

Proof of Claim

(Section 50.1, Subsections 65.2, 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 the proposal or the receivership) of _____ of _____ (Name of Debtor) and the claim of _____, creditor. (city and province)

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

- 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 of 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 _____, 20____, 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 of the claim.)

4. Check and complete the 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 the 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 A 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 A WAGE EARNER OF \$ _____ That I hereby make a claim under subsection 81.3(8) in the amount of \$ _____ That I hereby make a claim under subsection 81.4(8) 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 in the amount of \$ _____ That I hereby make a claim under subsection 81.6 in the amount of \$ _____

G. CLAIM AGAINST DIRECTOR \$ _____ (To be completed when a proposal calls 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, 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 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 arms length, within the 12 months) immediately before the date of 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 an individual)

- I request a copy of the report filed by the trustee regarding the bankrupt's application for discharge pursuant to 170(1) of the Act to be sent to the above address.
- If the trustee determines that there is no surplus income, I request to be informed of that determination in accordance with paragraph 68(4)(b) of the Act.
- 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 _____, 20____.

Witness

Creditor

Telephone No.: _____
Fax: No.: _____
Email address.: _____

NOTES: If an affidavit is attached, it must have been made before a person qualified to take affidavits. 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.

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.

For General Proxy and Instructions on How To Complete This Proof of Claim Please See Reverse Side of This Form

General Proxy
(Paragraphs 51(1)(e) and 66.15(3)(b) and subsection 102(2) of the Act.)

I _____ of the _____ of _____
Name of creditor *City, town, etc.* *Name of location*

a creditor in the above matter hereby appoint _____
of the _____ of _____ to be my proxy in the above matter, except as to the receipt
City, town, etc. *Name of location*
of dividends, with (or without) power to appoint another general proxy in his or her place.

Dated at _____ this _____ day of _____, 200__.

Witness

Individual Creditor

Name of Corporate Creditor

Witness

Name & Title of Signing Officer

CHECKLIST FOR PROOFS OF CLAIM

This checklist is provided to assist you in preparing the accompanying proof of claim form and, where required, proxy form in a complete and accurate manner. Please specifically check each requirement.

GENERAL

- The claim must be signed.
- 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 indicated on the proof of claim.

PARAGRAPH (1) OF THE PROOF OF CLAIM

- Creditor must state full and complete legal name of company or firm.
- If the individual completing the proof of claim is not the creditor itself, he (she) must state his (her) position or title.

PARAGRAPH (3) OF THE PROOF OF CLAIM

- A detailed statement of account must be attached.
- The statement of account must be complete.

Note:

of all credits or payments. A statement of account is not complete if it begins with an amount brought forward.

PARAGRAPH (4) OF THE PROOF OF CLAIM

Please check the appropriate box describing the nature of your claim (i.e., unsecured, claim of landlord, secured, etc.)

- Secured creditors should indicate the value of their security and provide a certified true copy of the security instrument as registered.
- A claimant pursuant to S. 81.2.(1) must provide a copy of a sales agreement or delivery documents.

PARAGRAPH (5) OF THE PROOF OF CLAIM

- All claimants must indicate if he or she is related or not to the debtor striking our "ARE" or "ARE NOT" as defined in Section 2B of the Bankruptcy Act, by striking out "ARE" or "ARE NOT".

PARAGRAPH (6) OF THE PROOF OF CLAIM

- All claimants must attach a detailed list of all payments or credits received or granted, as follows:
 - (a) with in 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 proposal, in the case where the claimant and the debtor are related.

- PROXY -

Note:

the creditors.

GENERAL

- A creditor must vote in person or by proxy
- A debtor may not be appointed a proxy for any creditor
- The Trustee may be appointed as a proxy by any creditor
- A corporation may vote by an authorized agent at a meeting of creditors.
- In order for a duly authorized person to have a right to vote he (she) must himself (herself) be a creditor or the holder of a properly executed proxy. The name of the creditor must appear on the proxy.