

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.: 31-1074541

**IN THE MATTER OF THE BANKRUPTCY OF 1718326 ONTARIO INC. (FORMERLY
UPPER CRUST LTD.), OF THE CITY OF TORONTO,
IN THE PROVINCE OF ONTARIO.**

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

Take notice that:

1. 1718326 Ontario Inc. (formerly Upper Crust Ltd.) filed an assignment in bankruptcy on the 30th day of May, 2008 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 20th day of June, 2008, at 11:00 in the forenoon, at the offices of the Superintendent of Bankruptcy, 25 St. Clair Avenue East, Suite 600, 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 3rd day of June, 2008.

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

STATEMENT OF AFFAIRS (Sec 158)
IN THE MATTER OF THE BANKRUPTCY OF
1718326 ONTARIO INC. (FORMERLY UPPER CRUST LTD.)
OF THE CITY OF TORONTO, 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, May 29, 2008. When completed, this form and the applicable attachments will constitute your Statement of Affairs and must be verified by oath or solemn declaration:

Liabilities

(as stated and estimated by bankrupt)

1. Unsecured creditors as per list 'A'	21,263,223.83
2. Secured creditors as per list 'B'	600,000.00
3. Preferred creditors as per list 'C'	NIL
4. Contingent or other liabilities as per list 'D'	NIL
estimated to be reclaimable for	
 Total Liabilities	 21,863,223.83
Surplus	NIL

Assets

(as stated and estimated by bankrupt)

1. Inventory	NIL
2. Trade fixtures, fittings, utensils, etc.....	NIL
3. Accounts Receivable, etc. as per list 'E'	
Good	600,000.00
Doubtful	NIL
Bad	NIL
Estimated to produce	600,000.00
4. Bills of exchange, promissory notes, etc. as per list 'F'	NIL
5. Deposits in Financial Institutions.....	NIL
6. Cash	NIL
7. Livestock	NIL
8. Machinery, equipment and plant	NIL
9. Real property or immovable as per list 'G'	NIL
10. Furniture.....	NIL
11. RRSPs, RRIFs, Life Insurance, etc	NIL
12. Securities (Shares, bonds, debentures, etc)	NIL
13. Interest under wills	NIL
14. Vehicles	NIL
15. Other Property	NIL

If Bankrupt is a Corporation add:

Amount of capital subscribed	NIL
Amount paid thereon	NIL
Balance subscribed and unpaid	NIL
Estimated to produce	NIL
Total Assets	600,000.00
Deficiency	21,263,223.83

I, ROBERT HARLANG, OF RSM RICHTER INC., IN ITS CAPACITY AS COURT-APPOINTED CCAA MONITOR OF 1718326 ONTARIO INC., (FORMERLY UPPER CRUST LTD.) do swear that the above statement and the attached lists are to the best of my knowledge, based on the information available to me, a full, true and complete statement of the affairs of 1718326 ONTARIO INC. on May 29, 2008, 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*.

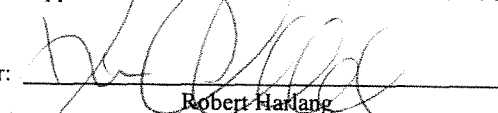
Sworn before me at the City
of Toronto, Province of Ontario
this 29th day of May, 2008



A Commissioner, etc., in and for the Province of Ontario.

1718326 ONTARIO INC. (FORMERLY UPPER CRUST
LTD.) by RSM Richter Inc., solely in its capacity as
Court-appointed CCAA Monitor of 1718326 Ontario Inc.

Per:


Robert Harlang

RENEE FERN SCHWARTZ, a Commissioner, etc.,
City of Toronto, for RSM Richter Inc.,
Trustee in Bankruptcy and RSM Richter LLP,
Chartered Accountants.
Expires February 7, 2009.

