

July 8, 2020

To the Creditors of B.C. Currency Exchange Inc.

Dear Sirs/Mesdames:

**Re: In the Matter of the Bankruptcy of B.C. Currency Exchange Inc. (the "Company")**

As you are aware the Company filed Notice of Intention to Make a Proposal on April 30, 2020 and the Company received an extension to the time for filing of a Proposal to June 29, 2020.

Due to the Company's inability to file a Proposal by the extension date of June 29, 2020, the Company was deemed to have made an Assignment in Bankruptcy on June 30, 2020 and McEown and Associates Ltd. was appointed as Trustee.

Please find enclosed the Creditor Package with the following documents:

1. Notice of Bankruptcy and First Meeting of Creditors (Form 68)
2. Certificate of Assignment
3. Statement of Affairs (Summary) and List of Creditors
4. Proof of Claim, Proxy and Instructions

Due to the COVID-19 pandemic, the Meeting of Creditors will be held via telephone conference and we advise the creditors of the location and date of the meeting follows:

Date and Time:	<b>Tuesday, July 21, 2020 at 2:00 p.m.</b>
Place:	Via telephone conference call
Conference Call-in Number:	Toll Free Canada & USA: 1-877-385-4099 Vancouver: 604-899-2339 Access Code: 1810487

Please send your proof of claim and proxy via mail, email ([gs@mceownassociates.ca](mailto:gs@mceownassociates.ca)) or facsimile (604-558-8021) to the Trustee **by 1:00 p.m. (Vancouver Time) on Monday, July 20, 2020.**

Please refer to the enclosed protocol for the First Meeting of Creditors of the bankruptcy of B.C. Currency Exchange Inc.

Should you have any questions please contact Gretchen Salvaleon at (604) 558-8016 or by email at [gs@mceownassociates.ca](mailto:gs@mceownassociates.ca).

Yours very truly,

**McEown and Associates Ltd.**

Trustee in the Matter of the Bankruptcy of  
B.C. Currency Exchange Inc.

Per: John McEown, CPA, CA, CIRP, LIT

**In the Matter of the Bankruptcy of  
B.C. Currency Exchange Inc.**

**Protocol for the First Meeting of Creditors**

The First Meeting of Creditors for the above-captioned matter is being held by telephone conference call in order to continue to promote and maintain physical/social distancing during this unprecedented period of the COVID-19 pandemic. The following protocol will be adopted to facilitate a First Meeting of Creditors:

**PRE-MEETING REQUIREMENTS – DEADLINE TO SUBMIT PROOFS OF CLAIM**

- For the purposes of voting at the First Meeting of Creditors, the Trustee must receive the completed Proof of Claim **by 1:00 p.m. (Vancouver Time) on Monday, July 20, 2020;**
- For the purposes of voting at the First Meeting of Creditors, the Trustee must receive the completed Proxy **by 1:00 p.m. (Vancouver Time) on Monday, July 20, 2020;**
- Based on the email provided on the proof of claim the Trustee will provide the creditor with:
  - A copy of the Trustee's preliminary report on the administration of the estate of B.C. Currency Exchange Inc.;
  - Status of claim – admitted, incomplete, or contested for voting purpose; and,
- Proofs of Claim and Proxy received after the cut-off cannot be assured to be recorded for the purpose of the meeting. However, the creditor will be entitled to participate in all future proceedings involving the above-captioned estate.

**CONDUCT AT MEETING & REGISTRATION**

- Registration & Attendance – the Trustee will open the line 15 minutes before the appointed meeting time for registration and attendance. Creditors participating in the meeting are encouraged to call in early in order for the registration process to be completed in a timely manner and to avoid a delay in commencing the calling to order of the First Meeting of Creditors.

