District of: Ontario
Division No. 09 - Toronto
Court No. 31-3234183
Estate No. 31-3234183

FORM 68

[x] Original [ ] Amended

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

In the Matter of the Bankruptcy of
Smart Nora Inc.
of the City of Toronto, in the Province of Ontario

Take notice that:

1. Smart Nora Inc. filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against Smart Nora Inc.) on the 11th day of July 2025 and the undersigned, Rosen Goldberg 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 1st day of August 2025 at 11:00 AM at Zoom, Meeting ID: 874 5908 9851, Passcode: 379823.

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 Toronto in the Province of Ontario, this 15th day of July 2025.

Rosen Goldberg Inc. - Licensed Insolvency Trustee
Per:

Steven Goldberg

Steven Goldberg - Licensed Insolvency Trustee
5255 Yonge Street, Suite 804
Toronto ON M2N 6P4
Phone: (416) 224-4200 Fax: (416) 224-4330

Creditor Mailing List

In the Matter of the Bankruptcy of
Smart Nora Inc.
of the City of Toronto, in the Province of Ontario

Creditor Type	Name	Attention	Address	Claim $
Secured	Business Development Bank of Canada - Toronto	Special Accounts	1200 – 121 King St W Toronto ON M5H 3T9	
	Eastern Ontario CFDC Networks Inc.		270 George St. N Peterborough ON K9J 3H1	
	Royal Bank of Canada		20 King Street West, 2nd Floor Toronto ON M5H 1C4	40,474.00
Unsecured	Avalara		Dept CH 16781 Palatine IL 60055-6781 USA avalaraar@avalara.com	7,221.00
	Backyard Ventures		3904 Sendero Dr Austin TX USA zack@wearebv.com	17,107.44
	Beehive Inc.		228 Park Ave #29976 New York 10003 USA chris.abraham@beehiiv.com	21,564.00
	Business Development Bank of Canada - Toronto	Special Accounts	1200 – 121 King St W Toronto ON M5H 3T9	189,255.00
	Canada Post		271 Riverside Dr Ottawa ON K1A 0B1 Jeanne.Laberge@canadapost.postescanada.ca	2,606.00
	Clerk Tech		1 Concorde Gate Suite #702 Toronto ON M3C 3N6 abhishekb@clerk-tech.com	1,535.35
	Commerce Garage		18 Wellington St W, Toronto ON M5L 1E2 jp@commercegarage.com	16,154.82
	CSI The Cableshoppe Inc		1410 Birchmount Rd Scarborough ON M1P 2E3 jugaansan.t@thecsi.com	70,551.70
	DHL Canada	Fay Cartwright	18 Parkshore Drive Brampton ON L6T 5M1 customeraccounting.help@dhl.com	2,252.45
	Dickinson Wright LLP		199 Bay St. Suite 2200, Toronto ON M5L 1G4 pwestcott@dickinson-wright.com	31,294.50
	Eastern Ontario CFDC Networks Inc.		270 George St. N Peterborough ON K9J 3H1	482,739.70
	EndActive Inc.		7112 NW 25th Ave, , Vancouver WA 98665 USA	539,727.00
	Facebook-Usa		1 Hacker Way Menlo Park CA 94025 USA Elliot.Silver@radiusgs.com	28,141.28
	Flywheel Accelerator		301-887 Great Northern Way Vancouver BC V5T 4T5 brent.sharpless@flywheelaccelerator.com	309,783.00
	FSA Store		5473 Blair Rd., Ste 100, PMB 24308 Dallas TX 75231-4227 USA lacey.wilmot@fsastore.com	7,168.00
	GoodHombre Family Trust		2583 Cliff Drive, Santa Barbara CA 93109 USA greginsb@gmail.com	197,885.00

Creditor Mailing List

In the Matter of the Bankruptcy of
Smart Nora Inc.
of the City of Toronto, in the Province of Ontario

