

District of: British Columbia  
Division No. 03 - Vancouver  
Court No.  
Estate No. 11-3121084

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

☒ Original ☐ Amended


In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
Crowe MacKay & Company Ltd., Trustee

Take notice that:

1. Modco Pacific Manufacturing Ltd. filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against Modco Pacific Manufacturing Ltd.) on the 27th day of August 2024 and the undersigned, Crowe MacKay & Company Ltd., 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 September 2024 at 10:00 AM at By video conference or (For an invite, contact Sarah Sabbagh at sarah.sabbagh@crowemackay.ca).
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 Vancouver in the Province of British Columbia, this 28th day of August 2024.

Crowe MacKay & Company Ltd. - Licensed Insolvency Trustee  
Per:

  
Jonathan McNair - Licensed Insolvency Trustee  
1100 - 1177 West Hastings Street  
Vancouver BC V6E 4T5  
Phone: (604) 689-3928 Fax: (604) 687-5617

District of: British Columbia  
Division No. 03 - Vancouver  
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  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia

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 August 2024. 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" .....	348,409.03
Balance of secured claims as per list "B" .....	0.00
Total unsecured creditors .....	348,409.03
2. Secured creditors as per list "B" .....	43,179.92
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 .....	1.00
Total liabilities .....	391,589.95
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 .....	0.00
Doubtful .....	28,168.35
Bad .....	0.00
Estimated to produce .....	28,000.00
4. Bills of exchange, promissory note, etc., as per list "F" ..	0.00
5. Deposits in financial institutions .....	0.00
6. Cash .....	131,472.00
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" .....	0.00

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 .....	159,472.00
Deficiency .....	232,117.95

I, Ryan Jon Wilkes, of the District Municipality of Squamish in the Province of British Columbia, 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 26th day of August 2024 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 Ryan Jon Wilkes stated as being located in the City of Squamish in the Province of British Columbia before me at the City of Vancouver in the Province of British Columbia, on this 27th day of August 2024 in accordance with provincial Regulation on Administering Oath or Declaration Remotely.



Jonathan McNair, Commissioner for Taking Affidavits  
For the Province of British Columbia  
Expires June 30, 2027



Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 -- Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia

List "A"  
Unsecured Creditors

Modco Pacific Manufacturing Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	Adrian van Lidth de Jeude & Kristina Calli	820 Grafton Road Bowen Island BC V0N 1G2	1.00	0.00	1.00
2	Alexia Perotta-Egan	301 - 38050 Loggers Lane Squamish BC V8B 0Z9	1.00	0.00	1.00
3	Alliance Truss Ltd.	890 Riverside Road Abbotsford BC V2S 7P6	3,162.50	0.00	3,162.50
4	Arne Mooers & Georgia Pomaki	7-1285 Harwood St. Vancouver BC V6E 1S5	1.00	0.00	1.00
5	Arturo Sanchez Alvarez	PO Box 1343, Garibaldi Highlands Squamish BC V0N 1T0	1.00	0.00	1.00
6	BC Hydro	333 Dunsmuir? St Vancouver BC V6B 5R3	1,129.13	0.00	1,129.13
7	Bennett Land Surveying Ltd	275 Fell Ave #201 North Vancouver BC V7P 3R5	2,919.00	0.00	2,919.00
8	Carson Custom Manufacturing LTD	38148 Lombardy Cres Squamish BC V8B 0X3	160.16	0.00	160.16
9	CES City Electric Supply	10 PERDUE COURT UNIT 6 Caledon ON L7C 3M6	6,829.72	0.00	6,829.72
10	Cloverdale Paint	400 - 2630 Croydon Drive Surrey BC V3Z 6T3	1,896.05	0.00	1,896.05
11	Cormorant Marine	357 Cardena Drive Bowen Island BC V0N 1G1	1,968.76	0.00	1,968.76
12	CRA - GST/HST - Vancouver Attn: Pacific Insolvency Intake Centre	Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1	17,457.55	0.00	17,457.55
13	Craig B Elkins	1802 Garden Place Squamish BC V8B 0B2	1.00	0.00	1.00
14	Dicks Lumber	2580 Gilmore Avenue Burnaby BC V5C 4T5	3,453.11	0.00	3,453.11
15	Doug Bush Survey Services Ltd.	18-1370 Alpha Lake Road Whistler BC V8E 0H9	1,081.50	0.00	1,081.50
16	Emco Corporation	19066 95A AVENUE Surrey BC V4N 4P2	2,080.74	0.00	2,080.74
17	Fisher Coating	Box 2340 Garibaldi Highlands Squamish BC V0N 1T0	5,376.34	0.00	5,376.34
18	Frontera Geotechnical	1-38920 Queens Way Squamish BC V8B 0K8	3,412.50	0.00	3,412.50
19	Gescan	10449 120th Street Surrey BC V3V 4G4	2,382.33	0.00	2,382.33
20	GFL Environmental Inc	PO BOX 150 Concord ON L4K 1B2	981.82	0.00	981.82
21	Greer Spray Foam Ltd.	6955 Buller Ave Burnaby BC V5J 4S1	15,044.40	0.00	15,044.40
22	Home Depot	PO Box 4610 Station "A" Toronto ON M5W 4Z6	3,825.86	0.00	3,825.86

