

District of: British Columbia  
Division No. 03 - Vancouver  
Court No.  
Estate No. 11-2221533

\_FORM 68\_  
Notice of Bankruptcy, First Meeting of Creditors  
(Subsection 102(1) of the Act)

Original  Amended

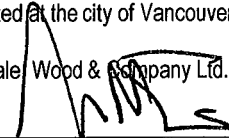
In the matter of the bankruptcy of  
DELBROOK SURGICAL CENTRE INC.  
of the city of North Vancouver  
in the Province of British Columbia

Take notice that:

1. DELBROOK SURGICAL CENTRE INC. filed (or was deemed to have filed) an assignment on the 23rd day of February 2017, 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 23rd day of March 2017, at 2:00 PM, at the office of YWCA, Welch Room 1, at 535 Hornby Street, Vancouver, BC, V6C 2V8.
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 2nd day of March 2017.

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.: 11-2221533  
Estate No.: 11-2221533

In the Matter of the Bankruptcy of:  
**DELBROOK SURGICAL CENTRE INC.**  
Debtor

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

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Date and time of bankruptcy:	February 23, 2017, 17:27	Security:	\$0.00
Date of trustee appointment:	February 23, 2017		
Meeting of creditors:	March 23, 2017, 14:00 YWCA Welch Room 1, 535 Hornby Street Vancouver, British Columbia Canada,		
Chair:	Trustee		

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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: February 23, 2017, 20:30

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)

In the matter of the bankruptcy of  
**DELBROOK SURGICAL CENTRE INC.**  
 of the city of North Vancouver  
 in the Province of British Columbia

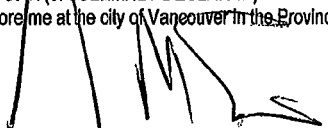
To the bankrupt:

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 23rd day of February 2017. 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" ..... 1,926,358.12	1. Inventory ..... 15,000.00
Balance of secured claims as per list "B" ..... 0.00	2. Trade fixtures, etc. .... 0.00
Total unsecured creditors ..... 1,926,358.12	3. Accounts receivable and other receivables, as per list "E"
2. Secured creditors as per list "B" ..... 61,418.44	Good ..... 11,200.00
3. Preferred creditors as per list "C" ..... 47,296.77	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 ..... 11,200.00
Total liabilities ..... 2,035,073.33	4. Bills of exchange, promissory note, etc., as per list "F" ... 0.00
Surplus ..... NIL	5. Deposits in financial institutions ..... 21,769.66
	6. Cash ..... 0.00
	7. Livestock ..... 0.00
	8. Machinery, equipment and plant ..... 217,954.11
	9. Real property or immovable as per list "G" ..... 0.00
	10. Furniture ..... 2,000.00
	11. RRSPs, RRIFs, life insurance, etc. .... 0.00
	12. Securities (shares, bonds, debentures, etc.) ..... 0.00
	13. Interests under wills ..... 0.00
	14. Vehicles ..... 0.00
	15. Other property, as per list "H" ..... 0.00
	If bankrupt is a corporation, add:
	Amount of subscribed capital ..... 0.00
	Amount paid on capital ..... 0.00
	Balance subscribed and unpaid ..... 0.00
	Estimated to produce ..... 0.00
	Total assets ..... 267,923.77
	Deficiency ..... 1,767,149.56

I, Richard Chappell, of the city of Richmond 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 23rd day of February 2017 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 23rd day of February 2017.

  
 \_\_\_\_\_  
 John McEown, Commissioner of Oaths  
 For the Province of British Columbia  
 Expires August 31, 2017