**IN THE MATTER OF THE BANKRUPTCY OF
1718326 ONTARIO INC. (FORMERLY UPPER CRUST LTD.)
OF THE CITY OF TORONTO, IN THE PROVINCE OF ONTARIO.**

*Preliminary List of Creditors as at May 30, 2008, as submitted by the Debtor
Without Admission as to any Liabilities or Privilege Herein Shown*

		Amount Due* (CDN \$)
Secured		
Bank of Montreal, Mr. Tony Crowe	Special Accounts Management Unit 1 First Canadian Place, 7th Floor Toronto ON M5X 1A2	17,500,000.00
Unsecured		
1st Choice Landscaping	190 Jeanne Dr. Woodbridge ON L4L 1X9	8,035.00
407 ETR Customer Service A/R	6300 Steeles Ave. W. Woodbridge ON L4H 1J1	1,993.00
6 Sygma Logistics	424 Highcliffe Cr. Richmond Hill ON L4J 7M8	155,913.00
911 Gaskets Inc.		133.00
A Budget Heating & Air Conditioning	41 Colville Rd. Toronto ON M6M 2Y2	6,413.00
A1 Shipping Supplies		2,155.00
Acosta Sales & Mktg	PO Box 281996 Atlanta GA 30384-1996	13,691.00
AGM Automation Systems Inc.	4610 Dufferin St. #22-25 Toronto ON M3H 5S4	1,150.00
Alexander Bar Auto Service	704-34 Centre St. Richmond Hill ON L4C 3P5	1.00
Aliments Imperial Foods-Tucom	8800 rue St-Jacques St-Augustin Mirage QC J7N 2B5	59,744.00
All Gold Imports Inc.	153 Eddystone Ave. North York ON M3N 1H5	4,460.00
AMEX Bank of Canada	PO Box 2000 West Hill ON M1E 5H4	1.00
AMI Bakery Deli	1802 Morehead #200 San Antonio TX 78231	1,753.00
Atlas Paper Bag Co. Ltd.	90 Dynamic Dr. Scarborough ON M1V 2V1	20,835.00
Avenue Industrial Supply Co.	331 Alden Rd. Unit 2 Markham ON L3R 3L4	3,768.00
Bakemark Ingredients	2725 Bristol Circle #2 Oakville ON L6H 6X5	19,415.00
Barry Callebaut Canada Inc.	PO Box 398 2950 rue Nelson St. St. Hyacinthe QC J2S 1Y7	28,867.00
BCB Canada	19 Queen St. Fort Erie ON L2A 1T6	72.00
BCB International Inc.	PO Box 457 Fort Erie ON L2A 5N2	6,679.00
BELL CANADA	INSOLVENCY GROUP 2500 DANIEL-JOHNSON, 8TH FLOOR LAVAL QC H7T 2P6	1.00
Brafasco	Box 33 Brampton ON L6V 2K7	392.00
Brandywine Ingredient Technology	2207 Concord Pike #410 Wilmington DE 19803-2908	1.00
Burt Lewis	3059 Woodland Park Dr. Burlington ON L7N 1K8	212,284.00
C.H. Robinson Company Ltd.	17665 Leslie St. Ste. 30 Newmarket ON L3Y 3E3	3,425.00
C.K. Foods Inc.	220 Viceroy Rd. Unit 9 Concord ON L4K 3C2	38,580.00
Cambrian Chemicals Inc.	627 Lyons Lane Ste. 300 Oakville ON L6J 5Z7	9,087.00
Canada Revenue Agency Collections Div.	5001 Yonge Street Suite 1000	
10546 1727 RT0001	North York District Office North York ON M2N 6R9	1.00
Cedar Springs		60.00
Celtic Logistics Services Group	507-3170 Kirwin Ave. Mississauga ON L5A 3R1	1.00
Chep Canada Inc.	PO Box 46030 Stn A Toronto ON M5W 4K9	31,721.00
CIMCO Refrigeration	65 Villiers St. Toronto ON M5A 3S1	11,614.00
Classic Cuisine	8383 Elliott St. Vancouver BC V5S 2P4	14,398.00
Comfort Vacuum Service Co Ltd.		392.00
Contact Air Compressors Inc.		811.00
Correct Design Bakery Equipment Inc.	396 Deehurst Dr. Brampton ON L6T 5H9	31,257.28
Dakar Inc.	1 Myers Boulevard Richmond Hill ON L4C 0C2	22,224.00
Day & Night Mobile Refrigeration Serv	1811 Featherston Dr. Mississauga ON L5L 2T2	1.00
Daymon Worldwide Inc.	700 Fairfield Ave. Stamford CN 6902	3,963.00