Creditor Type	Name	Attention	Address	Claim $
Unsecured	John Pauly		36 Linden Hill Crescent Hill KY 41017 USA jpaulygo4@gmail.com	43,600.00
	Join-Star Industrial Limited		Room 1504, 15/F, Cheuk Nang Plaza, 250 Hennessy Road, Wanchai Hong Kong rae.zhang@joinone.cn	75,400.00
	Navigo Capital Group, LP		1231 Calle Carrito Alto Santa Barbara CA 93101 USA michael@navigocapital.com	80,107.00
	Norton Rose Fullbright		222 Bay St. Suite 3000 Toronto ON M5K 1E7 maya.medeiros@nortonrosefulbright.com	77,841.77
	Peter Camenzind		27 W. Anapamu ST #293 S Santa Barbara CA 93101 USA peter@c7d.org	158,626.00
	ReturnBear Inc.		130 Spadina Ave Ste 502 Toronto ON M5V 1X9 haya@returnbear.com	5,062.91
	Robert Johnson		1615 Lasuen Rd Santa Barbara CA 93103 USA bobjohnson@alum.mit.edu	40,053.00
	Royal Bank of Canada		20 King Street West, 2nd Floor Toronto ON M5H 1C4	1,127,019.88
	Royal Bank of Canada		20 King Street West, 2nd Floor Toronto ON M5H 1C4	39,000.00
	Ruskin Moscou Faltischek, P.C.		1425 Rexcorp Plaza, Glenn Curtiss Blvd, Uniondale NY USA LDIEHM@rmfpc.com	6,784.03
	SF Supply Chain Ltd.		25/F Interlink 35-47 Tsing Yi Rd Tsing Yi New Territories Hong Kong Ken.Lai@sf-dsc.com	3,337.06
	US Customs		1501 East Woodfield Road, Suite 400W Schaumburg IL 60173 USA Kelly.Campbell@roanokegroup.com	4,166.33
	Various customer deposits		5255 Yonge Street, Ste 804 Toronto ON M2N 6P4	400,000.00
	Walsh Co.		3650 Victoria Park Ave Suite 200 Toronto ON M2H 3P7 swalsh@walshco.ca	16,950.00
	WeShall Investments		120 Front Street East Toronto ON M5A 4L9 brentyn@weshall.ca	308,990.00

District of: Ontario
Division No. 09 - Toronto
Court No. 31-3234183
Estate No. 31-3234183

[X] **Original** [ ] **Amended**

Form 78

Statement of Affairs (Corporate Bankruptcy)
(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
Smart Nora Inc.
of the City of Toronto, in the Province of Ontario

To the bankrupt:

You are required to carefully and accurately complete this form and the applicable attachments showing the state of your affairs on the date of the bankruptcy, on the 11th day of July 2025. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration by a duly authorized director, if the bankrupt is a corporation, or by yourself, in other cases..

Give reasons for the bankrupt's/debtor's financial difficulty (Select all that apply and provide details):

[X] Negative market conditions;	[ ] Foreign Exchange Fluctuations;	[X] Economic Downturn;	[ ] Poor Financial Performance;	[ ] Legal Matters (Provide details);
[X] Lack of Working Capital/Funding;	[ ] Competition;	[ ] Legislated or Regulatory Restrictions;	[ ] Natural Disaster;	[ ] Increased Cost of Doing Business;
[ ] Overhead Increasing;	[ ] Faulty Infrastructure or Business Model;	[ ] Unsuccessful Marketing Initiatives;	[ ] Personal Issues;	[ ] Poor Management;
[ ] Faulty Accounting;	[ ] Tax Liabilities;	[ ] Labour;	[ ] Other (Please specify).	

Provide relevant details:

ASSETS
(totals from the list of assets as stated and estimated by bankrupt/debtor)

1. Cash on hand		31,470.00
2. Deposits in financial institutions		0.00
3. Accounts receivable and other receivables		
Total amount	0.00	
Estimated realizable value	0.00	0.00
4. Inventory		1.00
5. Trade fixtures, etc.		4,000.00
6. Livestock		0.00
7. Machinery and equipment		0.00
8. Real property or immovables		0.00
9. Furniture		0.00
10. Intangible assets (intellectual properties, licences, cryptocurrencies, digital tokens, etc.)		1.00
11. Vehicles		5,000.00
12. Securities (shares, bonds, debentures, etc.)		1.00
13. Other property		1.00
Total of lines 1 to 13		40,474.00
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	0.00
Total assets		40,474.00
Deficiency		-4,311,924.22
Total value of assets located outside Canada included in lines 1 to 13		0.00

LIABILITIES
(totals from the list of liabilities as stated and estimated by bankrupt/debtor)

