

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-1929528  
Estate No. 31-1929528

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

Original     Amended

IN THE MATTER OF THE BANKRUPTCY OF  
PATISSERIE MONACO INC.  
OF THE TOWN OF RICHMOND HILL  
IN THE PROVINCE OF ONTARIO

Take notice that:

1. Patisserie Monaco Inc. filed (or was deemed to have filed) an assignment on the 7th day of December 2014, and the undersigned, Collins Barrow Toronto Limited, 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 December 2014, at 3:00 PM, at the office of Collins Barrow Toronto Limited, at 700 - 11 King Street West, Toronto, ON, M5H 4C7.
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 Toronto in the Province of Ontario, this 11th day of December 2014.

Collins Barrow Toronto Limited - Trustee

Per:



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Arif Dhanani  
11 King Street W., Suite 700, Box 27  
Toronto ON M5H 4C7  
Phone: (416) 480-0160    Fax: (416) 480-2646

District of: Ontario  
 Division No. 09 - Toronto  
 Court No. 31-1929528  
 Estate No. 31-1929528

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  
 PATISSERIE MONACO INC.  
 OF THE TOWN OF RICHMOND HILL  
 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 7th day of December 2014. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration.

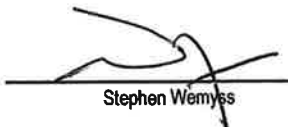
LIABILITIES (as stated and estimated by the officer)	
1. Unsecured creditors as per list "A" .....	1,972,927.47
Balance of secured claims as per list "B" .....	175,111.00
Total unsecured creditors .....	2,148,038.47
2. Secured creditors as per list "B" .....	421,250.00
3. Preferred creditors as per list "C" .....	0.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for .....	0.00
Total liabilities .....	2,569,288.47
Surplus .....	NIL

ASSETS (as stated and estimated by the officer)	
1. Inventory .....	10,000.00
2. Trade fixtures, etc. ....	0.00
3. Accounts receivable and other receivables, as per list "E"	
Good .....	85,000.00
Doubtful .....	116,000.00
Bad .....	8,000.00
Estimated to produce .....	100,000.00
4. Bills of exchange, promissory note, etc., as per list "F" .....	0.00
5. Deposits in financial institutions .....	50.00
6. Cash .....	0.00
7. Livestock .....	0.00
8. Machinery, equipment and plant .....	218,200.00
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" .....	93,000.00
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 .....	421,250.00
Deficiency .....	2,148,038.47

I, Stephen Wemyss, of the Town of Richmond Hill 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 my affairs on the 7th day of December 2014 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 Toronto in the Province of Ontario, on this 11th day of December 2014.

  
 Bryan Tannenbaum, Commissioner of Oaths  
 For the Province of Ontario  
 Expires August 8, 2016  
 Bryan Tannenbaum, a Commissioner, etc.,  
 Province of Ontario, for Collins Barrow  
 Toronto LLP, Chartered Accountants, and  
 Collins Barrow Toronto Limited, Trustee in  
 Bankruptcy. Expires August 8, 2016.

  
 Stephen Wemyss

District of: Ontario  
 Division No. 09 - Toronto  
 Court No. 31-1929528  
 Estate No. 31-1929528

