

District of: British Columbia
Division No. 03 - Vancouver
Court No.
Estate No. 11-2189638

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

☒ Original ☐ Amended

In the matter of the bankruptcy of
BUTLER BROTHERS CONSTRUCTION INC.
of the city of Squamish
in the Province of British Columbia

Take notice that:

1. BUTLER BROTHERS CONSTRUCTION INC. filed (or was deemed to have filed) an assignment on the 17th day of November 2016, and the undersigned, Boale, Wood & Company 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 6th day of December 2016, at 2:00 PM, at the office of YWCA, Welch Room 1, at 535 Hornby Street, Vancouver, BC, V6C 2E8.

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

4. Enclosed with this notice is 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 in order 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 18th day of November 2016.

Boale, Wood & Company Ltd.

1140 - 800 West Pender Street

Vancouver BC V6C 2V6

Phone: (604) 605-3335 Fax: (604) 605-3359



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.: 11-2189638
Estate No.: 11-2189638

In the Matter of the Bankruptcy of:
BUTLER BROTHERS CONSTRUCTION INC.
Debtor

BOALE, WOOD & COMPANY LTD.
Licensed Insolvency Trustee
Ordinary Administration

Date and time of bankruptcy:	November 17, 2016, 12:05	Security:	\$0.00
Date of trustee appointment:	November 17, 2016		
Meeting of creditors:	December 06, 2016, 14:00 YWCA Welch Room 1, 535 Hornby Street VANCOUVER, British Columbia 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: November 17, 2016, 17:22

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.

☒ 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)

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 16th day of November 2016. 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)

1. Unsecured creditors as per list "A"	1,482,775.04
Balance of secured claims as per list "B"	531,528.63
Total unsecured creditors	2,014,303.67
2. Secured creditors as per list "B"	292,124.88
3. Preferred creditors as per list "C"	1.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	0.00
Total liabilities	2,306,429.55
Surplus	NIL

ASSETS

(as stated and estimated by the officer)

1. Inventory	20,000.00
2. Trade fixtures, etc.	0.00
3. Accounts receivable and other receivables, as per list "E"	
Good	100,000.00
Doubtful	100,000.00
Bad	864,809.65
Estimated to produce	100,000.00
4. Bills of exchange, promissory note, etc., as per list "F" ..	0.00
5. Deposits in financial institutions	0.00
6. Cash	122.88
7. Livestock	0.00
8. Machinery, equipment and plant	145,000.00
9. Real property or immovable as per list "G"	0.00
10. Furniture	2,000.00
11. RRSPs, RRIIFs, life insurance, etc.	0.00
12. Securities (shares, bonds, debentures, etc.)	0.00
13. Interests under wills	0.00
14. Vehicles	25,000.00
15. Other property, as per list "H"	2.00
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

Deficiency


I, Arran Butler, of the city of BRACKENDALE 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 17th day of November 2016 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 17th day of November 2016.

John McEown, Commissioner of Oaths
For the Province of British Columbia
Expires Aug. 31, 2017

JOHN D. McEOWN
A Commissioner for taking Affidavits
for the province of British Columbia
Expiry Date: Aug 31, 2017