1. Secured creditors	40,474.00
2. Preferred creditors, securities, and priorities	0.00
3. Unsecured creditors	4,311,924.22
4. Contingent, trust claims or other liabilities estimated to be provable for	0.00
Total liabilities	4,352,398.22
Surplus	4,311,924.22

List of Assets

Arrange by Nature of asset and number consecutively

No.	Nature of asset [1]	Address/Location	Asset located outside Canada	Details	Percentage of bankrupt's/debtor's interest	Total value of the bankrupt's/debtor's interest	Estimated realizable value	Equity or Surplus	Placeholder (values on this line are for notification
101	Cash on hand	n/a	☐	Cash on hand - Paypal	100.00	6,000.00	6,000.00	0.00	☐
102	Cash on hand	n/a	☐	Cash on hand - Chequing - TD	100.00	11,094.00	11,094.00	0.00	☐
103	Cash on hand	n/a	☐	Cash on hand - Chequing - RBC	100.00	14,376.00	14,376.00	0.00	☐
501	Intangible assets	n/a	☐	Other - Intellectual property	100.00	1.00	1.00	0.00	☐
601	Securities	n/a	☐	Securities - Shares - Smart Nora LLC	100.00	1.00	1.00	0.00	☐
801	Vehicles	n/a	☐	2018 Jeep Wrangler	100.00	5,000.00	5,000.00	0.00	☐
1101	Inventory	n/a	☐	Business Assets - Stock In Trade - Returned products	100.00	1.00	1.00	0.00	☐
1102	Trade fixtures	n/a	☐	Business Assets - Trade Fixtures - Office furniture and computer equipment	100.00	4,000.00	4,000.00	0.00	☐
1103	Other personal property	n/a	☐	Business Assets - Book Debts - Deposit	100.00	1.00	1.00	0.00	☐
					Total	**40,474.00**	**40,474.00**		

[1] Choose one option for each item: Cash on hand; Deposits in financial institutions; Accounts receivable and other receivables; Inventory; Trade fixtures, etc.; Livestock; Machinery and equipment; Residential rental property; Commercial building; Industrial building; Land; Immovable industrial equipment; Other real property; Furniture; Intangible assets (intellectual properties, licences, cryptocurrencies, digital tokens, etc.); Vehicles; Securities (shares, bonds, debentures, etc.); Bills of exchange, promissory note, etc.; Tax refunds; Other personal property.

B. Hariri

Behrouz Hariri

15-Jul-2025

Date

List of Liabilities

No.	Name of creditor or claimant	Address	Nature of liability [2]	Details	Date given/ incurred	Amount of Claim					Asset securing the liability	Ground for the right to a priority [3]	Estimated surplus or (deficit) from security	Place-holder (values on this line are for notification only)
						Unsecured	Secured	Preferred/Priorities	Contingent, trust claims or other liabilities	Total amount of claim				
1	Avalara	Dept CH 16781 Palatine IL 60055-6781 USA	Accounts payable	Accounts payable		7,221.00	0.00	0.00	0.00	7,221.00			0.00	☐
2	Backyard Ventures	3904 Sendero Dr Austin TX USA	Accounts payable	Loan		17,107.44	0.00	0.00	0.00	17,107.44			0.00	☐
3	Beehive Inc.	228 Park Ave #29976 New York 10003 USA	Accounts payable	Accounts payable		21,564.00	0.00	0.00	0.00	21,564.00			0.00	☐
4	Business Development Bank of Canada - Toronto Attn: Special Accounts	1200 – 121 King St W Toronto ON M5H 3T9	Bank Loans except real property mortgage	Bank Indebtedness		189,255.00	0.00	0.00	0.00	189,255.00			-189,255.00	☐
5	Canada Post	271 Riverside Dr Ottawa ON K1A 0B1	Accounts payable	Accounts payable		2,606.00	0.00	0.00	0.00	2,606.00			0.00	☐
6	Clerk Tech	1 Concorde Gate Suite #702 Toronto ON M3C 3N6	Accounts payable	Accounts payable		1,535.35	0.00	0.00	0.00	1,535.35			0.00	☐
7	Commerce Garage	18 Wellington St W, Toronto ON M5L 1E2	Accounts payable	Accounts payable		16,154.82	0.00	0.00	0.00	16,154.82			0.00	☐
8	CSI The Cableshoppe Inc	1410 Birchmount Rd Scarborough ON M1P 2E3	Promissory notes	Loan		70,551.70	0.00	0.00	0.00	70,551.70			0.00	☐
9	DHL Canada Attn: Fay Cartwright	18 Parkshore Drive Brampton ON L6T 5M1	Other	Accounts payable		2,252.45	0.00	0.00	0.00	2,252.45			0.00	☐

