

District of: Alberta
Division No. 01 - Edmonton
Court No. 24-2245571
Estate No. 24-2245571

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

☒ Original ☐ Amended

In the Matter of the Bankruptcy of
1445052 Alberta Ltd.
of the City of Edmonton in the Province of Alberta

Take notice that:

1. 1445052 Alberta Ltd. filed (or was deemed to have filed) an assignment on the 27th day of April 2017, and the undersigned, Ernst & Young Inc., 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 17th day of May 2017, at 10:00 AM, at the office of Ernst & Young Inc., at 1400, 10423 - 101 Street, Edmonton, AB, T5H 0E7.
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 Edmonton in the Province of Alberta, this 28th day of April 2017.

Ernst & Young Inc.
Per:


Dan McCulloch - Licensed Insolvency Trustee
1400 EPCOR Tower, 10423 - 101 Street
Edmonton AB T5H 0E7

Trina Sorbara, Paraprofessional
Phone: (780) 412-2393 Fax: (780) 428-8977



Industry Canada

Office of the Superintendent
of Bankruptcy Canada

Industrie Canada

Bureau du surintendant
des faillites Canada

District of: Alberta
Division No.: 01 - Edmonton
Court No.: 24-2245571
Estate No.: 24-2245571

In the Matter of the Bankruptcy of:

1445052 Alberta Ltd.

Debtor

ERNST & YOUNG INC.

Licensed Insolvency Trustee

Ordinary Administration

Date and time of bankruptcy:	April 28, 2017, 09:28	Security:	\$0.00
Date of trustee appointment:	April 28, 2017		
Meeting of creditors:	May 17, 2017, 10:00 Ernst & Young Inc. 1400, 10423 - 101 Street Edmonton T5H 0E7, Alberta 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: April 28, 2017, 13:13

E-File/Dépôt Electronique

Official Receiver

Canada

Canada Place Building, 9700 Jasper Avenue NW, Suite
725, Edmonton, Alberta, Canada, T5J4C3, (877)376-9902

District of: Alberta
Division No. 01 - Edmonton
Court No. 24-2245571
Estate No. 24-2245571

Notice of stay of proceeding
In the Matter of the Bankruptcy of
1445052 Alberta Ltd.
of the City of Edmonton in the Province of Alberta

Date of Insolvency: April 27, 2017.

Notice is hereby given that the above bankrupt filed a bankruptcy.

Every bankruptcy made in pursuance of this Act takes precedence over all judicial or other attachments, garnishments, certificates of judgment, judgments operation as hypothecs, executions or other process against the property of the bankrupt, except such as have been completely executed by payment to the creditor or his agent, and except also the rights of a secured creditor.

Upon the filing of a proposal made by an insolvent person or upon the bankruptcy of any debtor, no creditor with a claim provable in the bankruptcy shall have any remedy against the bankrupt or his/her property or shall commence a claim provable in bankruptcy until the Trustee has been discharged or until the proposal has been refused, unless with the leave of the Court and on such terms as the Court may impose.

Where a bankruptcy has been made, the Sheriff or other officer of any Court or any person having seized property of the bankrupt under execution of attachment or any other process shall, upon receiving a copy of the bankruptcy certified by the Trustee as a true copy thereof, forthwith deliver to the Trustee all the property of the bankrupt in his hands.

Where the Sheriff has sold the property of the bankrupt or any part thereof, he/she shall deliver to the Trustee the money so realized by him/her less fees and the costs referred to in subsection 70 (2).

Any property of the bankrupt under seizure for rent or taxes shall on production of a copy of the bankruptcy certified by the Trustee as a true copy thereof be delivered forthwith to the Trustee, but the costs of distress are a first charge thereon, and if such property or any part thereof has been sold, the money realized therefrom, less the costs of distress and sale shall be paid to the Trustee.

Dated at the city of Edmonton in the Province of Alberta, this 28th day of April 2017.

Ernst & Young Inc.