  
 \_\_\_\_\_  
 Richard Chappell

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

## Creditor Mailing List

In the matter of the bankruptcy of  
**DELBROOK SURGICAL CENTRE INC.**  
of the city of North Vancouver  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Preferred	Meloty Holdings Inc.		Landlord c/o Noble & Associates Property Management, 13988 Maycrest Way, Unit 155 Richmond BC V6V 3C3	47,296.77
Secured	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	43,463.33
	HSBC Bank Canada		1577 Lonsdale Avenue North Vancouver BC V7N 2J2	1.00
	Wells Fargo Equipment Financing Canada (formerly GE Canada Equipment Financing G.P.)	Darlene Milligan	2300 Meadowvale Blvd Mississauga ON L5N 5P9	17,954.11
Unsecured	653316 BC Ltd		1135A - 44 Avenue SE Calgary AB T2G 4X4	136.50
	AbbVie Corporation		P.O. Box 6493, Station Terminal Vancouver BC V6B 6R3	1,500.00
	Alladina Medical		2936 Valleyvista Drive Coquitlam BC V3E 2P4	127.23
	Arthrex, Inc.		C/O 911220, PO Box 4090 STN A Toronto BC M5W 0E9	
	Associated Health Systems Inc.		#6 - 8145 130th Street Surrey BC V3W 7X4	765.74
	Bard Canada Inc.		2715 Bristol Circle Unit #1 Oakville ON L6H 6X5	552.87
	BC Hydro & Power Authority	Tracy Peterson or Lee Mold c/o Credit Administration	6911 Southpoint Drive Burnaby BC V3N 4X8	1,063.23
	Bowers Medical Supply Co.		7198 Progress Way Delta BC V4G 1J2	8,302.74
	Canadian Linen		Box 51082, RPO Tyndall Winnipeg MB R2X 3C6	216.02
	Cardinal Health Canada Inc.		C/O Lookbox #310290, PO Box 578, STN M Calgary AB T2P 2J2	3,798.72
	CAREstream Medical Ltd.		Unite 1 - 20133 - 102 Avenue Langley BC V1M 4B4	
	CB Medical		21A, 3900 - 106 Avenue SE Calgary AB T2C 5B6	795.28
	Class 1 Inc.		565 Boxwood Drive Cambridge ON N3E 1A5	
	College of Physicians & Surgeons		300 - 669 Howe Street Vancouver BC V6C 0B4	

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In the matter of the bankruptcy of  
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in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Commonwealth Bailiffs Ltd.		19670 8th Ave. Langley BC V2Z 1W1	472.50
	CRA - Canada Revenue Agency - Tax - Pacific	Burnaby Fraser Tax Services Office, Regional Intake Centre for Insolvency	GST/HST 888716925 RT0001 PO Box 9070, Stn Main Surrey BC V3T 5W6	2,500.00
	Crowe MacKay LLP		1100 - 1177 West Hastings Street Vancouver BC V6E 4T5	3,675.00
	Crucial Technology Solutions		#300 - 3665 Kingsway Vancouver BC V5R 5W2	649.60
	DePuy Synthes		P.o.Box 3621, Commerce Court Postal Station Toronto ON M5L 1K1	2,570.07
	Derek Chappell		Shareholder loan 67 Walton Street London UK SW3 2HT UK	823,158.28
	District of North Vancouver	Elio Iorio	355 West Queens Road North Vancouver BC V7N 4N5	
	DJO		6485 Kennedy Road Mississauga ON L5T 2W4	369.57
	Dr. Baggio, Alan		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	2,000.00
	Dr. Baker, Paul		7509 Lambeth Drive Burnaby BC V5E 4A5	
	Dr. Burns, Angela		2836 Marina Drive West Vancouver BC V7V 1L9	750.00
	Dr. Chuah, Elizabeth		Burnaby Hospital Operating Room, 3935 Kincaid Street Burnaby BC V5G 2X6	1,270.00
	Dr. Foulkes, Ellen		8573 East Saanich Rd. Saanichton BC V8L 1G9	5,961.00
	Dr. Hoskin, Robert		1639 Larkhall Cresc. North Vancouver BC V7H 2Z3	9,979.00
	Dr. Jando, Victor		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	7,850.00
	Dr. Kaye, Stephen		103 - 1221 Lonsdale Avenue North Vancouver BC V7M 2H5	500.00
	Dr. Levy, N.		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	750.00