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

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*Preliminary List of Creditors as at May 30, 2008, as submitted by the Debtor
Without Admission as to any Liabilities or Privilege Herein Shown*

		Amount Due* (CDN \$)
Deluxe Paper Products Inc.	200 Ave. Marien Montreal QC H1B 4V2	34,355.59
Derlea Brand Foods Inc.		1,139.00
Donini Chocolate Limited	335 Bell Blvd. PO Box 634 Belleville ON K8P 5H3	34,821.00
Donway Transport Ltd.	424 Highcliffe Dr. Thornhill ON L4J 7M8	15,757.00
Doverco Inc.	5783 Steeles Ave. W. Toronto ON M9L 2W3	1,001.00
Dry Ice & Gases Co.	26 Dorchester Ave. Toronto ON M8Z 4W3	9,256.00
Eassons Transport Ltd.	PO Box 159 151 Foster St. Berwick NS B0P 1E0	9,440.00
ECOM Trading Corporation	80 Telson Rd. Markham ON L3R 1E5	13,095.00
EDISOFT	980 Tapscott Rd. Toronto ON M1X 1C3	1.00
Empire Brokerage of Houston Inc.	19245A David Memorial Dr. Shenandoah TX 77385	6,929.00
Empire Meats Ohio	6131 Avery Rd. PO Box 485 Dublin OH 43017	17,230.00
Enbridge Consumers Gas	PO Box 644 Scarborough ON M1K 5H1	53,431.00
ERB Transport	290 Hamilton Rd. New Hamburg ON N3A 1A2	328.00
ESSO	PO Box 1250 North York ON M3C 3G6	2,463.00
Execulink	PO Box 130 Burgessville ON N0L 1C0	976.00
Export Development Corporation	151 O'Conner St. Ottawa ON K1A 1K3	10,925.00
Far East Foods	273 Enford Rd. Richmond Hill ON L4C 3E9	172,504.00
Federal Express	PO Box 4626 Toronto Station A Toronto ON M5W 5B4	15,010.00
Fleischmann's Yeast	M2039 PO Box 11012 Downtown Station Montreal QC H3C 4T9	37,364.00
Focus Foods	130 Park Place Crt. Greenville SC 29607	24,528.00
Food Scene Incorporated	24 Merchants Way Ste. 109 PO Box 459 Colts Neck NJ 7722	8,561.00
Franco Mailing Solutions		90.00
Fruition Fruits & Fills Accounts Receivable	c/o 874 Sinclair Rd. Oakville ON L6K 2Y1	77,275.00
GH Johnston Equipment Co Ltd.		1,869.00
Global Egg Corporation	283 Horner Ave. Etobicoke ON M8Z 4Y4	52,970.00
Grain Process Enterprises Ltd.	115 Commander Blvd. Scarborough ON M1S 3M7	17,720.00
GS1 Canada c/o TH1029	PO Box 4283 Postal Station A Toronto ON M5W 5W6	1.00
Guittard Chocolate Company	PO Box 4308 Burlingame CA 94010	66,720.00
Gumperts	2500 Tedlo St. Mississauga ON L5A 4A9	2,160.00
Hesco Electric Supply	41 Ossington Ave. Toronto ON M6J 2Z1	841.00
Hill Supplies	157 Crosby Ave. Richmond Hill ON L4C 2R3	1,024.00
Horton Spice Mills Limited	256 Steelcase Rd. W. Markham ON L3R 1B3	142.00
International Bakers Services		15,750.00
Ivanhoe Cheese Inc.	RR 5, 11301 Hwy 62 N Madoc ON K0K 2K0	19,207.00
IWI Consulting Group		2,454.00
K&S Plumbing & Heating Ltd.		1,502.00
Keyimpact Sales and Systems		1,914.00
Kwality Labels Inc.	563 Edward Ave. Unit 8 Richmond Hill ON L4C 9W7	1,580.00
Lazertherm Marketing Inc.	880 Dillingham Rd. Pickering ON L1W 1Z6	8,317.42
Leahy Orchards Inc.	1772 Route 209 Franklin Centre QC J0S 1E0	94,842.00
Lentia Enterprises Ltd.	1375 Aimco Blvd Unit 2 Mississauga ON L4W 1B5	11,776.00
Lewis Holmes		254.00
Lion Shipping Supplies Inc.	5650-A Timberlea Blvd Mississauga ON L4W 4M6	929.00
Lockwood Manufacturing	8104 Ch Montview Mont-Royal QC H4P 2L7	109,705.11