Arran Butler

Creditor Mailing List

In the matter of the bankruptcy of
BUTLER BROTHERS CONSTRUCTION INC.
of the city of Squamish
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Director	Arran Butler		BOX 475 1110 LARAME ROAD BRACKENDALE BC V0N 1H0	
Preferred	Crimson Opportunities Ltd.	Rene David	Landlord Claim #301 - 2706 30th Avenue Vernon BC V1T 2B6	1.00
Secured	Caterpillar Financial Services Ltd.	Kellie Wellenreiter	600 - 5575 North Service Road Burlington ON L7L 6M1 Fax: (289) 313-1294 kellie.wellenreiter@cat.com	50,000.00
	CRA - Canada Revenue Agency - Tax - Pacific	Burnaby Fraser Tax Services Office, Regional Intake Centre for Insolvency	Source Deductions PO Box 9070, Stn Main Surrey BC V3T 5W6 Fax: (604) 586-8252	40,000.00
	Meridian Onecap Credit Corporation (formerly Roynat Lease Finance - Toronto)	Jennifer Kyle	800-40 Sheppard Ave W North York ON M2N 6K9 jennifer.kyle@meridianonecap.ca	40,000.00
	Pacific Coastal Financial Corp.		401-37989 Cleveland Ave. Squamish BC V8B 0A7	68,863.18
	RBC Royal Bank c/o BankruptcyHighway.com	Razel Bowen	PO Box 57100 Etobicoke ON M8Y 3Y2 Fax: (416) 253-3610 bankruptcydocuments@asset.net	78,260.70
	Thinking Capital Financial Corporation	Bankruptcy dept.	300 - 4200 boul Dorchester Westmount QC H3Z 1V4 info@thinkingcapital.ca	
	Valiant Financial Services		22173 86A Ave Langley BC V1M 3S8	15,000.00
	Xerox Canada Ltd.	Stephanie Grace	33 Bloor Street East Toronto ON M4W 3H1 Fax: (416) 972-5530 Stephanie.Grace@xerox.com	1.00
Unsecured	ABD Structural Engineering		201-670 Evan Ave Vancouver BC V6A 2K9	1.00
	Accord Financial		305-889 Harbourside Dr. North Vancouver BC V7P 3S1	1.00
	Achieve Concrete Limited		17294 62A Ave Surrey BC V3S 5J1	57,847.00
	Advance Truck & Heavy Duty Repairs		PO Box 119 Brackendale BC V0N 1T0	804.75
	Advanced Mobile First Aid & Safety		2110-1368 Kingsway Ave Port Coquitlam BC V3C 6P4	1,661.00
	Advantage Staffing Network		205-15205 Stony Plan Rd. NW Edmonton AB T5P 3Y4	1,870.05
	Aluma Systems		145 Golden Dr. Coquitlam BC V3K 6T1	4,500.00
	Andama Construction Ltd.		1212-409 Granville St. Vancouver BC V6C 1T2	35,505.00

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Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Aro Inc. Collection Agency		100-4240 Glanford Ave Victoria BC V8Z 0A1	630.00
	Arran Butler		Shareholder Loan Box 475, 1110 Laramie Road Brackendale BC V0N 1H0	168,360.08
	Atlas Scaffolding Ltd.		7460 Lowland Drive Burnaby BC V5J 5A4 Fax: (604) 430-9039	49,477.00
	BDC (Business Dev't Bank of Canada)		3-221 West Esplanade PO Box 4 North Vancouver BC V7M 3J3	144,180.00
	Britco LP		#100-20091 91a Ave Langley BC V1M 3A2	1,480.00
	Brock White Canada Company		7851 Enterprise St Burnaby BC V5A 1V5	206.25
	Canada Scaffold		11331 Twig Place Richmond BC V6V 3C9	31,410.97
	Carney's Scaffold Systems		38950 Queens Way Squamish BC V8K 0K8	4,307.00
	Caterpillar Financial Services Ltd.	Kellie Wellenreiter	600 - 5575 North Service Road Burlington ON L7L 6M1 Fax: (289) 313-1294 kellie.wellenreiter@cat.com	7,603.36
	CIBC Visa - Bankruptcies c/o TECHCOM Managed Services		4500 0400 0078 8060 6-6150 Hwy 7, PO Box 486 Woodbridge ON L4H 0R6 Fax: (905) 851-5829 tms.cibc@techcomnet.com	4,092.32
	CIBC Visa - Bankruptcies c/o TECHCOM Managed Services		4500 0400 0078 4432 6-6150 Hwy 7, PO Box 486 Woodbridge ON L4H 0R6 Fax: (905) 851-5829 tms.cibc@techcomnet.com	17,330.57
	City of Vancouver	Jeff Greenburg	453 West 12th Avenue Vancouver BC V5Y 1V4 Fax: (604) 873-7445 jeff.greenberg@vancouver.ca	300.00
	Coastal Surveying		#213-1336 Main Street Squamish BC V8B 0R2	11,704.00
	Concretex		#30-13499 92 Ave Surrey BC V3V 3B7	37,000.00
	Coupal Climbing Cranes		405 - 1952 Kingsway Ave Port Coquitlam BC V3C 6C2	21,280.00
	CRA - Canada Revenue Agency - Tax - Pacific	Burnaby Fraser Tax Services Office, Regional Intake Centre for Insolvency	GST PO Box 9070, Stn Main Surrey BC V3T 5W6 Fax: (604) 586-8252	
	Cypress Surveys		2785 East 15th Ave. Vancouver BC V5M 2K2	4,354.09
	D. Johnson Equip. Repairs		Box 2572 Garibaldi Highlands Vancouver BC V0N 1T0	203.29