Behrouz Hariri

15-Jul-2025
Date

List of Liabilities

No.	Name of creditor or claimant	Address	Nature of liability [2]	Details	Date given/ incurred	Amount of Claim					Asset securing the liability	Ground for the right to a priority [3]	Estimated surplus or (deficit) from security	Place-holder (values on this line are for notification only)
						Unsecured	Secured	Preferred/Priorities	Contingent, trust claims or other liabilities	Total amount of claim				
10	Dickinson Wright LLP	199 Bay St. Suite 2200, Toronto ON M5L 1G4	Accounts payable	Accounts payable		31,294.50	0.00	0.00	0.00	31,294.50			0.00	☐
11	Eastern Ontario CFDC Networks Inc.	270 George St. N Peterborough ON K9J 3H1	Bank Loans except real property mortgage	Loan		482,739.70	0.00	0.00	0.00	482,739.70			-482,739.70	☐
12	EndActive Inc.	7112 NW 25th Ave, , Vancouver WA 98665 USA	Promissory notes	Loan		539,727.00	0.00	0.00	0.00	539,727.00			0.00	☐
13	Facebook-Usa	1 Hacker Way Menlo Park CA 94025 USA	Accounts payable	Accounts payable		28,141.28	0.00	0.00	0.00	28,141.28			0.00	☐
14	Flywheel Accelerator	301-887 Great Northern Way Vancouver BC V5T 4T5	Promissory notes	Loan		309,783.00	0.00	0.00	0.00	309,783.00			0.00	☐
15	FSA Store	5473 Blair Rd., Ste 100, PMB 24308 Dallas TX 75231-4227 USA	Accounts payable	Accounts payable		7,168.00	0.00	0.00	0.00	7,168.00			0.00	☐
16	GoodHombre Family Trust	2583 Cliff Drive, Santa Barbara CA 93109 USA	Promissory notes	Loan		197,885.00	0.00	0.00	0.00	197,885.00			0.00	☐
17	John Pauly	36 Linden Hill Crescent Hill KY 41017 USA	Promissory notes	Loan		43,600.00	0.00	0.00	0.00	43,600.00			0.00	☐
18	Join-Star Industrial Limited	Room 1504, 15/F, Cheuk Nang Plaza, 250 Hennessy Road, Wanchai Hong Kong	Accounts payable	Accounts payable		75,400.00	0.00	0.00	0.00	75,400.00			0.00	☐

Behrouz Hariri

15-Jul-2025
Date

List of Liabilities

No.	Name of creditor or claimant	Address	Nature of liability [2]	Details	Date given/ incurred	Amount of Claim					Asset securing the liability	Ground for the right to a priority [3]	Estimated surplus or (deficit) from security	Place-holder (values on this line are for notification only)
						Unsecured	Secured	Preferred/Priorities	Contingent, trust claims or other liabilities	Total amount of claim				
19	Navigo Capital Group, LP	1231 Calle Carrito Alto Santa Barbara CA 93101 USA	Promissory notes	Loan		80,107.00	0.00	0.00	0.00	80,107.00			0.00	☐
20	Norton Rose Fullbright	222 Bay St. Suite 3000 Toronto ON M5K 1E7	Accounts payable	Accounts payable		77,841.77	0.00	0.00	0.00	77,841.77			0.00	☐
21	Peter Camenzind	27 W. Anapamu ST #293 S Santa Barbara CA 93101 USA	Promissory notes	Loan		158,626.00	0.00	0.00	0.00	158,626.00			0.00	☐
22	ReturnBear Inc.	130 Spadina Ave Ste 502 Toronto ON M5V 1X9	Accounts payable	Accounts payable		5,062.91	0.00	0.00	0.00	5,062.91			0.00	☐
23	Robert Johnson	1615 Lasuen Rd Santa Barbara CA 93103 USA	Promissory notes	Loan		40,053.00	0.00	0.00	0.00	40,053.00			0.00	☐
24	Royal Bank of Canada	20 King Street West, 2nd Floor Toronto ON M5H 1C4	Bank Loans except real property mortgage	Bank indebtedness	01-Jan-2025	1,127,019.88	40,474.00	0.00	0.00	1,167,493.88	101,102,103,1101,1102,501,801,601,1103		-1,127,019.88	☐
25	Royal Bank of Canada	20 King Street West, 2nd Floor Toronto ON M5H 1C4	Bank Loans except real property mortgage	CEBA		39,000.00	0.00	0.00	0.00	39,000.00			0.00	☐
26	Ruskin Moscou Faltischek, P.C.	1425 Rexcorp Plaza, Glenn Curtiss Blvd, Uniondale NY USA	Accounts payable	Accounts payable		6,784.03	0.00	0.00	0.00	6,784.03			0.00	☐