## Creditor Mailing List

In the matter of the bankruptcy of  
DELBROOK SURGICAL CENTRE INC.  
of the city of North Vancouver  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Dr. Lewis, Richard		206-135 East 15th Street North Vancouver BC V7L 2P7	11,575.00
	Dr. Maryniak, George		P.O. Box 62 Lions Bay BC V0N 2E0	5,651.00
	Dr. Meyler, Paula		#201 - 633 Abbott Street Vancouver BC V6B 0J3	508.00
	Dr. Nickel, Krista		4055 St. Paul's Ave North Vancouver BC V7N 1T4	762.00
	Dr. Panagiotopoulos, Kostas		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	3,000.00
	Dr. Phu, Tom		1808 Bewicke Avenue North Vancouver BC V7M 3C4	650.00
	Dr. Queh, Peter		#208 - 125 East 13th Street North Vancouver BC V7L 2L3	7,100.00
	Dr. Roos, Martin		3054 Thorncliffe Drive North Vancouver BC V7R 2T1	
	Dr. Scoates, Peter		#1102 - 720 Seventh Avenue New Westminster BC V3M 2J4	1,270.00
	Dr. Sidky, Adam		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	
	Dr. Sugar, Paul		6876 Copper Cove Road West Vancouver BC V7W 2K5	2,350.00
	Dr. Sun, Keith		6593 Orchard Place Burnaby BC V5H 0B6	1,270.00
	Dr. Vesely, Alexander		Alexander Vesely MD Inc., 1870 Langworthy Street North Vancouver BC V7K 1N8	6,134.00
	Dr. Warner, John		#208 - 3825 Sunset Street Burnaby BC V5G 1T4	3,000.00
	Dr. Warnick, Brady		515 North Esmond Ave Burnaby BC V5C 1S5	
	Dr. Zarkadas, Peter		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	8,450.00
	Employee Claims (Severance)		c/o 3200 - 650 WEST GEORGIA STREET Vancouver BC V6B 4P7	50,000.00
	Expedite Transcription Services Inc.		5456 - 7B Avenue Delta BC V4M 1S6	232.85

## Creditor Mailing List

In the matter of the bankruptcy of  
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of the city of North Vancouver  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Federal Express Canada Ltd. - Revenue Recovery Department	Lynn Tassone	5985 Explorer Drive Mississauga ON L4W 5K6	136.74
	Finning (Canada)		PO Box 2405 Edmonton AB T5P 2S1	2,668.51
	Flash Courier		PO Box 3962, STN Terminal Vancouver BC V6B 3Z4	64.10
	GE Healthcare		PO Box 9494, Postal Stn A Toronto ON M5W 4E1	5,817.28
	HSBC Bank Canada c/o BankruptcyHighway.com		PO Box 57100 Etobicoke ON M8Y 3Y2	
	Intuit Supplies		P.O. Box 340 Midland ON L4R 4L1	
	Johnson & Johnson		P.O. Box 8500, Station Terminal BC	3,745.64
	Keir Surgical Ltd.	Audrey Audet	125 - 408 East Kent Avenue South Vancouver BC V5X 2X7	4,139.81
	Le Petit Cafe		c/o 3200 - 650 WEST GEORGIA STREET Vancouver BC V6B 4P7	
	Leica		P.O. Box 4232, Station A, Toronto ON M5W 5P4	240.22
	Maquet-Dynamed		235 Shields Court Markham ON L3R 8V2	1,623.92
	McKesson Canada		c/o C9232 PO Box 9232 Stn M BC	1,119.72
	Medi-Tran Services (1993) Ltd.		7125 Curragh Avenue Burnaby BC V5J 4V6	0.80
	Ministry of Finance - PST - British Columbia		1000 - 4075 Station Provincial Government PO Box 9445 Victoria BC V8W 9V5	
	Mirza Alladina Medical Ltd.		2936 Valleyvista Drive Coquitlam BC V3E 2P4	
	Mobile Instrument Service & Repair		Unit 29 - 575 Wentworth Street East Oshawa ON L1H 3V8	110.25
	Modern Systems Management Ltd.		#104, 9547 - 152nd Street Surrey BC V3R 5Y5	1,370.14
	Noble & Associates Property Management		13988 Maycrest Way, Unit 155 Richmond BC V6V 3C3	
	Northmount Pharmacy		145 East 13th St. North Vancouver BC V7L 2L4	106.95