FORM 78 – Continued

List "A"  
 Unsecured Creditors  
 Patisserie Monaco Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	2277362 Ontario Ltd O/A Comtrade O-0012	2481 Linwood St. Pickering ON L1X 1G6	17,125.00	0.00	17,125.00
2	A. M. Food Consulting A-0022	293 Brickstone Cir Thornhill ON L4J 6L5	1,113.97	0.00	1,113.97
3	Alanar Enterprises inc A000-11	464 Heritag Hills Blvd Mississauga ON L5R 4G3	2,133.56	0.00	2,133.56
4	Amarjit Singh 0001	1023-170 The Donway West Toronto ON M3C 2E8	0.00	136,750.00	136,750.00
5	ANY PACKAGING SERVICE LTD. A-0038	564 Grand Trunk Ave Maple ON L6A 0R4	146.90	0.00	146.90
6	Atlas Cold Storage A-0029	4545 Steeles Avenue W. North York ON M9L 1X2	1,553.75	0.00	1,553.75
7	B & M Distribution Services B-0018	431 Alden Road, Suite 17 Markham ON L3R 3L4	17,037.16	0.00	17,037.16
8	Bank of Montreal	100 King Street West Toronto ON M5X 1A3	1,138,804.00	0.00	1,138,804.00
9	Bell Canada B-004	P.O. Box 9000, Stn Don Mills North York ON M3C 2X7	1,416.82	0.00	1,416.82
10	Bentall Real Estate Services LP B-007	10 Carson Court, Suite 500 Etobicoke ON M9W 6L2	60,669.65	0.00	60,669.65
11	Blackbird Paper & Packaging B-009	1495 Bonhill Road Mississauga ON L5T 1M2	15,280.91	0.00	15,280.91
12	BMW Canada Inc.	50 Ultimate Drive Richmond Hill ON L4S 0C8	0.00	1.00	1.00
13	Brar Employment Services B-0045	9 Prada Ct Brampton ON L6P 2K1	10,160.24	0.00	10,160.24
14	Business Development Bank of Canada	3130 Hwy 7 East Markham ON L3R 5A1	126,741.74	0.00	126,741.74
15	C ON THE MOVE C-0094	1 Stockbridge Crescent, Unit B Ajax ON L1T 2H2	580.36	0.00	580.36
16	Canada Revenue Agency	Regional Intake Centre, Insolvency Ontario 451 Talbot St., PO Box 5548 London ON N6A 4R3	80,000.00	0.00	80,000.00
17	Capitalsource C-00045	400 Canarctic Drive Toronto ON M3J 2V3	3,234.07	0.00	3,234.07
18	Citibank Canada	123 Front Street West Toronto ON M5J 2M3	0.00	1.00	1.00
19	City Water International Inc. C-0111	19 Lido Road Toronto ON M9M 1M7	101.53	0.00	101.53
20	Cohen, Sabsay LLP C-0020	357 Bay Street Toronto ON M5H 2T7	6,746.19	0.00	6,746.19
21	Concord Mobile Wash Ltd. C-0050	30 Rivermede Rd. Unit 5 Concord ON L4K 3 N3	1,695.00	0.00	1,695.00
22	Coyle Corrugated Containers C-0036	5600 Finch Ave. East Scarborough ON M1B 1T1	31,769.30	0.00	31,769.30
23	Dairy Max D-0006	2726 Slough Street Mississauga ON L4T 1G3	17,980.30	0.00	17,980.30
24	DOLSON MARKETING INC D-0011	40 Dynamic Drive Scarborough ON M1V 2W2	27,977.90	0.00	27,977.90