**To be entitled to vote the Trustee must receive your proof of claim by 1:00 p.m. (Vancouver Time) on Monday, July 20, 2020.** Please send your proof of claim and proxy via mail, email ([gs@mceownassociates.ca](mailto:gs@mceownassociates.ca)) or facsimile (604-558-8021) to the Trustee **by 1:00 p.m. (Vancouver Time) on Monday, July 20, 2020.**

Should you have any questions please contact Gretchen Salvaleon at (604) 558-8016 or by email at [gs@mceownassociates.ca](mailto:gs@mceownassociates.ca).

District of: British Columbia  
Division No. 03 - Vancouver  
Court No. B200207  
Estate No. 11-2642694

FORM 68  
Notice of Bankruptcy, First Meeting of Creditors  
(Subsection 102(1) of the Act)

Original  Amended

In the matter of the bankruptcy of  
B.C. CURRENCY EXCHANGE INC.  
of the city of Surrey  
in the Province of British Columbia

Take notice that:

1. B.C. CURRENCY EXCHANGE INC. filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against B.C. CURRENCY EXCHANGE INC.) on the 30th day of June 2020 and the undersigned, McEown and Associates Ltd., was appointed as trustee of the estate of the bankrupt by the official receiver (or the Court); subject to affirmation by the creditors of the trustee's appointment or substitution of another trustee by the creditors.

2. The first meeting of creditors of the bankrupt will be held on the 21st day of July 2020 at 2:00 PM. . The Meeting is to be conducted via conference call.

3. To be entitled to vote at the meeting, a creditor must file with the trustee, before the meeting, a proof of claim and, where necessary, a proxy.

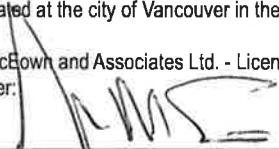
4. Enclosed with this notice are a proof of claim form, proxy form and list of creditors with claims amounting to \$25 or more showing the amounts of their claims.

5. Creditors must prove their claims against the estate of the bankrupt to share in any distribution of the proceeds realized from the estate.

Dated at the city of Vancouver in the Province of British Columbia, this 8th day of July 2020.

McEown and Associates Ltd. - Licensed Insolvency Trustee

Per:

  
\_\_\_\_\_  
Licensed Insolvency Trustee  
1140 - 800 West Pender Street  
Vancouver BC V6C 2V6  
Phone: (604) 558-8020 Fax: (604) 558-8021



Industry Canada

Office of the Superintendent  
of Bankruptcy Canada

Industrie Canada

Bureau du surintendant  
des faillites Canada

District of: British Columbia  
Division No.: 03 - Vancouver  
Court No.: 11-2642694  
Estate No.: 11-2642694

In the Matter of the Bankruptcy of:

**B.C. CURRENCY EXCHANGE INC.**

Debtor

**MCEOWN AND ASSOCIATES LTD.**

Licensed Insolvency Trustee

Ordinary Administration

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Date of bankruptcy:	June 30, 2020	Security: \$0.00
Meeting of creditors:	July 21, 2020, 14:00 Meeting to be conducted via telephone 1-877-385-4099 Access code: 1810487, British Columbia Canada,	
Chair:	Trustee	Designated person: Rana Wasif Khaliq

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CERTIFICATE OF ASSIGNMENT - Paragraph 50.4(8)(b.1) of the Act

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

- a notice of intention in respect of the aforementioned debtor was filed under section 50.4 of the *Bankruptcy and Insolvency Act*;
- the debtor has failed to file a cash-flow statement or a proposal within the provided period following the filing of the notice of intention or within any Court-granted extension and is thereupon deemed to have made an assignment.