Creditor Mailing List

In the matter of the bankruptcy of
BUTLER BROTHERS CONSTRUCTION INC.
of the city of Squamish
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	David Butler		Shareholder Loan Box 475, 1110 Laramie Road Squamish BC V0N 1H0	43,277.73
	Diamond Head Motor		1008 Industrial Way Squamish BC V8B 0G9	1,349.00
	Dick's Lumber		2580 Gilmore Ave. Burnaby BC V5C 4T5	20,747.06
	District of Squamish		Box 310 Squamish BC V8B 0A3	7,873.93
	Doka Canada		5404 36th Street E. Calgary AB T2C 1P1	2,866.00
	Embers Staffing Solutions		#310-111 West Hasting St. Vancouver BC V6B 1H4	439.95
	Finning		19100-94 Ave Surrey BC V4N 5C3	10,691.00
	Finning International Inc. (Canada)		16830-107 Avenue Edmonton AB T5P 4C3 Fax: (780) 930-4801	1.00
	Fourman Industries		#566-4733 Torrance Blvd. Torrance CA 90503 USA	2,467.61
	Garibaldi Graphics		Box 1909 Squamish BC V8B 0B3	1,496.00
	Gastaldo Concrete Ltd.		482 Fraserview Place Annacis Island Delta BC V3M 6H4	1,218.00
	Gegra Equipment		5971 Beresford St. Burnaby BC V5J 1K4	26,004.00
	Go Wireless		189 Gore Ave Vancouver BC V6A 2Z1	1,862.00
	Green Concrete		256 Deersaxon Circle S. E Calgary AB T2J 6R5	15,302.70
	Griff Building Supplies Ltd.		340 Ewen Avenue New Westminster BC V3M 5B1 Fax: (604) 521-6920 sales@griff.ca	59,476.00
	GSK LLP Accountants		#402 37989 Cleveland Ave Squamish BC V8B 0A3	3,486.00
	Hilti Canada Corporation		2360 Meadowpine Boul Mississauga ON L5N 6S2 Fax: (800) 363-4459	5,622.00
	Home Depot		Box 4609 Station A Toronto ON M5W 4Z5	1,381.00
	Howe Sound Equipment		40330 Government Rd Garibaldi Highlands BC V0N 1T0	367.83
	In the Black Books		Box 43 Squamish BC V8B 0A1	1.00

Creditor Mailing List

In the matter of the bankruptcy of
BUTLER BROTHERS CONSTRUCTION INC.
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in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Jarguet Construction		7067 Curis St Burnaby BC V5A 1J7	54,436.00
	Jay Butler		Box 475, 1110 Laramie Road Brackendale BC V0N 1H0	7,794.95
	Kal Tire Head Office - Credit	Wendy Edwards	PO Box 1240 Vernon BC V1T 6N6 Fax: (250) 260-6294 wendy_edwards@kaltire.com	199.00
	Kimberly Transport		669 Derwent Way Delta BC V3M 5P7	24,449.00
	Leavitt Machinery		24389 Fraser Hwy. Langley BC V2Z 2L3	34,228.00
	Leavitt Machinery General		24389 Fraser Hwy. Langley BC V2Z 2L3	1.00
	Leavitt Machinery General Partnership		24389 Fraser Hwy Langley BC V2Z 2L3	1.00
	Lower Mainland Fast Freight		#101-1500 Hartley Ave. Coquitlam BC V3K 7A1	1,525.00
	Matec Consultants		3650 Bonneville Pl. Burnaby BC V3N 4T7	1,388.10
	Meridian OneCap Credit Corp		Suite 1500- 4710 Kingway Burnaby BC V5H 4M2	
	Meridian Onecap Credit Corp	Jennifer Kyle	1500, 4710 Kingway Burnaby BC V5H 4M2	1.00
	Metro Surveys		7077 Carnarvon St. Vancouver BC V6N 1K4	9,312.46
	Mexi-Can 360		3226 3rd Ave W. Vancouver BC V6K 1N4	6,818.00
	Ministry of Finance - PST - British Columbia		Station Provincial Government PO Box 9445 Victoria BC V8W 9V5	
	Noremac Industries		6516 68 Ave NW Edmonton AB T6B 3M3	34,740.35
	Pacific Coastal Financial		Box 1068 Squamish BC V8B 0A7	1.00
	Pacific Coastal Financial Corp.		401-37989 Cleveland Ave. Squamish BC V8B 0A7	231,136.82
	PERI		225 North Road Coquitlam BC V3K 3V7	119,478.00
	Race & Co. LLP		Box 1850 Squamish BC V8B 0B3	2,279.00
	Rackel Belzil LLP		#100-10230 142 St Edmonton AB T5N 3Y6	6,500.00