11-Dec-2014

Date

  
 Stephen Wemyss

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FORM 78 – Continued

List "A"  
 Unsecured Creditors  
 Patisserie Monaco Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
25	Ecolab E-0019	5105 Tomken Rd. Mississauga ON L4W 2X5	252.45	0.00	252.45
26	Employees of Patisserie Monaco Inc. c/o Collins Barrow Toronto Limited	700 - 11 King Street West Toronto ON M5H 4C7	93,704.39	0.00	93,704.39
27	ENBRIDGE GAS E-0011	P.O. BOX 644 Scarborough ON M1K 5H1	1,502.34	0.00	1,502.34
28	Ernst & Young LLP E-0099	P.O. BOX 57104, Postal Stn A Toronto ON M5W 5M5	22,572.82	0.00	22,572.82
29	Far East Food Products Ltd F-001	273 Enford Rd Richmond Hill ON L4C 3E9	28,642.93	0.00	28,642.93
30	Four Star Dairy Limited F-005	5820 Kennedy Road Mississauga ON L4Z 2C3	457.89	0.00	457.89
31	Future Link Communications F-0013	4-4025 Sladeview Cr Mississauga ON L5L 5Y1	146.90	0.00	146.90
32	H.U.H IMPORTS H-002	1228 Gorham St Newmarket ON L3Y 8Z1	2,439.41	0.00	2,439.41
33	Have-A-Kar Leasing Ltd.	3145 Dufferin Street Toronto ON M6A 2S9	0.00	1.00	1.00
34	Hospitality Cleaning Services Inc H-016	55 Dundum Cresc Thornhill ON L4B 2M9	945.00	0.00	945.00
35	Intact Insurance	10 Backus Court Markham ON L3P 6V5	4,100.36	0.00	4,100.36
36	Kosmos Fillo K-006	106 Crockford Blvd Scarborough ON M7R 3C3	2,812.50	0.00	2,812.50
37	Labour Unlimited L-012	P O Box T57150C Station A Toronto ON M5W 5M5	6,804.75	0.00	6,804.75
38	LGN Imaging Supplies J-0050	Unit #1 ,165 East Beaver Creek Rd. Richmond Hill ON L4B 2N2	1,583.13	0.00	1,583.13
39	Mapleridge Mechanical Contracting Inc. M-00080	939 DILLINGHAM ROAD Pickering ON L1W 1Z7	9,122.32	0.00	9,122.32
40	MILKMAN M-013	1880 BONHILL RD. Mississauga ON L5T 1C4	17,406.40	0.00	17,406.40
41	MNP LLP	139 Northfield Drive West, Unit 3 Waterloo ON N2L 5A6	0.00	38,354.00	38,354.00
42	Newweb Company Inc. N-008	80 Tiverton Court, Suite 203 Markham ON L3R 0G4	11,936.19	0.00	11,936.19
43	Nissan Canada Finance, A Division of Nissan Canada Inc.	5290 Orbitor Drive Mississauga ON L4W 4Z5	0.00	1.00	1.00
44	Nissan Canada Financial Services Inc.	5290 Orbitor Drive Mississauga ON L4W 4Z5	0.00	1.00	1.00
45	Olympic Wholesale Co Ltd. O-002	75 Green Court Ajax ON L1S 6W9	315.67	0.00	315.67
46	Ontario Ministry of Finance 8832034161E0001	Collections Branch, Bankruptcy and Insolvency Unit 6th Floor, 33 King Street West Oshawa ON L1H 8H5	12,912.60	0.00	12,912.60
47	Opera Cafe & fine pastry Boutique O-0020	75 Pondmede Crescent Stouffville ON L4A 0E3	688.50	0.00	688.50
48	PAPAGINO FOODS INC P-002	150 Milner Ave. Scarborough ON M1S 3R3	73,788.70	0.00	73,788.70

11-Dec-2014

Date

  
 Stephen Wemys

District of: Ontario  
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FORM 78 -- Continued

List "A"  
 Unsecured Creditors  
 Patisserie Monaco Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
49	Power Stream P-0014	P.O. Box 3700 Concord ON L4K 5N2	18,558.78	0.00	18,558.78
50	Premium Solutions Inc. B-0024	4936 Yonge Street Toronto ON M2N 6S3	1,898.68	0.00	1,898.68
51	Purolator Courier Ltd P-0018	P.O. BOX 1100 Etobicoke ON M9C 5K2	70.27	0.00	70.27
52	Qzina Specialty Foods Inc Q-003	110 Woodbine Downs Blvd Toronto ON M9W 5S6	13,890.63	0.00	13,890.63
53	Reliable Food Supplies Inc. R-008	6800 Rexwood Road Mississauga ON L4V 1L8	372.03	0.00	372.03
54	Rosetown Central Refrigeration & Air Conditioning Ltd. R-00060	195 Wilkinson Road Brampton ON L6T 4X1	2,537.29	0.00	2,537.29
55	Ryder Truck Rental Canada Ltd.	700 Creditstone Road Concord ON L4K 5A5	0.00	1.00	1.00
56	Silliker, Canada Co. S-014	90 Gough Road Markham ON L3R 5V5	364.76	0.00	364.76
57	Summit Food Distribution Inc.	580 Industrial Road London ON N5V 1V1	13,524.56	0.00	13,524.56
58	Superior Trade Services Ltd. S-0029	131 Bermondsey Rd Toronto ON M4A 1X4	566.41	0.00	566.41
59	Supreme Egg products S-0041	17 Newbridge Road Etobicoke ON M8Z 2L6	18,114.20	0.00	18,114.20
60	Swish Maintenance limited S-0030	Box 3000 Peterborough ON K9J 8N4	141.25	0.00	141.25
61	Three Star Safety Cleaning Supplies T-0016	1696 St Clair Avenue W Toronto ON M6N 1J1	588.37	0.00	588.37
62	Uline U-007	60 Hereford Street Brampton ON L6Y 0N3	2,925.58	0.00	2,925.58
63	Unifiller Systeme U-006	7621 MacDonald Road Delta BC V4G 1N3	155.07	0.00	155.07
64	V.S. Mechanical Service V-011	7031 Tamar Mews Mississauga ON L5N 3S2	2,705.61	0.00	2,705.61
65	Victoria Pastries V-005	106 Crockford Blvd Scarborough ON M7R 3C3	5,970.00	0.00	5,970.00
66	VW Credit Canada Inc.	4865 Marc-Blain Street, Suite 300 St. Laurent QC H4R 3B2	0.00	1.00	1.00
67	Workplace Safety and Insurance Board 9411895	200 Front Street West Toronto ON M5V 3J1	36,140.38	0.00	36,140.38
<b>Total:</b>			<b>1,972,927.47</b>	<b>175,111.00</b>	<b>2,148,038.47</b>