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: June 30, 2020

E-File/Dépôt Electronique

Official Receiver

300 Georgia Street W, Suite 2000, Vancouver, British Columbia, Canada, V6B6E1, (877)376-9902

Canada

District of: British Columbia  
 Division No. 03 - Vancouver  
 Court No.  
 Estate No. 11-2642694

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  
 B.C. CURRENCY EXCHANGE INC.  
 of the city of Surrey  
 in the Province of British Columbia

**DRAFT**

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 30th day of June 2020. 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" . . . . . 24,011,429.64	1. Inventory . . . . . 0.00
Balance of secured claims as per list "B" . . . . . 4.00	2. Trade fixtures, etc. . . . . 1,000.00
Total unsecured creditors . . . . . 24,011,433.64	3. Accounts receivable and other receivables, as per list "E"
2. Secured creditors as per list "B" . . . . . 114,214.25	Good . . . . . 10,000,000.00
3. Preferred creditors as per list "C" . . . . . 0.00	Doubtful . . . . . 0.00
4. Contingent, trust claims or other liabilities as per list "D"	Bad . . . . . 0.00
estimated to be reclaimable for . . . . . 0.00	Estimated to produce . . . . . 7,000,000.00
Total liabilities . . . . . 24,125,647.89	4. Bills of exchange, promissory note, etc., as per list "F" . . . . . 0.00
Surplus . . . . . NIL	5. Deposits in financial institutions . . . . . 1,251,088.03
	6. Cash . . . . . 0.00
	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, RRIFs, life insurance, etc. . . . . 0.00
	12. Securities (shares, bonds, debentures, etc.) . . . . . 0.00
	13. Interests under wills . . . . . 0.00
	14. Vehicles . . . . . 97,076.00
	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 . . . . . 8,349,164.03
	Deficiency . . . . . 15,776,483.86

I, Rana Wasif Khaliq, of the city of Surrey in the Province of British Columbia, 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 \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ 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 Vancouver in the Province of British Columbia, on this 8th day of July 2020.

\_\_\_\_\_  
 Rana Wasif Khaliq

## Creditor Mailing List

In the matter of the bankruptcy of  
B.C. CURRENCY EXCHANGE INC.  
of the city of Surrey  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Secured	Employee Claims (Wages & Vacation)			17,136.25
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2017 Honda Accord	22,978.00
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2015 Honda Civic	10,445.50
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2019 Acura MDX	40,571.00
	Khalsa Credit Union - Head Office			1.00
	Romspen Investment Corperation			1.00
	Toyota Credit Canada Incorporated	Anca, Bankruptcy Desk		23,081.50
Unsecured	1002096 B.C. Ltd.		ABINV101616 CAD	42,495.00
	A-1 Party Rentals		ABINV101467 USD	8,131.69
	Abdul Hakim Nazem		CAD	300,000.00
	ACTIVE PHARMA INC.		CAD	292,000.00
	ACTIVE PHARMA INC.		USD	120,000.00
	Adrienne Hui Mei,Foo			
	Agriteks Consulting Ltd.	asidhu@waterstonelaw .com		
	AGRITEKS INDUSTRIES LTD.	robin@agriteks.com,	ABINV101501 CAD & ABINV101501 CA	140,000.00
	Ajit Singh,Gill			
	Ameet,Parikh			
	AMRIK SINGH GILL		GDINV299076 USD, GDINV316007 USD	773,476.13
	Anil,Uppal			
	Ateeq Khan			
	Bahad Investments Inc. Navdeep Singh,Bahad			
	Baljeet ,Virk			
	BALKAR SINGH GILL		GDINV315776 CAD	138,600.00
	Balraj,Sidhu			
	Balwinder,Boparai			
	BC Hydro & Power Authority	Credit Admin	1881 704	
	BRAR NATURAL FLOUR MILLING(BC) INC.	Ritu	ABINV97801 USD ,ABINV101247 USD,	300,000.00
	Brian Roger Bastien		ABINV101613 CAD	24,663.45
	Bridgeview Lumber Amarjit,Dhaliwal			
	Cedarview Manufacturing Inc.		GDINV316440 CAD	56,800.00
	CRA - Tax - Pacific			
	Custom Ornamental Iron Works		CAD	400,000.00
	CYRUS ,NAVA			
	DALE RUSSELL MACHINE		GDINV315608 USD	6,645.80
	Dalian Chemical Company ltd. Meng,Zhu			