## Creditor Mailing List

In the matter of the bankruptcy of  
**DELBROOK SURGICAL CENTRE INC.**  
of the city of North Vancouver  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Pacific Orthopaedics & Sports Medicine and Individual Doctors	Brandon Mewhort	Lawsuit c/o Bennett Jones LLP, 1055 West Hastings Street, Suite 2200 Vancouver BC V6E 2E9	
	Pacific Orthopaedics & Sports Medicine(v)		#213 - 145 West 15th Street North Vancouver BC V7M 1R9	24,250.00
	Paladin Security Systems Ltd.		#201 - 3001 Wayburne Drive Burnaby BC V5G 4W3	63.00
	Patterson Dental Canada Inc.		CP 11730 Succ Centre Ville Montréal QC H3C 6P9	42.59
	Pharmasave		103 - 2609 Westview Drive North Vancouver BC V7N 4M2	
	PitneyWorks		PO Box 280 Orangeville, ON L9W 2Z7	37.03
	Power-West Industries Ltd.		2500 No.5 Rd Richmond BC V6X 2T1	1,256.66
	Receiver General for Health Canada		c/o 3200 - 650 WEST GEORGIA STREET Vancouver BC V6B 4P7	141.22
	Related Company Liability		3200 - 650 WEST GEORGIA STREET Vancouver BC V6B 4P7	204,959.63
	RFS Inc.	Bankruptcy Department	602 - 50 Eglinton Avenue West Mississauga ON L5R 3P5	
	Ricoh Canada Inc.		300 - 5520 Explorer Drive Mississauga ON L4W 5L1	1,584.45
	Ronald Russell		Shareholder Loan Drumfoskie Bridge of Dee Aberdeen UK AB1 5XJ UK	669,322.45
	Script Pharmacy		7015 MACLEOD Trail SW Calgary AB T2H 2K6	
	Shaw Cable Systems - Vancouver	Payment Solutions	900-1067 W Cordova St Vancouver BC V6C 3T5	344.59
	Shred-it International Inc.		P.O.Box 15617, STN A Toronto ON M5W 1C1	280.26
	Sinclair Dental Co. Ltd.		900 Harborside Dr North Vancouver BC V7P 3T8	
	Skillstat Learning Inc.		1021 West Hastings St Vancouver BC V6C 0C3	1,873.90
	Smith & Nephew Inc.		2280 Argentia Road Mississauga ON L5N 6H8	1,814.87



## *Creditor Mailing List*

In the matter of the bankruptcy of  
DELBROOK SURGICAL CENTRE INC.  
of the city of North Vancouver  
in the Province of British Columbia

Creditor Type	Name	Attention	Address	Claim \$
Unsecured	Southmedic Inc.		Southmedic Inc. 50 Alliance Blvd. Barrie ON L4M 5K3	1,153.28
	Stericycle, Inc.		PO 1531 Station A Toronto ON M5W 3N9	757.15
	Steris Canada Inc.		PO Box 3546, Station A BC	11,437.77
	Stevens Company Ltd.		425 Railside Drive Brampton ON L7A 0N8	1,775.90
	Stryker Canada Inc.		45 Innovation Drive Dundas ON L9H 7P3	724.64
	Surgiform Technology, Ltd.		1566 Whiting Way Lugoff SC 29078 USA	325.00
	Synthes (Canada) Ltd.		PO Box 3621, Commerce Court Postal Station Toronto ON M5L 1K1	
	Trans Med Consulting		#707-1755 Robson Street Vancouver BC V6G 3B7	157.50
	Vital Aire		9-6975 Meadowvale Town Centre Circle, Suite 350 Mississauga ON L5N 2V7	568.86
	West Care Medical Ltd		108 - 17 Fawcett Road Coquitlam BC V3K 6V2	677.09
	WorkSafeBC - Collections Department		650473-AA PO Box 5350 Stn. Terminal Vancouver BC V6B 5L5	



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
\_\_\_\_\_, 2017, 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 \_\_\_\_\_, 2017.

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.boalewood.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 \_\_\_\_\_, 2017.

\_\_\_\_\_, (Corporate Name) \_\_\_\_\_, (Signature of Witness)

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



TRUSTEE IN BANKRUPTCY  
#1140 – 800 West Pender Street  
Vancouver, BC V6C 2V6  
www.boalewood.ca

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

### INSTRUCTIONS FOR COMPLETEING 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.