11-Dec-2014

Date

  
 Stephen Wemyss

District of: Ontario  
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FORM 78 – Continued


List "B"  
 Secured Creditors

Patisserie Monaco Inc.

No.	Name of creditor	Address	Amount of claim	Particulars of security	When given	Estimated value of security	Estimated surplus from security	Balance of claim
1	Amarjit Singh 0001	1023-170 The Donway West Toronto ON M3C 2E8	332,000.00	Business Assets - Machinery - Machinery & Equipment  Cash in bank - Chequing - 5226597 - TD Bank	21-Nov-2014  21-Nov-2014	195,200.00  50.00		136,750.00
2	BMW Canada Inc.	50 Ultimate Drive Richmond Hill ON L4S 0C8	1.00	Business Assets - Machinery - Machinery & Equipment	16-Jun-2011	0.00		1.00
3	Canada Revenue Agency	Regional Intake Centre, Insolvency Ontario 451 Talbot St., PO Box 5548 London ON N6A 4R3	226,000.00	Other - SR&ED Refunds  Debts Due - Business - Accounts Receivable c/o Collins Barrow Toronto Limited  Business Assets - Stock In Trade - Inventory  Business Assets - Machinery - Machinery & Equipment	08-Dec-2014  08-Dec-2014  08-Dec-2014  08-Dec-2014	93,000.00  100,000.00  10,000.00  23,000.00		
4	Citibank Canada	123 Front Street West Toronto ON M5J 2M3	1.00	Business Assets - Machinery - Machinery & Equipment	21-Nov-2012	0.00		1.00
5	Have-A-Kar Leasing Ltd.	3145 Dufferin Street Toronto ON M6A 2S9	1.00	Business Assets - Machinery - Machinery & Equipment	10-Nov-2006	0.00		1.00
6	MNP LLP	139 Northfield Drive West, Unit 3 Waterloo ON N2L 5A6	38,354.00	Business Assets - Machinery - Machinery & Equipment	20-Nov-2014	0.00		38,354.00
7	Nissan Canada Finance, A Division of Nissan Canada Inc.	5290 Orbitor Drive Mississauga ON L4W 4Z5	1.00	Business Assets - Machinery - Machinery & Equipment	12-Feb-2013	0.00		1.00
8	Nissan Canada Financial Services Inc.	5290 Orbitor Drive Mississauga ON L4W 4Z5	1.00	Business Assets - Machinery - Machinery & Equipment	07-Mar-2014	0.00		1.00
9	Ryder Truck Rental Canada Ltd.	700 Creditstone Road Concord ON L4K 5A5	1.00	Business Assets - Machinery - Machinery & Equipment	02-Jul-2013	0.00		1.00
10	VW Credit Canada Inc.	4865 Marc-Blain Street, Suite 300 St. Laurent QC H4R 3B2	1.00	Business Assets - Machinery - Machinery & Equipment	21-Feb-2012	0.00		1.00
<b>Total:</b>			<b>596,361.00</b>			<b>421,250.00</b>	<b>0.00</b>	<b>175,111.00</b>

11-Dec-2014

Date

  
 Stephen Wemyss

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-1929528  
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FORM 78 – Continued

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

Patisserie Monaco Inc.