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In the matter of the bankruptcy of  
B.C. CURRENCY EXCHANGE INC.  
of the city of Surrey  
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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Dave ,Sharma			
	Diljeet,Dhillon			
	DR. J. HARIBHAI INC.		CAD	2,400,000.00
	Dr.Naser Sayeh Inc. Naser Swai,Sayeh			
	EJ Holdings Ltd.	Edward Van Noort	ABINV101597 USD	7,644.95
	Employees Claims (Wages, Termination &Vacation)			134,034.03
	Exchange Bank of Canada	David E. Turner	VLC-S-S-204090	
	Exchange Bank of Canada	Jay Fischback	USD	1,000,000.00
	Fatmir Leku			
	Fibretech Distributors Inc.		GDINV315900 USD & GDINV315900 US	200,000.00
	Fibretech Distributors Inc.		GDINV315901 CAD	142,500.00
	Francis & Pat Sauve		USD	530,000.00
	Gaetan Arthur Joseph Roy		CAD	40,000.00
	Gagan Foods International Ltd	Rocky Garg	GDINV316486 USD	61,000.00
	GMT LOGISTICS LTD.		ABINV101620 CAD	6,230.00
	GREEN GUYS LANDSCAPING & NURSERY LTD.	c/o Rob Dhaliwal (Lawyer)	ABINV101623 CAD	41,424.34
	GuangBin ,MA			
	GURMEET SINGH GILL		ABINV101609 CAD	11,320.00
	Gurnam Singh,Johal			
	Gurpreet Singh		CAD	100,000.00
	Gurpreet Singh,Sandhu			
	GURU TRUCK LINE LTD Varinder ,Toor			
	Hardeep,Chattha			
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2015 Honda Civic	1.00
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2019 Acura MDX	1.00
	Honda Canada Finance Inc c/o BankruptcyHighway.com	Mike Timko	2017 Honda Accord	1.00
	House Of Sher 2018 Ltd.	Legal Counsel: William E. J. Skelly	ABINV101524 USD, ABINV101249 USD	400,000.00
	Huan Zhu		CAD	272,000.00
	HYBC INDUSTRIES INC.		GDINV316077 USD	150,000.00
	Instyle Home Furnishings Ltd.		CAD	65,351.84
	Iqbal Singh Sidhu		CAD	300,000.00
	Iqbal Singh Sidhu		USD	75,000.00
	JACKLYN AWAD ALLA ELMAHI			149,100.00
	JACLYN PAIGE YORKE		GDINV309517 USD & GDINV309517 US	8,700.00
	Jean Gourley		WRINV103035 CAD	238,000.00
	Jeevarani,Narendran			
	JEL Enterprises Ltd. ENG LEE,Foo			