Behrouz Hariri

15-Jul-2025
Date

List of Liabilities

No.	Name of creditor or claimant	Address	Nature of liability [2]	Details	Date given/ incurred	Amount of Claim					Asset securing the liability	Ground for the right to a priority [3]	Estimated surplus or (deficit) from security	Place-holder (values on this line are for notifica-tion only)
						Unsecured	Secured	Preferred/P riorities	Contingent, trust claims or other liabilities	Total amount of claim				
27	SF Supply Chain Ltd.	25/F Interlink 35-47 Tsing Yi Rd Tsing Yi New Territories Hong Kong	Accounts payable	Accounts p[ayable		3,337.06	0.00	0.00	0.00	3,337.06			0.00	☐
28	US Customs	1501East Woodfield Road, Suite 400W Schaumburg IL 60173 USA	Accounts payable	Accounts payable		4,166.33	0.00	0.00	0.00	4,166.33			0.00	☐
29	Various customer deposits	5255 Yonge Street, Ste 804 Toronto ON M2N 6P4	Accounts payable	Customer deposit		400,000.00	0.00	0.00	0.00	400,000.00			0.00	☐
30	Walsh Co.	3650 Victoria Park Ave Suite 200 Toronto ON M2H 3P7	Accounts payable	Accounts payable		16,950.00	0.00	0.00	0.00	16,950.00			0.00	☐
31	WeShall Investments	120 Front Street East Toronto ON M5A 4L9	Promissory notes	Loan		308,990.00	0.00	0.00	0.00	308,990.00			0.00	☐
					Total	**4,311,924.22**	**40,474.00**	**0.00**	**0.00**	**4,352,398.22**				

[2] Choose one option for each item: Accounts payable; Owed rent; Owed wages; Severance pay; Corporate taxes; Sales taxes; Employee source deductions; Litigation/legal costs and awards; Subordinated debenture; Bills of exchange; Promissory notes; Lien notes; Mortgages or hypothec on real or immovable property; Chattel mortgages or movable hypothec; General Security Agreement; Intercompany loans; Bank loans (except real property mortgage); Finance company loans; Shareholder loans; Shares and subscribed capital; Other claim or liability.

[3] Choose one option for each item with a preferred or priority amount: Unpaid supplier; Farmer, fisherman or aquaculturist; Owed wages; Unpaid amount regarding pension plan; Municipal taxes; Rent; Customer of a bankrupt securities firm; Deemed trust in favour of the Crown; Priming charges and interim financing; Environmental liabilities; Other.

I, Behrouz Hariri, of the City of Toronto in the Province of Ontario, 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 the affairs of the Corporation on the 11th day of July 2025 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) remotely by Behrouz Hariri stated as being located in the City of Toronto in the Province of Ontario before me at the City of Toronto in the Province of Ontario, on this 15th day of July 2025 in accordance with provincial Regulation on Administering Oath or Declaration Remotely.

Steven Goldberg

Steven Goldberg, Commissioner of Oaths
For the Province of Ontario
Expires February 20, 2027

Behrouz Hariri

District of: Ontario
Division No. 09 - Toronto
Court No. 31-3234183
Estate No. 31-3234183

FORM 31 / 36

Proof of Claim / Proxy

In the Matter of the Bankruptcy of
Smart Nora Inc.
of the City of Toronto, in the Province of Ontario

The creditor's preference is to receive all notices and correspondence regarding this claim at the following address and/or facsimile number and/or email address (a mailing address must be provided in all cases):

Address: _____
Facsimile: _____
Email: _____
Contact person name or position: _____
Telephone number for contact person: _____

In the matter of the bankruptcy of Smart Nora Inc. of the City of Toronto in the Province of Ontario 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 _____ *(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)* and that I am authorized to represent and *(if the creditor is a corporation*) that I have authority to bind the creditor of the above-named debtor).