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

11-Dec-2014

Date

  
Stephen Wemyss

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-1929528  
Estate No. 31-1929528

FORM 78 – Continued

List "D"  
Contingent or Other Liabilities

Patisserie Monaco Inc.

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		

11-Dec-2014

Date

  
Stephen Wemyss



District of: Ontario  
 Division No. 09 - Toronto  
 Court No. 31-1929528  
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FORM 78 – Continued

List "E"  
 Debts Due to the Bankrupt  
 Patisserie Monaco Inc.

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	Accounts Receivable c/o Collins Barrow Toronto Limited	11 King Street West, Suite 700 Toronto ON M5H 4C7	Trade Accounts Receivable	85,000.00 116,000.00 8,000.00		08-Dec-2014	100,000.00	None
Total:				85,000.00 116,000.00 8,000.00			100,000.00	

11-Dec-2014

Date

  
 Stephen Wernys

District of: Ontario  
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FORM 78 - Continued

List "F"


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

Patisserie Monaco Inc.

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	

11-Dec-2014

Date

  
Stephen Wemyss

District of: Ontario  
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Court No. 31-1929528  
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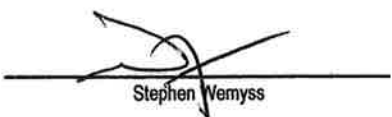
FORM 78 -- Continued

List "G"  
Real Property or Immovables Owned by Bankrupt  
Patisserie Monaco Inc.

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

11-Dec-2014

Date

  
Stephen Wemyss

District of: Ontario  
 Division No. 09 - Toronto  
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FORM 78 – Concluded

List "H"  
 Property


Patisserie Monaco Inc.

FULL STATEMENT OF PROPERTY

Nature of property	Location	Details of property	Original cost	Estimated to produce
(a) Stock-in-trade	25A East Pearce Street	Inventory	0.00	10,000.00
(b) Trade fixtures, etc.			0.00	0.00
(c) Cash in financial institutions	TD Bank 2428 Eglinton Avenue East Scarborough ON M1K 2P7	5226597	50.00	50.00
(d) Cash on hand			0.00	0.00
(e) Livestock			0.00	0.00
(f) Machinery, equipment and plant	25A East Pearce Street	Machinery & Equipment	0.00	218,200.00
(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		SR&ED Refunds	0.00	93,000.00
			<b>Total:</b>	<b>321,250.00</b>

11-Dec-2014

Date

  
 Stephen Wemyss

Court No. 31-1929528

Estate No. 31-1929528

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IN THE MATTER OF THE BANKRUPTCY OF  
PATISSERIE MONACO INC.  
OF THE TOWN OF RICHMOND HILL  
IN THE PROVINCE OF ONTARIO

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Form 78 (Bill C-12)  
Statement of affairs (Business bankruptcy)

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Collins Barrow Toronto Limited - Trustee

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11 King Street W., Suite 700, Box 27  
Toronto ON M5H 4C7  
Phone: (416) 480-0160 Fax: (416) 480-2646

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-1929528  
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FORM 31  
Proof of Claim  
(Sections 50.1, 81.5, 81.6, Subsections 65.2(4), 81.2(1), 81.3(8), 81.4(8), 102(2), 124(2), 128(1),  
and Paragraphs 51(1)(e) and 66.14(b) of the Act)

IN THE MATTER OF THE BANKRUPTCY OF  
PATISSERIE MONACO INC.  
OF THE TOWN OF RICHMOND HILL  
IN THE PROVINCE OF ONTARIO

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

\_\_\_\_\_  
\_\_\_\_\_

In the matter of the bankruptcy of Patisserie Monaco Inc. of the Town of Richmond Hill in the Province of Ontario and the claim of \_\_\_\_\_, creditor.