## *Creditor Mailing List*

In the matter of the bankruptcy of  
B.C. CURRENCY EXCHANGE INC.  
of the city of Surrey  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Jiva Manufacturing And Distributing Inc.	Legal Counsel: Peter Roberts	WRINV103060 USD & WRINV103060 US	1,200,000.00
	John Douglas Shields		CAD	100,000.00
	Josephine ,Foo			
	KANEEZBAI BHIMJI		WRINV102964 USD	71,073.21
	KE,XUE			
	KPNE PRODUCTS LTD.		ABINV101546 USD & ABINV101546 U	200,000.00
	KSN Enterprises Samarjeet S.,Sidhu			
	Kulveer,Aujla			
	Kuzco Lighting Inc.		WRINV103045 CAD, WRINV103053 CAD	7,564,250.00
	Kuzco Lighting Inc.		USD	1,307,891.00
	Lin (May Fu ) Lin		CAD	100,000.00
	LINDSAY TSUGIO KAMACHI		GDINV316439 USD	70,274.07
	LINZHI LI and Fyunun Zhao		ABINV101612 CAD	7,065.00
	Malkiat,Gill			
	Manjit ,Parhar			
	MDS Engineering Moncef ,Dif			
	Mehat Trucking Ltd		GDINV316332 CAD	98,210.00
	Milagros I.,Sidhu			
	Ministry of Finance - PST - British Columbia			
	MOHAMED HEMDAN AHMED,ABU-KHATER			
	Mohammad Iqbal		CAD	260,000.00
	Mohammad Jawaaid Aziz			
	Moncef,Dif			
	MY DUYEN CAO		GDINV316450 USD	3,496.50
	NA NI		WRINV103061 CAD	325,910.00
	Narinder Singh,Khehra			
	Neeraj Aggarwal		CAD	400,000.00
	Ninderpal Singh Sidhu		CAD	100,000.00
	Ninderpal Singh Sidhu		USD	155,000.00
	Parnjit Singh,Parhar			
	Pinegrove Property Management		ABINV96897 CAD	3,851.75
	RAGHBIR SINGH TOOR		GDINV316363 CAD	5,560.00
	Ranjit Singh,Gill			
	Revenue Services of British Columbia			
	Richmond Elevator Maintenance		GDINV315235 USD, GDINV316078 USD	850,000.00
	Rogers Cable (formerly Shaw Cablesystems G.P. )	Shane Gaudet	Acct Nos 17450 & 014-1205-8695	
	S&S WESTCOAST FLOORS AND FLOORS LTD.		GDINV316203 USD	50,000.00



## *Creditor Mailing List*

In the matter of the bankruptcy of  
B.C. CURRENCY EXCHANGE INC.  
of the city of Surrey  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$	
Unsecured	Sadagar,Johal				
	Samarjeet S.,Sidhu				
	Satnam Singh,Jaswal				
	Satnam Singh,Mander				
	Shahbaz Elahi,Ghumman				
	Shamim,Khan				
	Shaw Business				
	STERLING HARDWARE LTD.			GDINV316327 USD	71,428.57
	Sukhdev Kaur, Virk				
	SUKHJIT KAUR CHOHAN			ABINV101580 CAD	41,976.00
	Syed Qamarul Hasan Naqvi		Counsel: Maninder Dhanoya	CAD	600,000.00
	Tarsem ,Kanda				
	Tarsem ,Phagura				
	Teodorico A Paed			CAD	350,000.00
	Thai Hoa Nguyen			CAD	200,000.00
	Toyota Credit Canada Incorporated		Anca, Bankruptcy Desk		1.00
	TRUDY LYNN HALL			ABINV101617 USD	10,000.00
	Wendy,Langfield				
	WorkSafeBC - Collections Department			774577-AA	
	Xi Fan			USD	241,102.59
	XIAOBIN,SHI				
	Xpress Money Services (Canada) LTD			XM-CA-May-20-59251	13,356.66
	YadvendraVirk				
Yang Quikui			CAD	408,000.00	
YE GONG			WRINV103048 CAD	70,700.00	
Yuch-Mei Lin (Jean Lin) & Mr. Chia-Jen Peng			CAD	102,193.54	
Yuch-Mei Lin (Jean Lin) & Mr. Chia-Jen Peng			USD	94,973.52	

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

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

In the Matter of the Bankruptcy (or Proposal, or 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 or representative of the 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 \_\_\_\_\_, 20\_\_\_\_, 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 a securities firm customer as 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 a priority under section 136 of the Act.

( ) Regarding the amount of \$\_\_\_\_\_, I do not claim a right to a priority.  
(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 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 *(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 \_\_\_\_\_, 20\_\_.