Per:



Dan McCulloch - Licensed Insolvency Trustee
1400 EPCOR Tower, 10423 - 101 Street
Edmonton AB T5H 0E7

Trina Sorbara, Paraprofessional
Phone: (780) 412-2393 Fax: (780) 428-8977

District of: Alberta
Division No. 01 - Edmonton
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
1445052 Alberta Ltd.
of the City of Edmonton in the Province of Alberta

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 27th day of April 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)	
1. Unsecured creditors as per list "A"	3,325,085.72
Balance of secured claims as per list "B"	0.00
Total unsecured creditors	3,325,085.72
2. Secured creditors as per list "B"	0.00
3. Preferred creditors as per list "C"	0.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	0.00
Total liabilities	3,325,085.72
Surplus	NIL

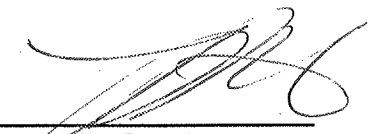
ASSETS (as stated and estimated by the officer)	
1. Inventory	0.00
2. Trade fixtures, etc.	0.00
3. Accounts receivable and other receivables, as per list "E"	
Good	1,900,000.00
Doubtful	0.00
Bad	1,100,000.00
Estimated to produce	1,900,000.00
4. Bills of exchange, promissory note, etc., as per list "F" ...	0.00
5. Deposits in financial institutions	0.00
6. Cash	42,000.00
7. Livestock	0.00
8. Machinery, equipment and plant	0.00
9. Real property or immovable as per list "G"	0.00
10. Furniture	0.00
11. RRSPs, 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"	595,073.00
If bankrupt is a corporation, add:	
Amount of subscribed capital	0.00
Amount paid on capital	0.00
Balance subscribed and unpaid	0.00
Estimated to produce	0.00
Total assets	2,537,073.00
Deficiency	788,012.72

I, Leon Provencher, of the city of Edmonton in the Province of Alberta, 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 27th day of April 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 Edmonton in the Province of Alberta, on this 27th day of April 2017.


Dan McCulloch, Commissioner of Oaths
For the Province of Alberta
Expires February 27, 2019


Leon Provencher

District of: Alberta
Division No. 01- Edmonton
Court No.
Estate No.

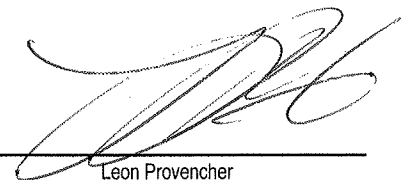
FORM 78 -- Continued

List "A"
Unsecured Creditors
1445052 Alberta Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	ALBERTA TAX AND REVENUE ADMINISTRATION 801928870RC0002	9811 - 109 STREET Edmonton AB T5K 2L5	1.00	0.00	1.00
2	Canada Revenue Agency 801928870RC0002	9755 King George Boulevard Surrey BC V3T 5E1	3,325,084.72	0.00	3,325,084.72
Total:			3,325,085.72	0.00	3,325,085.72

27-Apr-2017

Date


Leon Provencher

District of: Alberta
Division No. 01 - Edmonton
Court No.
Estate No.

FORM 78 -- Continued

List "B"
Secured Creditors

1445052 Alberta Ltd.

No.	Name of creditor	Address	Amount of claim	Particulars of security	When given	Estimated value of security	Estimated surplus from security	Balance of claim
		Total:	0.00			0.00	0.00	0.00

27-Apr-2017

Date


Leon Provencher

District of: Alberta
Division No. 01- Edmonton
Court No.
Estate No.

FORM 78 -- Continued

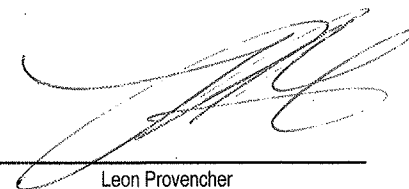
List "C"
Preferred Creditors for Wages, Rent, etc.

1445052 Alberta Ltd.

No.	Name of creditor	Address and occupation	Nature of claim	Period during which claim accrued	Amount of claim	Amount payable in full	Difference ranking for dividend
Total:					0.00	0.00	0.00

27-Apr-2017

Date



Leon Provencher

District of: Alberta
Division No. 01- Edmonton
Court No.
Estate No.