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*Preliminary List of Creditors as at May 30, 2008, as submitted by the Debtor
Without Admission as to any Liabilities or Privilege Herein Shown*

		Amount Due* (CDN \$)
Maison Gourmet Inc.	394 rue Morse Sainte-Foy QC G1N 4L4	1,579.00
Manulife Financial		15,593.00
Margarine Thibault Inc.	3000 rue Jules-Vachon Parc Trois-Rivieres QC G9A 5E1	312,399.00
Martha's Garden Inc.		849.00
Martin Disposal Limited		2,350.00
Master Cleaning Supplies & Equipment	7880 Woodbine Ave. Unit C & D Markham ON L3R 2N7	31,656.00
McKinnon Metals Accounting Dept.	330 Millway Ave. Unit 6 - 7 Concord ON L4K 3W2	617.00
Megart System Inc.	381 Bradwick Dr. Unit 1 Concord ON L4K 2P4	17,109.00
MFC Overhead Garage Door Inc.		1,007.00
Ministry of Community Family Serv Family Responsibility Office	PO Box 2204 Station P Toronto ON M5S 3E9	1.00
MINISTRY OF FINANCE - EHT	INSOLVENCY UNIT 6TH FLOOR, 33 KING STREET WEST OSHAWA ON L1H 8H5	1.00
103 385 611		
Multichoix	750 Nadia Fabreville-Laval QC H7P 5M3	437.00
National Hydraulics	273-A Bowes Rd. Concord ON L4K 1H8	1,450.00
Nealanders International Inc.	6980 Creditview Rd. Mississauga ON L5N 8E2	16,601.00
Newlife Mill Ltd.	PO Box 219 Hanover ON N4N 3C5	751,879.00
Norampac Inc.	655 Creditstone Rd. Vaughan ON L4K 5P9	14,919.00
Nutech Conveyor Components	495 McGeachie Dr. Unit 1 & 2 Milton ON L9T 3L5	3,588.00
Ogilvy Renault LLP	200 Bay St. Ste. 3800 PO Box 84 Royal Bank Plaza - South Tower Toronto ON M5J 2Z4	1.00
One Network Enterprises		100.00
Ontario Bearings & Industrial Supply	154 Caster Ave. Unit 1 & 2 Woodbridge ON L4L 5Y7	1.00
Ontario Salt Service	Case Postale 11321 Succursale Centre-Ville Montreal QC H3C 5H1	773.00
Original Foods Montreal (2002)	1910 Avenue du Sanctuaire Beauport QC G1E 3L2	1.00
P&R Logistics		19,496.00
PCO Services Inc.	5840 Falbourne St. Mississauga ON L5R 4B5	3,050.00
Perimeter Marketing Inc.	11103 Stonepath Lane Charlotte NC 28277	16,508.00
Polar Express Transportation Limited		345.00
Pre-Lock Security Systems	800 Petrolia Rd. Unit 4 North York ON M3J 3K4	975.00
Primus Canada	PO Box 4662 Station A Toronto ON M5W 5H4	199.00
PROCTOR	5304 Middlebury Dr. Mississauga ON L5M 5E5	1.00
Prolift	265 Badessa Circle Thornhill ON L4J 6C6	1,717.00
Puratos Canada Inc.	520 Slate Drive Mississauga ON L5T 0A1	275,878.46
R&R Sales	1054-2 Centre St. #417 Thornhill ON L4J 8E5	1.00
Regency Plastics Company Ltd.	50 Brisbane Rd. Downsview ON M3J 2K2	21,469.00
Richmond Hill Country Club		802.00
Robik Trucking Corp.	6431 Valiant Hts. Mississauga ON L5W 1E2	71,581.00
ROGERS WIRELESS	333 Bloor Street East Toronto ON M4W 1G9	1.00
Rondo Bakery Equipment	267 Canarctic Dr. Downsview ON M3J 2N7	934.00
Runnalls Industries	234 Wilkinson Dr. Brampton ON L6T 4M6	1,829.00
S.P. Thermal Systems Inc.	4504 Green Meadow Blvd. Beamsville ON L0R 1B5	1,091.00
Sani Marc	2910 Brighton Rd. Oakville ON L6H 5S3	812.00
Scotlynn Commodities	1150 Vittoria Rd. R.R.# 1 Vittoria ON N0E 1W0	1.00