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 11th day of July 2025, 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. Any debt payable in a currency other than Canadian currency was converted to Canadian currency as of the date of bankruptcy.
(The attached statement of account or affidavit must specify the supporting documents or other evidence in support of the claim)

4. That, to the best of my knowledge, this debt has never been (or this debt has been or part of this debt has been) statute-barred as determined under the relevant legislation.

5. That payment for this debt by the debtor to the creditor has been due (or has been in default) since the _____ day of _____ _____, and that the last payment, if any, on this debt by the debtor to the creditor was made on the _____ day of _____ _____, and/or that the last acknowledgement, if any, of liability for this debt by the debtor to the creditor was made on the _____ day of _____ _____, as follows:
(Give full particulars of the claim, including its history, any acknowledgement or legal action)

6. (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 do not claim a right to a priority.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(d) of the Act (Complete paragraph 6E below.)

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(d.01) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(d.02) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(d.1) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(e) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(f) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(g) of the Act.

☐ Regarding the amount of $ _____, I claim a right to a priority under paragraph 136(1)(i) of the Act.

(Set out on an attached sheet details to support priority claim)

☐ **B. Claim of Lessor for disclaimer of a lease of** $_____

That I make a claim under subsection 65.2(4) of the Act, the 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, the 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.)

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 the proof of security, by the secured creditor.

☐ **D. Claim by Farmer, Fisherman or Aquaculturist of** $_____

That I 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 make a claim under subsection 81.3(8) of the Act in the amount of $_____,

☐ That I make a claim under subsection 81.4(8) of the Act in the amount of $_____,

☐ **F. Claim by Pension Plan for unpaid amount of** $_____

☐ That I make a claim under subsection 81.5 of the Act in the amount of $_____,

☐ That I make a claim under subsection 81.6 of the Act in the amount of $_____,

☐ **G. Claim against Director of** $_____

(To be completed when a proposal provides for the compromise of claims against directors)
That I make a claim under subsection 50(13) of the Act, the 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 of** $_____

That I make a claim as a customer for net equity as contemplated by section 262 of the Act, the particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based)

7. 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.

8. That the following are the payments that I have received from the debtor, the credits that I have allowed to the debtor, and the transfers at undervalue within the meaning of section 2 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)

9. (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.

Warning: Subsection 201(1) of the Act provides for the imposition of severe penalties in the event that a creditor or person claiming to be a creditor makes any false claim, proof, declaration or statement of account.

Dated at _____, this _____ day of _____, _____.

_____
Witness

_____
Witness

_____
Individual Creditor

_____
Name of Corporate Creditor

Per _____
Name and Title of Signing Officer

Return To:

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

Rosen Goldberg Inc. - Licensed Insolvency Trustee

_____
5255 Yonge Street, Suite 804
Toronto ON M2N 6P4
Fax: (416) 224-4330

Guidance for Completing Form 31, Proof of Claim

Form 31, Proof of Claim

Form 31 is used to file a proof of claim under the Bankruptcy and Insolvency Act (the Act).

If you need more information in completing this Form, contact the Licensed Insolvency Trustee (LIT) responsible for the administration of the estate.

The form should be completed by:

- Creditors or their authorized representatives in response to a proposal or bankruptcy.

Creditor Contact Information

The creditor's preferred contact details for correspondence about the claim.

- This can be a mailing address, fax number or email address.
- More than one type of contact can be provided. The LIT will then have the discretion to send correspondence by one of these options.

The creditor's mailing address **must** be given to allow the LIT to distribute any estate funds.
Name a contact person to receive correspondence about the claim.

- This can be the creditor or the name or position of a creditor representative.
- A telephone number for the contact person can be given for communication with the LIT.

Additional Details

Enter the following:

- Select if the claim relates to a bankruptcy, a proposal or a receivership.
- The full legal name of the debtor, or the full legal or trade name of the debtor corporation.
- The city and province of the debtor.
- The full legal name of the creditor.

The type of proceeding and the name and city of the debtor may be pre-filled by the LIT.