Creditor Mailing List

In the matter of the bankruptcy of
BUTLER BROTHERS CONSTRUCTION INC.
of the city of Squamish
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Rental Network		1007 Industrial Way Squamish BC V8B 0H1	2,558.00
	Richform Construction Supply		Unit A- 35 Leeder St. Coquitlam BC V3K 3V5	28,577.00
	Rona Revy		39009 Discovery Way Squamish BC V6B 0E6	73,506.00
	Royal Bank of Canada		36 York Mills Road 4th floor Toronto ON M2P 0N7	1.00
	SCU Insurance Services		1325 Pemberton Ave Squamish BC V8B 0J8	22,000.00
	Sea to Sky Courier		Box 3890 Garibaldi Highlands BC V0N 1T0	248.00
	Solo			2,415.00
			#202-3517 17 Ave S. E Calgary AB T2A 0R5	
	Southwest Forest Products		2072 Bradner Rd Abbotsford BC V4X 1C3	5,267.00
	Structural Shotcrete		18453 67A Ave Surrey BC V3S 9B3	111,635.00
	Summit Concrete Specialties			3,045.00
			Box 13 Garibaldi Highlands BC V0N 1T0	
	Sunbelt Rental		Box 99257 Station Terminal Vancouver BC V6B 0N5	9,374.00
	Thinking Capital Financial Corporation	Bankruptcy dept.	300 - 4200 boul Dorchester Westmount QC H3Z 1V4 info@thinkingcapital.ca	292,788.45
	TNAI		#202-3517 17 Ave S. E Vancouver BC V5Y 1M2	32,996.00
	Treen Safety (Worksafe)		#207-2999 Underhill Ave. Burnaby BC V5A 3C2	1,440.00
	Triton Automotive		1003 Industrial Way Squamish BC V8B 0H1	4,823.00
	United Rentals		Box 7406 Station Terminal Vancouver BC V6B 4E2	3,151.00
	We the Safe Consulting		7648 Winston Street Burnaby BC V5A 2H4	2,995.00
	West Concrete			17,750.00
			11963 97th Ave Surrey BC V3V 2C4	
	Westikal Concrete		33-1211 Bath Rd Richmond BC V6V 2A6	25,294.00
	WM Fabricating		5042 Still Creek Ave Burnaby BC V5C 4E4	2,688.00
	WorkSafeBC - Collections Department			
			PO Box 5350 Stn. Terminal Vancouver BC V6B 5L5 Fax: (604) 244-6373	
	Xcellence			25,425.00
			12324 95A Ave Surrey BC V3V 1P9	



TRUSTEE IN BANKRUPTCY
#1140 - 800 West Pender Street
Vancouver, BC V6C 2V6

Tel: (604) 605-3335
Fax: (604) 605-3359
www.boalewood.ca

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 _____, 2016, 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.)

Form 31 - Continued

() **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 _____, 2016.

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.

INSTRUCTIONS: Instructions on how to complete the proof of claim form can be found at www.boglewood.ca under the forms tab.

**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 _____, 2016.

(Corporate Name)

(Signature of Witness)

(Address)

(Signature of Proxy Grantor)



LICENCED INSOLVENCY TRUSTEE
#1140 - 800 West Pender Street
Vancouver, BC V6C 2V6
www.boalewood.ca

Tel: (604) 605-3335
Fax: (604) 605-3359

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.

Excerpt from the *Bankruptcy and Insolvency Act*

**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.