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1718326 ONTARIO INC. (FORMERLY UPPER CRUST LTD.)
OF THE CITY OF TORONTO, IN THE PROVINCE OF ONTARIO.**

*Preliminary List of Creditors as at May 30, 2008, as submitted by the Debtor
Without Admission as to any Liabilities or Privilege Herein Shown*

		Amount Due* (CDN \$)
Separator Engineering Ltd.	6025 Thimens Ville-St.Laurent QC H4S 1V6	2,284.00
Service Master of Rexdale	122 Galaxy Blvd. Rexdale ON M9W 4Y6	504.00
SGS Systems & Services Certification	PO Box 4580 Dept. 5 Station A Toronto ON M5W 4W2	1,141.00
Shah Trading Company	6150 rue Cypihot Saint-Lavent QC H4S 1Y5	2,500.00
Skjodt Barrett	2395 Lucknow Dr. Mississauga ON L5S 1H9	211,311.00
SM Freight Inc.	PO Box 403 Blenheim ON N0P 1A0	95,960.73
Smartway Trailer Rentals	2891 Sideroad 10 Bradford ON L3Z 2A4	1.00
Smurfit-MBI	Lockbox #T23210C	
	PO Box 4232 Postal Station A Toronto ON M5W 5P4	159,795.36
Southwest Nut Company Inc.	36788 Treasury Center Chicago IL 60694-6700	20,916.00
SPG Logistics Ltd.	16 Flower Trail Brampton ON L6P 1P1	10,675.00
Star Van Systems Inc.	10 Kerivan Crt. Stoney Creek ON L8E 5P6	15,040.00
SYSCO NASYS	611 Ferdinand Blvd. Dieppe NB E1A 7G1	9,936.00
Torbram Electric Supply	8051 Keele St.- North Building Units 4 - 5 Vaughan ON L4K 1Y9	3,100.00
Torbram Electric Supply	1 Whitmore Rd. Units 10 - 11 & 12 Woodbridge ON L4L 8G4	1.00
Toronto Bearings & Belting Ltd.	124B Oakdale Rd. Downsview ON M3N 1V9	34,144.00
Toronto Hydro	5800 Yonge St. North York ON M2M 3T3	100,815.00
Toronto Water Revenue Section	Box 6000 North York ON M2N 5V3	2,185.00
Torque Electric Motors Limited		1,206.00
Transport T.D.G. Inc.	9075 Logan Pierrefonds QC H8Y 2B4	8,402.00
Triumph Roofing & Sheet Metal Inc.	25 Ritchie Ave. Unit C Toronto ON M6R 2J6	1,855.00
Turbo Logistics Canada	6227 Netherhart Rd. Mississauga ON L5T 1G5	52,344.00
UBF Food Solutions		171,890.88
Unisource Canada	CP 600 Sue Westmount Montreal QC H8R 3W1	1.00
Valk Machinery	1111 Flint Rd. Unit 35 Toronto ON M3J 3C7	16,218.00
Versacold Group	PO Box 94368 Richmond BC V6X 8A8	51,870.00
Vespa-Packaging Engineers Ltd.	13 Edvac Dr. Unit 17 Brampton ON L6S 5W6	86,541.00
Weber Marking Systems of Canada	6180 Danville Rd. Mississauga ON L5T 2H7	30,370.00
Westcan Marketing Inc.		8,243.00
Young-Winfield Inc.	12075 Highway #27 Kleinburg ON L0J 1C0	924.00
Total unsecured		<u>4,363,223.83</u>
Total liabilities		<u><u>21,863,223.83</u></u>

