at July 23, 2010,
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Creditors	Attention	Address	Account	Amount* (CDN\$)
MTM PRECISION INC.		855 Trillium Drive, Unit 2, Kitchener, ON N2R 1J9		7,752.93
NMT SPECIALIZED MACHINING INC.		290 Shoemaker Street, Kitchener, ON N2E 3E1		47,497.20
NORSPEC FILTRATION LTD.		398 Nash Rd. N., Unit #3, Hamilton, ON L8H 7P5		858.84
OAKVILLE CHROME		2230 Speers Road, Oakville, ON L6L 2X8		189.00
ODEN MACHINE WORKS		20-B Grand Avenue, Kitchener, ON N2K 1B3		19,174.75
PACA INDUSTRIAL DISTRIBUTION		84 McBrine Place, Kitchener, ON N2R 1H3		370.72
PARADIGM LASER LTD.		33 Raglin Place, Cambridge, ON N1R 7J2		3,649.98
PENCOM CANADA		275 Thompson Dr., Unit #1, Cambridge, ON N1T 2B9		12,293.41
PRAXAIR DISTRIBUTION		160 Webster Road, Box 9028, Kitchener, ON N2G 4S2		12,761.21
PRECISE CASTING INC.		124 Bonnie Crescent, Elmira, ON N3B 3J8		9,989.28
PROPAK LIMITED		5230 Harvester Road, Burlington, ON L7L 4X4		763.64
PUROLATOR COURIER		Box 1100, Etobicoke Stn A, Etobicoke, ON M9C 5K2		1,539.38
QUANTEX TECHNOLOGIES INC.		260 Shoemaker Street, Kitchener, ON N2E 3E1		868.14
R D MILLER		P.O. Box 6, St. Jacobs, ON N0B 2N0		855.98
RBC BEARINGS INCORPORATED		102 Willenbrock Road, Oxford, CT 16478 USA		533.52
REGIONAL HOSE & EQUIPMENT		250 Trillium Drive, Unit 4, Kitchener, ON N2E 1X2		601.65
REIST INDUSTRIES INC.		R.R. #2, 100 Union Street, Elmira, ON N3B 2Z2		733.08
RICOH CANADA INC.		5520 Explorer Dr., 3rd Fl., Mississauga, ON L4W 5L1		540.84
ROD ENDS MECHANICAL LTD.		5155 Spectrum Way, Unit 35, Mississauga, ON L4W 5A1		1,008.08
RON GERL		114 Concession Street, Cambridge, ON N1R 2H3		172.00
RONTIER INDUSTRIAL		63 McIntyre Place, Kitchener, ON N2R 1N7		115.62
ROTO PRECISION INC.		304 Watline Avenue, Mississauga, ON L4Z 1P4		10,005.71
SAMUEL MACHINERY COMPANY		137 N. 3rd Street, Philadelphia, PN 19106 USA		307.66
SAMUEL SON & CO. LTD.		Bothwell Steel Div., Box 21090, 133 Groh Ave., Cambridge, ON N3C 4B1		32,388.78
SATNAM MACHINE TOOL LTD.		60 Schaefer Street, Waterloo, ON N2L 4C5		30,840.57
SCOT INDUSTRIES INC.		390 Market Drive, Milton, ON L9T 5A4		58,208.72
SEALTECH SUPPLY INC.		7305 Bramalea Rd., Unit #1, Mississauga, ON L5S 1W4		22,334.35
SIERRA MACHINERY, INC.		P.O. Box 435, Reno, NV 89504 USA		1,034.44
SIRCO MACHINERY COMPANY LTD.		40 Jutland Road, Toronto, ON M8Z 2G9		2,114.85
SKF ECONOMOS CANADA INC.		5777 Coopers Ave., Mississauga, ON L4Z 1R9		1,561.14
SNAP-ON TOOLS OF CANADA LTD.		P.O. Box 7445, Station A, Toronto, ON M5W 3C1		313.85
SOWA TOOL		P.O. Box 694, Kitchener, ON N2G 4B6		1,370.82
SPECIAL PRODUCTS		15000 West 44th Avenue, Golden Colorado, CO 80403-1824 USA		895.86
SPLIT-FIRE		R.R. #1, Norwich, ON N0J 1P0		2,496.24
SPRINT COURIERS K-W LIMITED		83 Victoria Street North, Kitchener, ON N2H 5C1		2,066.38
SUMMO STEEL CORP. (CDN)		1180 Burloak Drive, Burlington, ON L7L 6B3		1,126.88
SUMMO-TUBE HONING & FINISHING		1180 Burloak Drive, Burlington, ON L7L 6B3		424.00
TCS COATINGS INC.		132 Grey Street, Brantford, ON N3S 4W1		2,918.30

**IN THE MATTER OF THE BANKRUPTCY OF
ULTRAMETAL INC.
OF THE CITY OF KITCHENER, IN THE PROVINCE OF ONTARIO**

*(Preliminary list of creditors as at July 23, 2010,
as submitted by the debtor, without admission as to any liabilities or privilege herein shown.)*