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 7th day of December 2014, 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 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

\_\_\_\_\_  
Creditor

Phone Number: \_\_\_\_\_  
Fax Number : \_\_\_\_\_  
E-mail 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 20(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-1929528  
Estate No. 31-1929528

FORM 36  
Proxy  
(Subsection 102(2) and paragraphs 51(1)(e) and 66.15(3)(b) of the Act)

IN THE MATTER OF THE BANKRUPTCY OF  
PATISSERIE MONACO INC.  
OF THE TOWN OF RICHMOND HILL  
IN THE PROVINCE OF ONTARIO

I, \_\_\_\_\_, 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.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Individual Creditor

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Name of Corporate Creditor

Per \_\_\_\_\_  
Name and Title of Signing Officer

Return To:

Collins Barrow Toronto Limited - Trustee

\_\_\_\_\_  
11 King Street W., Suite 700, Box 27  
Toronto ON M5H 4C7  
Phone: (416) 480-0160 Fax: (416) 480-2646



## Instructions to Creditors

### General

Creditors are required to file their claims with the Trustee prior to the time appointed for the meeting of creditors in order to be eligible to vote.

The proper name of the claimant and its complete address, to which all notices or correspondence are to be forwarded, must be shown.

The proof of claim form must be completed by a person, not by a corporation. The person completing the proof of claim form on behalf of a corporation shall indicate his official capacity, such as "Credit Manager", "Secretary", "Authorized Agent", etc.

All sections of the proof of claim must be completed. Any non-applicable wording should be crossed out.

The signature of the creditor or declarant on the claim must be witnessed.

### Paragraph 3

Insert the total amount owed and attach supporting documentation which agrees to the amount owed. The supporting documentation can be in the form of an invoice or a detailed statement of account which shows 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 payment. A statement of account is not complete if it begins with an amount brought forward.

### Paragraph 4

Complete the subsection(s) that applies depending on the nature of your claim. Strike out those subsections which do not apply. For example, trade creditors complete subsection A and secured creditors complete subsection C. In subsection A, the total amount of your unsecured claim is inserted in the first space, and the portions claimed as priority versus no priority are split out in the following two spaces. The priority under section 136 of the Act referred to in subsection A may include the claims of employees of the bankrupt for wage arrears, commissions or expenses; a landlord for rent arrears and acceleration rent, if included in the lease; municipalities, if their claims are not a charge against title; and departments of federal and provincial governments.

All Secured Creditors must attach to their proofs of claim, a certified true copy of their security documents and details of registration.

### Paragraph 5

All claimants must indicate whether or not they are related to the debtor, as defined by The Bankruptcy & Insolvency Act, by striking out "AM" or "AM NOT" and "HAVE" or "HAVE 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 proposal, in the case where the claimant and the debtor are related.

### Voting/Proxy

Any unsecured creditor may vote in person or by proxy, but when a proxy is attending the meeting, he must be so appointed by the creditor. When the creditor is a corporation, the person attending the meeting of the creditors, including the declarant, must be appointed proxy by an officer of the corporation having status to make such an appointment.

### Note

Section 201(1) of The Bankruptcy & Insolvency Act states: "Where a creditor, or a person claiming to be a creditor, in any proceedings under this Act, willfully and with intent to defraud makes any false claim or any proof, declaration or statement of account that is untrue in any material particular, the creditor or person is guilty of an offence punishable on summary conviction and is liable to a fine not exceeding five thousand dollars, or to imprisonment for a term not exceeding one year, or to both."

Please return your completed proof of claim form and proxy to:

Collins Barrow Toronto Limited  
11 King Street West, Suite 700, P.O. Box 27  
Toronto, ON M5H 4C7

Attention: Donna Nishimura

Fax: (416) 480-2646 / Email: [dmnishimura@collinsbarrow.com](mailto:dmnishimura@collinsbarrow.com)