Number of creditors printed = 153

Supplementary Mailing List

SUPERINTENDENT OF BANKRUPTCY

REGISTRAR OF BANKRUPTCY

Mr. Robert Harlang

6TH FLOOR 25 ST. CLAIR AVENUE EAST TORONTO ON M4T 1M2

330 UNIVERSITY AVENUE 7TH FLOOR TORONTO ON M5G 1R7

RSM Richter Inc., Suite 1100, 200 King St. W., Toronto, ON M5H 3T4

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

Proof of Claim

(Subsections 50(13), 50.1(1) and 65.2(4), paragraphs 51(1)(e) and 66.14(b); subsections 81.2(1), 102(2), 124(2) and 128(1) of the Act)

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

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), 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 or solemn declaration) attached and marked Schedule "A", after deducting any counterclaims to which the debtor is entitled. (The attached statement of account, or affidavit or solemn declaration must specify the vouchers or other evidence in support of the claim.)
4.

(Check and complete appropriate category.)
- ☐

A. UNSECURED CLAIM OF \$.....

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 LANDLORD FOR DISCLAIMER OF A LEASE \$.....

That I hereby make a claim under subsection 65.2(4) 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.)
- ☐

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 AGAINST DIRECTOR \$.....

(To be filed 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.)
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.
6.

That the following are the payments that I have received from, and the credits that I have allowed to, the debtor within the three months (or, if the creditor and the debtor are related within the meaning of section 4 of the Act, 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 and credits.)

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

I request to be advised of any material change in the financial situation of the bankrupt, pursuant to subparagraph 102(3)(b)(i) of the Act.
- ☐

I request to be advised of any amendment made regarding the amount that the bankrupt is required to pay, pursuant to subsection 68(4) of the Act.
- ☐

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

Creditor's Phone Number: Fax Number: E-mail Address:

NOTE: If an affidavit or solemn declaration is attached, it must have been made before a person qualified to take affidavits or solemn declarations.

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.

GENERAL PROXY
(Paragraphs 51(1)(e) and 66.15(3)(b) and subsection 102(2))

In the matter of the bankruptcy (or proposal or the receivership) of (name of debtor)

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) 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, 19...

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

- ♦ An unsecured creditor must complete sub-paragraph 4A and indicate if priority is claimed pursuant to Section 136.
- ♦ Sub-paragraph 4B 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.
- ♦ A secured creditor must complete sub-paragraph 4C and provide a certified true copy of the security instrument as registered.
- ♦ A farmer, fisherman or aqua-culturist creditor must complete sub-paragraph 4D and provide a copy of the sales agreement and delivery documents.
- ♦ Sub-paragraph 4E 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.

Paragraph 5

- ♦ All claimants must indicate if he or she is related or not to the debtor, as defined in Section 2 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.

- P R O X Y -

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.