Creditors	Attention	Address	Account	Amount* (CDN\$)
TEAM TUBE CANADA ULC		6825 8th St. NW, 8055 Esquesing Line, Edmonton, AB T6P 1T9		298,868.45
TEC-SAW INTERNATIONAL		5940 Shawson Drive, Mississauga, ON L4W 3W5		1,230.00
TENAQUIP LTD.		20701 Chemin Sainte-Marie, Units 2&3, Bellevue, QC H9X 5X5		2,604.06
TERRA NOVA		3595 Hawkestone Road, Mississauga, ON L5C 2V1		31,534.61
THE TRUCK SHOP		99 Shoemaker St., Units 3,4,5&6, Kitchener, ON N2E 3B5		421.21
T-LON		1110 Richards Road, Hartland, WI 53029 USA		264.41
TORBRAM ELECTRIC SUPPLY		1455 Strasburg Road, Kitchener, ON N2R 1H2		152.24
TOSHIBA MACHINE MACHINERY CO. LTD.		6 Sheilds Court, #101, Markham, ON L3R 4S1		81.90
TRISTAR COATINGS		18 Cadetta Road, Brampton, ON L6P 0X4		486.53
TRIUMPH TOOL LTD.		91 Arrow Road, Guelph, ON N1K 1S8		13,350.81
TUFFEE INC.		52-C McIntyre Place, Kitchener, ON N2R 1H9		80.88
UNIQUE COFFEE SERVICES INC.		584 Colby Drive, Unit 4, Waterloo, ON N2V 1A2		262.67
UPS		CP #11086 Succ Centreville, Montreal, PQ H3C 5C6		264.55
W.H. LUBRICANTS LTD.		185 Frobisher Drive, Waterloo, ON N2V 2E6		122.77
WATERTIGHT ROOFING SERVICES LTD.		214 Shoemaker Street, Kitchener, ON N2E 3E1		296.63
WEBER SUPPLY COMPANY INC.		P.O. Box 1418, Kitchener, ON N2G 4H6		875.39
WILLOW BRAE PALLETS		3 Bast Place, R.R. #1, Waterloo, ON N2J 4G8		1,811.26
WORKPLACE SAFETY & INSURANCE BOARD		Box 2099, Stn A, 120 King St. W., Hamilton, ON L8N 4C5	6621783	5,134.80
Subtotal				<u>10,076,093.14</u>
Contingent				
Basic, Mariana		c/o Startek Peglar & Calcagni, 975 Queenston Rd., Stoney Creek, ON L8G 1B8	Ont. Superior Court # 08-4169	1.00
Total				<u><u>18,441,097.14</u></u>

Supplementary Mailing List:

Craig V. Wolf

REGISTRAR OF BANKRUPTCY

SUPERINTENDENT OF BANKRUPTCY

Superior Court of Justice, 80 Dundas St., Ground Floor A, London, ON N6A 6A3

Federal Building, 451 Talbot St., Room 303, London, ON N6A 5C9

* An amount of \$1.00 reflects that the balance due, if any, is undetermined or unknown.

Proof of Claim

(Section 50.1, 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)

200 King Street West
P.O. Box 48, Suite 1100
Toronto, ON M5H 3T4
Facsimile: (416) 932-6200

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

Creditor Name: _____

Address: _____

Telephone: _____

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:

1. That I am a creditor of the above-named debtor (or that I am _____ (state position or title) of _____ (name of creditor)).
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, (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.)

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 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 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.)

- ☐ **G. 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.)

Continued on Page 2

Proof of Claim

(Section 50.1, 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.)

(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 _____

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 PROOFS 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;
- ♦ Give the complete address where all notices or correspondence is to be forwarded;
- ♦ The amount of the statement of account must correspond to the amount indicated on the proof of claim.

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 statement of account must be complete;
- ♦ 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

- ♦ Subparagraph 4.A must be completed by an unsecured creditor and must indicate if priority is claimed pursuant to Section 136.
- ♦ Subparagraph 4.B must be completed by a landlord only in a Proposal, for any claim related to disclaimer of lease. The amount of the claim is to be calculated according to the terms of the proposal. Provide details of calculation.
- ♦ Subparagraph 4.C must be completed by a secured creditor. A certified true copy of the security instrument as registered must be provided.
- ♦ Subparagraph 4.D must be completed a farmer, fisherman or aquaculturist creditor. A copy of the sales agreement and delivery documents must be provided.
- ♦ Subparagraph 4.E applies if you are a wage earner (ie, a clerk, servant, travelling salesperson, labourer or worker who is owed wages, salaries, commissions or compensation by a bankrupt (subsection 81.3) or by a "person" that is subject to a receivership (subsection 81.4) for services rendered during the six months immediately before the date of bankruptcy or receivership).
- ♦ Subparagraph 4.F is to be completed only in a Proposal, and only if the proposal provides for the compromise of claims against Directors. Provide full details including calculations.
- ♦ Subparagraph 4.G applies if you are a "customer" of a bankrupt securities firm (as contemplated by Section 262 of the Bankruptcy and Insolvency Act).

Paragraph 5

- ♦ All claimants must indicate if he or she is related or not to the debtor, as defined in Section 4 of the Bankruptcy and Insolvency Act, by striking out "AM" or "IS" or "AM NOT" or "IS NOT".

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 bankruptcy or the proposal, in the case where the claimant and the debtor are not related;
 - b) Within the twelve (12) months preceding the bankruptcy or proposal, in the case where the claimant and the debtor are related.

- APPOINTING PROXY -

Note: The Bankruptcy and Insolvency Act permits a proof of claim to be made by a duly authorized agent of a creditor but this does not give such a person power to vote at the first meeting of creditors or to act as the proxy of the creditor.

General

- ♦ A creditor may vote either in person or by proxy;
- ♦ A debtor may not be appointed as proxy to vote at any meeting of his creditors;
- ♦ The Trustee may be appointed as a proxy for any creditor;
- ♦ In order for a duly authorized person to have a right to vote he must himself be a creditor or be the holder of a properly executed proxy. The name of the creditor must appear in the proxy.