FORM 78 -- Continued

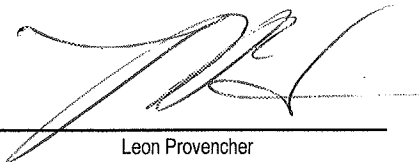
List "D"
Contingent or Other Liabilities

1445052 Alberta Ltd.

No.	Name of creditor or claimant	Address and occupation	Amount of liability or claim	Amount expected to rank for dividend	Date when liability incurred	Nature of liability
Total:			0.00	0.00		

27-Apr-2017

Date



Leon Provencher

District of: Alberta
 Division No. 01 - Edmonton
 Court No.
 Estate No.

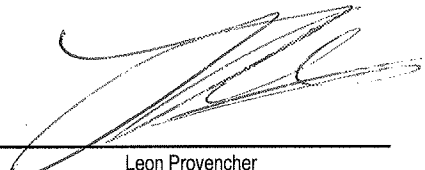
FORM 78 -- Continued

List "E"
 Debts Due to the Bankrupt
 1445052 Alberta Ltd.

No.	Name of debtor	Address and occupation	Nature of debt	Amount of debt (good, doubtful, bad)	Folio of ledgers or other book where particulars to be found	When contracted	Estimated to produce	Particulars of any securities held for debt
1	888018 Alberta Ltd.	2300, 10180-101 Street NW Edmonton AB T5J 1V3	Loan	200,000.00 0.00 600,000.00		27-Oct-2009	200,000.00	None
2	Provencher Family Trust	1107 - 127 Street Edmonton AB T6W 1A3	Loan	1,700,000.00 0.00 500,000.00		27-Apr-2009	1,700,000.00	None
Total:				1,900,000.00 0.00 1,100,000.00			1,900,000.00	

27-Apr-2017

Date


 Leon Provencher

District of: Alberta
Division No. 01- Edmonton
Court No.
Estate No.

FORM 78 -- Continued

List "F"

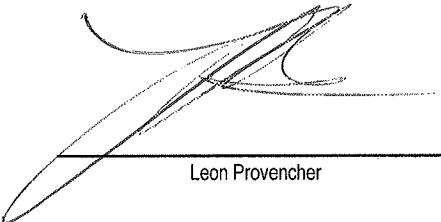
Bills of Exchange, Promissory Notes, Lien Notes, Chattel
Mortgages, etc., Available as Assets

1445052 Alberta Ltd.

No.	Name of all promissory, acceptors, endorsers, mortgagors, and guarantors	Address	Occupation	Amount of bill or note, etc.	Date when due	Estimated to produce	Particulars of any property held as security for payment of bill or note, etc.
Total:				0.00		0.00	

27-Apr-2017

Date



Leon Provencher

District of: Alberta
Division No. 01 - Edmonton
Court No.
Estate No.

FORM 78 -- Continued

List "G"
Real Property or Immovables Owned by Bankrupt
1445052 Alberta Ltd.

Description of property	Nature of bankrupt interest	In whose name does title stand	Total value	Particulars of mortgages, hypothecs, or other encumbrances (name, address, amount)	Equity or surplus
Total:			0.00		0.00

27-Apr-2017

Date



Leon Provencher

District of: Alberta
Division No. 01 - Edmonton
Court No.
Estate No.

FORM 78 -- Concluded

List "H"
Property

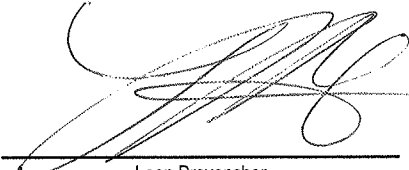
1445052 Alberta Ltd.