*(City) (Date) (Month)*

\_\_\_\_\_  
 Creditor

\_\_\_\_\_  
 Witness

Phone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

**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.

**NOTE:** 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.

**FORM 36**

**GENERAL PROXY**

(Where A Creditor is a Corporation, the Proxy Must be Completed and Signed in the Corporate Name)

IN THE MATTER OF THE BANKRUPTCY / PROPOSAL / RECEIVERSHIP OF:

\_\_\_\_\_  
(Name of Debtor)

WE, \_\_\_\_\_, of the City of \_\_\_\_\_ in the Province of \_\_\_\_\_  
(Name of Corporation)

\_\_\_\_\_, a creditor in the above matter, hereby appoint

\_\_\_\_\_ of the \_\_\_\_\_  
(Name of Proxy) (City & Province)

to be our general proxy in the above matter except as to the receipt of dividends with / without power to appoint another general proxy in our place.

Dated at the City of \_\_\_\_\_, in the Province of \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
(Corporate Name)

\_\_\_\_\_  
(Signature of Witness)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Signature of Proxy Grantor)

## INSTRUCTIONS FOR COMPLETING PROOFS OF CLAIM

This checklist is provided to assist you in preparing a proof of claim form, and where required, proxy form in a complete and accurate manner. Please specifically check each requirement. **CLAIMS NOT COMPLETED CORRECTLY IN EVERY RESPECT WILL BE RETURNED.**

### 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 on the Statement of Account must correspond to the amount on the proof of claim.

### PARAGRAPH (1)

- \* The 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 must state his position or title.

### PARAGRAPH (3)

- \* **A detailed statement of account must be attached.** If the claim is for a guarantee, a copy of the guarantee must be attached.
- \* The Schedule A or Statement of Account must be complete and detailed 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 strike out sub-paragraphs B, C, D and E.
- \* A preferred creditor (as allowed by section 136 of the *Bankruptcy and Insolvency Act*) must strike out sub-paragraphs B, C, D and E and must complete sub-paragraph A by checking the appropriate description.
- \* A secured creditor must strike out sub-paragraphs A, B, D and E and must complete sub-paragraph C and provide a certified true copy of the security instrument as registered.
- \* A farmer, fisherman or aquaculturist must strike out sub-paragraphs A, B, C and E. A claim by a farmer, fisherman or aquaculturist must attach a copy of the sales agreement and delivery documents.

### 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 "AM 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 the proposal, in the case where the claimant and the debtor are related.

**PREFERRED CLAIMS  
SECTION 136 (CONDENSED)**

**ORDER OF DISTRIBUTION (Subject to secured creditors)**

- (1) The cost of administration of the estate.
  - (a) The expenses and fees of the Trustee
  - (b) Legal costs of the estate
- (2) Wages, salaries and commissions for services rendered in the six months preceding the bankruptcy, to a maximum of \$2,000 per person, together with expenses of a traveling salesman incurred in this same period to a maximum of \$1,000.
- (3) Municipal taxes assessed within two years preceding the bankruptcy which do not constitute a charge on real property, restricted to the value of the bankrupt's interest in the property.
- (4) The Landlord for arrears of rent for a period of three months preceding the bankruptcy, and accelerated rent for a period not exceeding three months subsequent to the bankruptcy, if provision is made in the lease. The Landlord's preferred claim is limited to the proceeds from the sale of the assets on the premises under lease at the date of the bankruptcy and any payments made by the Trustee on account of accelerated rent shall be credited by the Landlord against the amount payable by the Trustee for occupation rent.
- (5) One solicitor's bill of costs, including sheriff's fees and land registration fees, shall be payable to the creditor who has first attached by way of garnishment or lodged with the sheriff an attachment, execution or other process against the property of the Bankrupt.
- (6) Claims resulting from injuries to employees of the Bankrupt to which the provision of Workers' Compensation Act do not apply, but only to the extent of monies received from persons or companies guaranteeing the Bankrupt against damages resulting from such injuries, such as liability insurance policies.

A creditor whose rights are restricted by this Section is entitled to rank as an unsecured creditor for any balance of his claim.