Creditor Information

Enter the following:

- The full name of the creditor or creditor representative.
- The city and province of the creditor or creditor representative.

Creditor Statement

The creditor or creditor representative confirms that all information related to the creditor's claim is true and completed to the best of their knowledge.

Paragraphs 1 and 2:

- If you are an employee the creditor or a creditor representative, supply your position or job title, and the full legal name of your employer.
- If the creditor is a corporation, the person completing the form must confirm that they have the authority to bind the creditor.

Paragraph 3

Claim details:

- Select if the claim relates to a bankruptcy, a receivership, a proposal or a proposal made following a notice of intention.
- The filing date of the proceeding (day, month, and year).
    - This date may be pre-filled by the LIT.
- The full amount, in Canadian dollars, the debtor owes the creditor on the date of the proceedings, minus any counterclaims to which the debtor is entitled.
    - If the amount owing was payable in a currency other than Canadian dollars, it should be converted to Canadian dollars at the rate provided in the proposal.
    - If there is no specified rate, use the exchange rate on the filing date provided above.
- Attach supporting documents to provide all relevant details to prove the claim. This allows the LIT to examine the claim and decide whether to allow it.

Paragraph 4

Confirmation of debt status:

- Select whether all, part or none of the debt is statute-barred.
    - A debt is statute-barred when legislation extinguishes the debt or bars a creditor from taking legal action to recover on it due to the passage of time, known as the limitation period.
    - The specific conditions and the time for a debt to become statute-barred vary depending on the circumstances and relevant legislation. For most unsecured liabilities, the general limitation period is between two and six years.
    - A statute-barred debt is not a provable claim under the Act. If you have a claim, it is advisable to seek legal advice to confirm the relevant legislation and limitation period that apply to your claim.

Paragraph 5

Claim Details:

- Provide the date (day, month, and year) when payment was owed and the date (day, month, and year) of the last payment made by the debtor for the debt, if any.
- Provide the date of the debtor's most recent acknowledgment of the debt, if any.
- Include all relevant details about the debt or obligation, e.g., the nature and history of the claim, how and when the debt or obligation was contracted, etc.

Paragraph 6

Type of Claim (according to the Act)

Check each applicable category for the claim or claims and include the required information and supporting documentation for each claim.

A. **Unsecured Claim:**
    - For a claim against a securities firm, omit any amount claimed against the customer pool fund.

Priority claims:

If not claiming a right to a priority, check the first box and enter the amount for which there is no priority being claimed.

If claiming a right to a priority under any of paragraphs 136(1)(d), (d.01), (d.02), (d.1), (e), (f), (g) or (i) of the Act, check the corresponding box and enter the amount for which a priority is claimed.

- **Employee claims**: For unpaid wages, salaries, commissions or compensation of up to $2000, for work done during the six months preceding the bankruptcy or receivership, check the paragraph 136(1)(d) box. The details of the claim must also be provided in section E.
- **Secured creditor claims**: For the amount not received from the realization of the security because of the legislated security for unpaid wages or pension plans for the benefit of the debtor's employees, check the paragraph 136(1)(d.01) or 136(1)(d.02) box.
- **Former partner or child support claim**s: For unpaid alimony, alimentary pension, support or maintenance of a former partner or child for a lump sum or periodic payment for amounts due in the year before the bankruptcy or proposal, check the paragraph 136(1)(d.01) box.
- **Municipal tax claims**: For unpaid property taxes owed for the last two years before the bankruptcy or proposal and for which the municipality has not registered on title, check the paragraph 136(1)(e) box.
- **Lessor claims**: For unpaid rent for the three months before the bankruptcy or proposal or accelerated rent for the three months after the bankruptcy or proposal, check the paragraph 136(1)(f) box.
- **Creditor cost claim**s: For legal fees and costs paid by a creditor for any process against the property of the debtor filed before the bankruptcy or proposal, check the paragraph 136(1)(g) box.
- **Insurer claims**: For claims of insurers who paid money for injuries to the debtor's employees not covered by the provisions of any workers' compensation legislation, check the paragraph 136(1)(i) box.

The total amount of all the amounts in priority must correspond to the total amount for unsecured claims reported at A.

B. **Lessor's claim for a disclaimer of a lease:**
- This is only available if the debtor used a proposal to end a commercial lease.
- Provide details of the claim, including calculations on which the claim is based.