FULL STATEMENT OF PROPERTY

Nature of property	Location	Details of property	Original cost	Estimated to produce
(a) Stock-in-trade			0.00	0.00
(b) Trade fixtures, etc.			0.00	0.00
(c) Cash in financial institutions			0.00	0.00
(d) Cash on hand		Cash on hand	42,000.00	42,000.00
(e) Livestock			0.00	0.00
(f) Machinery, equipment and plant			0.00	0.00
(g) Furniture			0.00	0.00
(h) Life insurance policies, RRSPs, etc.			0.00	0.00
(i) Securities			0.00	0.00
(j) Interests under wills, etc.			0.00	0.00
(k) Vehicles			0.00	0.00
(l) Taxes			0.00	0.00
(m) Other		20% Shares in 0803745 BC Ltd.	0.00	595,073.00
			Total:	637,073.00

27-Apr-2017

Date


Leon Provencher

District of: Alberta
Division No. 01 - Edmonton
Court No.
Estate No.

-- FORM 21 --
Assignment for the General Benefit of Creditors
(Section 49 of the Act)

In the Matter of the Bankruptcy of
1445052 Alberta Ltd.
of the City of Edmonton in the Province of Alberta

This indenture made this 27th day of April 2017
between

1445052 Alberta Ltd.
1731 Rutherford Pt. SW
Edmonton AB T6W 1J6
hereinafter called "the debtor"
and
Ernst & Young Inc.
hereinafter called "the trustee."

☐ Natural person

☒ Corporate or other legal entity

Whereas the debtor is insolvent and desires to assign and to abandon all his/her property for distribution among his/her creditors, in pursuance of the Act,

This indenture witnesses that the debtor does hereby assign to the trustee all the debtor's property for the uses, intents and purposes provided by the Act.

Signed at the city of Edmonton in the Province of Alberta, in the presence of Dan McCulloch.


Dan McCulloch
Witness

27-Apr-2017

Date


1445052 Alberta Ltd.
Debtor

District of: Alberta
Division No. 01 - Edmonton
Court No. 24-2245571
Estate No. 24-2245571

FORM 31 / 36
Proof of Claim / Proxy
In the Matter of the Bankruptcy of
1445052 Alberta Ltd.
of the City of Edmonton in the Province of Alberta

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

In the matter of the bankruptcy of 1445052 Alberta Ltd. of the city of Edmonton in the Province of Alberta and the claim of _____, creditor.

I, _____, of the city of _____, a creditor in the above matter, hereby appoint _____, of _____, to be my proxyholder in the above matter, except as to the receipt of dividends, _____ (with or without) power to appoint another proxyholder in his or her place.

I, _____ (name of creditor or representative of the creditor), of the city of _____ in the province of _____ do hereby certify:

1. That I am a creditor of the above named debtor (or I am _____ (position/title) 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, namely the 27th day of April 2017, 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 must specify the vouchers or other evidence in support of the claim.)

4. (Check and complete appropriate category.)

☐ A. UNSECURED CLAIM OF \$_____ (other than as a customer contemplated by Section 262 of the Act)

That in respect of this debt, I do not hold any assets of the debtor as security and
(Check appropriate description.)

☐ Regarding the amount of \$_____, I 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/am not) (or the above-named creditor _____ (is/is not)) related to the debtor within the meaning of section 4 of the Act, and _____ (have/has/have not/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, and 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 Section 2 of the Act: (Provide details of payments, credits and transfers at undervalue.)

7. *(Applicable only in the case of the bankruptcy of an individual.)*

☐ Whenever the trustee reviews the financial situation of a bankrupt to redetermine whether or not the bankrupt is required to make payments under section 68 of the Act, I request to be informed, pursuant to paragraph 68(4) of the Act, of the new fixed amount or of the fact that there is no longer surplus income.

☐ 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_____
Individual Creditor_____
Witness_____
Name of Corporate Creditor

Per _____
Name and Title of Signing Officer

Return To:

Phone Number: _____
Fax Number: _____
E-mail Address: _____

Ernst & Young Inc.
Per:

Dan McCulloch - Licensed Insolvency Trustee
1400 EPCOR Tower, 10423 - 101 Street
Edmonton AB T5H 0E7

Trina Sorbara, Paraprofessional
Phone: (780) 412-2393 Fax: (780) 428-8977
E-mail: trina.sorbara@ca.ey.com

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.