

District of:
Division No. -
Court No.
Estate No.

- FORM 31 / 36 -
Proof of Claim / Proxy

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

In the matter of the bankruptcy of of the of in and the claim of _____, creditor.

I, _____, of the city of _____, a creditor in the above matter, hereby appoint the trustee identified below or _____, 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 _____ day of _____, _____, 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: _____

Grant Thornton Limited - Trustee
979 Alloy Drive
Thunder Bay ON P7B 5Z8
Phone: (807) 345-6571 Fax: (807) 346-7304

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 20(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

INSTRUCTIONS FOR COMPLETING PROOF OF CLAIM FORMS

Every creditor who does not provide his claim is not entitled to share in any distribution. Claims not completed correctly in every respect will be returned.

PROOF OF CLAIM:

1. The declaration must be completed by an individual and not by a corporation. If you are acting for a corporation or other person, you must state the capacity in which you are acting, such as, "Credit Manager", "Treasurer", "Authorized Agent", etc.
2. You must have knowledge of the circumstances connected with the claim.
3. The debtor's name and date of bankruptcy must be filed in and a **Statement of Account containing details of the claim must be attached and marked "A"**. The date of bankruptcy and the correct name of the bankrupt may be found on the Notice of First Meeting of Creditors.
4. The nature of your claim must be indicated by ticking the type of claim which applies. **TICK ONLY ONE APPROPRIATE DESCRIPTION** e.g.:

Ticking (a) Indicates your claim is unsecured.

 (1) Indicates you do not claim a right to a priority.

 (2) Indicates your claim is preferred under Section 136 of the Bankruptcy and Insolvency Act. You must set out, on an attached schedule, details to support your priority claim.

Preferred claims are wages, rent, source deductions, and possibly municipal taxes.

Ticking (b) Indicates our claim is secured and **you must insert the value at which you assess your security**. Details of each item of security you hold should be attached as a separate schedule and submitted with a copy of your chattel mortgage, conditional sales contract, etc.

Ticking (c) Indicates you are claiming under Subsection 81.2 of the Bankruptcy and Insolvency Act for an unpaid amount. You must attach a copy of sales agreement and delivery documents to support your claim.

Ticking (d) Indicates you are claiming under Section 50(13) of the Bankruptcy and Insolvency Act for a claim against a director with respect to the bankrupt corporation.

5. You must indicate (by striking out "are" or "are not") whether the creditor and the debtor are related. Section 4 of the Bankruptcy and Insolvency Act defines persons related to a bankrupt. If you are related by blood or marriage to the bankrupt, then you should consider yourself to be a related person. If the bankrupt is a corporation, you would be considered related to it if you were a shareholder or if your company was controlled by the same shareholders as the bankrupt corporation.
6. You must provide full details of all payments and credits received from or allowed to the debtor during the period indicated. **If none, so state.**
7. You must date and sign the proof of claim form and have your signature witnessed.

GENERAL PROXY:

If it is desired to appoint a proxy, the proxy form must be completed and signed by the creditor; if the creditor is a corporation, the proxy form must be signed in the corporate name and not necessarily by the individual signing the proof of claim form, and it must be witnessed.

**IF YOU HAVE ANY QUESTIONS IN COMPLETING YOUR PROOF OF CLAIM,
PLEASE WRITE OR TELEPHONE THE OFFICE OF THE TRUSTEE.**