C. **Secured claim**:
- Provide the amount of the secured debt and complete details of the security, including the date the security was given and the value at which it is assessed at the date of completing the form.
- Include copies of security and registration documents.

D. **Claims by Farmers, Fishers or Aquaculturists:**
- The amount entered on both lines should be the same.
- This claim only applies to inventory supplied by farmers, fishers or aquaculturists within 15 days of the bankruptcy date or receiver's appointment (see the filing date at Paragraph 3).
- Include sales agreements and delivery receipts.

E. **Claims by Wage Earner:**
- If the claim relates to the bankruptcy of the employer, check the subsection 81.3(8) box.
  - Enter the amount claimed for unpaid wages for work done within six months before the bankruptcy.
- If the claim relates to the appointment of a receiver to the property of the employer, check the subsection 81.4(8) box.
  - Enter the amount claimed for unpaid wages for work done within six months before the receiver's appointment.
  - A priority claim can often be filed at A for these unpaid wages under paragraph136(1)(d).

F. **Claims by Pension Plans:**
- This claim should be filed by the pension plan administrator, not by the employee or former employee of the debtor.
- If the claim relates to the employer's bankruptcy, check the section 81.5 box.
  - Enter the amount claimed for unpaid amounts from the pension plan.
- If the claim relates to the appointment of a receiver to the property of the employer, check the section 81.6 box.
  - Enter the amount claimed for unpaid amounts from the pension plan.

G. **Claims against Directors:**

- This only applies to corporations that have filed a proposal that includes a compromise or protection from claims against the directors of the corporation made under subsection 50(13).
- A director of a corporation other than an income trust means a person who holds the position of a director regardless of their title, and in the case of an income trust, a person holding the position of trustee by any name.
- Fully explain the claim and include detailed calculations upon which the claim is based.

H. **Claims by a customer of a bankrupt securities firm:**

- A securities firm refers to a business that buys and sells securities, such as shares, mutual funds shares, notes, bonds, debentures, commodity futures, or derivatives, on behalf of its customers.
- The amount claimed must be for the net equity of the customer:
  - This is the value of the securities in the customer's account, had it been liquidated at the close of business on the date of bankruptcy, less any amount owed by the customer to the securities firm on the same date.
- Include detailed calculations upon which the claim is based.

Paragraph 7

Relationship to the Debtor

- Indicate whether the creditor is related to the debtor:
  - Individuals are related if they are connected by blood, marriage, common-law partnership, or adoption.
  - Corporations are typically related to individuals who control them, as well as other corporations controlled by the same persons or are part of the same group of corporations.
- Indicate whether the creditor has dealt with the debtor in a non-arm's length manner:
  - Non-arm's length refers to a relationship or transaction between parties who are related to each other.
  - Creditors related to the debtor are generally considered not to deal with each other at arm's length.

Paragraph 8

Payment and Credits

List all payments received from the debtor and credit extended to the debtor during the designated period.

- Designated period:
  - For related persons or persons who are not at arm's length, the designated period is twelve months before the date of filing in Paragraph 3.
  - Otherwise, the designated period is three months before the date of filing in Paragraph 3.
- Provide information on any transfers at undervalue by the debtor that the creditor was a party to, or is aware of, for the designated period.
  - Transfers at undervalue include all transactions, either for goods or services, for which the debtor received conspicuously less than reasonable value.
- Include all details of payments, credits or any transfers at undervalue.

Paragraph 9

Request for Information

If the proof of claim relates to an individual bankrupt, you can request to receive specific information by checking the applicable box.

Check the first box to be informed whenever the LIT reviews the bankrupt's financial situation, redetermines if they must make surplus income payments to the estate, and the new amount of these payments.

Check the second box to receive a copy of the LIT's report on the discharge of the bankrupt which includes information such as the reasons for bankruptcy, the bankrupt's conduct, performance of their required duties, and other relevant facts.

- The LIT will send a copy of the report to the creditor using the contact information provided in the **Creditor Contact Information** section.

Paragraph 10

Signature

The person completing the form must sign it and include the location and specific date (day, month, and year) they signed it.

- Signing this form binds the creditor and attests that the information is full, true and complete to the best of their knowledge.
- It is a serious offence for a creditor to include any false information or to make any false claims with the intent to defraud. The offence can result in a fine of up to $5,000, imprisonment for up to one year, or both.