27-Aug-2024

Date

*R Wilkes*

Ryan Jon Wilkes

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FORM 78 – Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia

List "A"  
Unsecured Creditors

Modco Pacific Manufacturing Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
23	Intertek	P.O. Box 11728 Succ. Centre-ville Montreal QC H3C 6P7	3,129.32	0.00	3,129.32
24	Jacob T Murray	41551 Rod Road Brackendale BC V0N 1H0	1.00	0.00	1.00
25	James Wright	41155 Rockridge Place Squamish BC V8B 0P6	1.00	0.00	1.00
26	Joe's Fireplace Products Ltd.	105 - 1121 Commercial Place Squamish BC V8B 0A5	3,077.77	0.00	3,077.77
27	Johann Urbano	17 - 1500 Judd Road Brackendale BC V0N 1H0	1.00	0.00	1.00
28	Joyce de Ruiter	36508 Cardiff Place Abbotsford BC V3G 3G4	1.00	0.00	1.00
29	Justin R Stuart	38724 Britannia Avenue Squamish BC V8B 0A8	1.00	0.00	1.00
30	Keith Tolhurst & Claire Sandham	2734 W 5th Ave Vancouver BC V6K 1T4	1.00	0.00	1.00
31	Kelar Homes LTD	1991 Cassiar St Vancouver BC V5M 1L7	7,029.75	0.00	7,029.75
32	Kent Bittorf & Jane Diner	281 Ormsby East Rd NW Edmonton AB T5T 5X6	1.00	0.00	1.00
33	Kontur Geotechnical Consultants Inc.	107-2071 Kingsway Avenue Port Coquitlam BC V3C 6N2	436.80	0.00	436.80
34	Kyle Gaeton	38012 3rd Avenue Squamish BC V8B 0C3	1.00	0.00	1.00
35	Layla M Zavaglia	38861 Buckley Avenue Squamish BC V8B 0C9	1.00	0.00	1.00
36	Leah Smith	1554 Arrowhead Road Squamish BC V8B 0A1	1.00	0.00	1.00
37	Linnea Voss	1045 Finch Dr Squamish BC V8B 0H3	1.00	0.00	1.00
38	Luis Frias	Box 1343, Garibaldi Highlands Squamish BC V0N 1T0	1.00	0.00	1.00
39	Mamquam Adventures Inc	Suite 200, 215 Lawrence Ave Kelowna BC V1Y 6L2	1.00	0.00	1.00
40	Martin Kos	9385 Siesta Rd Idabel Lake BC V0E 2G0	1.00	0.00	1.00
41	McElhanney	200 - 858 Beatty Street Vancouver BC V6B 1C1	987.00	0.00	987.00
42	Mercury Transport Inc.	UNIT #5 - 6695 NELSON AVENUE West Vancouver BC V7W 2B2	2,084.26	0.00	2,084.26
43	Modem Door	Unit 1 - 7045 Field St Powell River BC V8A 0A1	4,135.75	0.00	4,135.75
44	Mohammed Saad Zaibout	301 - 1212 Main Street Squamish BC V8B 0S1	1.00	0.00	1.00

27-Aug-2024

Date

*RWilkes*

Ryan Jon Wilkes

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FORM 78 – Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia

List "A"  
Unsecured Creditors

Modco Pacific Manufacturing Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
45	Optimus Prime	PO 649 Brackendale BC V0N 1H0	3,947.37	0.00	3,947.37
46	Pacific Rim Sundecks	#103 - 1515 Barrow Street North Vancouver BC V7J 1B7	3,500.00	0.00	3,500.00
47	Pacific West Systems	20109 Logan Ave. Langley BC V3A 4L5	4,916.99	0.00	4,916.99
48	Partition Systems	1647 - 70 Ave Edmonton BC T6P 1N5	1,527.12	0.00	1,527.12
49	Pemberton Backhoe Service	59 Mills Road Courtenay BC V9N 9L3	826.88	0.00	826.88
50	RAFT Consulting Ltd	2025 Willingdon Ave, Suite 900 Burnaby BC V5C 0J3	8,494.70	0.00	8,494.70
51	Ron Wilson	207 Narvaez Bay Rd Saturna BC V0N 2Y0	24,703.00	0.00	24,703.00
52	Rona Inc.	220 CHEMIN DU TREMBLAY Boucherville QC J4B 7H8	22,647.16	0.00	22,647.16
53	Royal Bank of Canada - CEBA Loan	38100 2nd Avenue Squamish BC V8B 0C4	60,400.97	0.00	60,400.97
54	Ryzuk Geotechnical	#6-40 Cadillac Avenue Victoria BC V8Z 1T2	6,641.96	0.00	6,641.96
55	Sea to Sky Painting Ltd.	PO Box 2325 Squamish BC V8B 0A7	1,250.00	0.00	1,250.00
56	Sitka Home Energy Solutions	38116 Chestnut Avenue Squamish BC V8B 0X6	6,090.00	0.00	6,090.00
57	Standard Building Supplies Ltd.	4925 Still Creek Avenue Burnaby BC V5C 5V1	22,427.61	0.00	22,427.61
58	Surface Exteriors Ltd	#312 - 1201 Commercial Way Squamish BC V8B 0V1	1,697.47	0.00	1,697.47
59	Tandem Innovation Group	205-2055 Commercial Drive Vancouver BC V5N 0C7	2,835.00	0.00	2,835.00
60	Tech-First Advisory Ltd	13738 - 58 Avenue Surrey BC V3X 3J1	48,445.25	0.00	48,445.25
61	Triton	1003 Industrial Way Squamish BC V8B 0H1	238.96	0.00	238.96
62	Valley Geotechnical	15 - 20279 - 97 Avenue Langley BC V1M 4B9	1,556.63	0.00	1,556.63
63	Victor G Wylie	#59 - 40157 Government Road, Garibaldi Highlands Squamish BC V0N 1T0	1.00	0.00	1.00
64	West Home Engineering Inc.	4174 Rose Crescent West Vancouver BC V7V 2N8	11,529.00	0.00	11,529.00
65	Western Technical Systems Inc	305-1201 Commercial Way Squamish BC V8B 0V1	8,122.95	0.00	8,122.95
66	Wey Mayenburg	4-2227 James White Boulevard Sidney BC V8L 1Z5	3,858.75	0.00	3,858.75

27-Aug-2024

Date

*R Wilkes*

Ryan Jon Wilkes

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FORM 78 – Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "A"  
Unsecured Creditors  
Modco Pacific Manufacturing Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
67	Whistler Courier & Freight	PO Box 2786, Garibaldi Heights Squamish BC V0N 1T0	815.68	0.00	815.68
68	William L Boyar	1138 Wilson Cres, Box 1545 Squamish BC V8B 0B1	1.00	0.00	1.00
69	WorksafeBC	PO Box 5350 Stn Terminal Vancouver BC V6B 5L5	7,870.46	0.00	7,870.46
70	WorkSafeBC - Collections Department	PO Box 5350 Stn. Terminal Vancouver BC V6B 5L5	1.00	0.00	1.00
Total:			348,409.03	0.00	348,409.03

27-Aug-2024

Date

Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 -- Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "B"  
Secured Creditors

Modco Pacific Manufacturing 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
1	Royal Bank of Canada - EDC BCAP Loan	38100 2nd Avenue Squamish BC V8B 0C4	35,416.77	Debts Due - Business - Accounts Receivable Cash on Hand - Cash Cash on Hand - Estimated auction proceeds	08-Apr-2020 08-Apr-2020 08-Apr-2020	28,000.00 7,416.77 0.00		
2	Royal Bank of Canada - Mastercard	38100 2nd Avenue Squamish BC V8B 0C4	7,763.15	Cash on Hand - Cash Debts Due - Business - Accounts Receivable Cash on Hand - Estimated auction proceeds	08-Apr-2020 08-Apr-2020 08-Apr-2020	7,763.15 0.00 0.00	36,292.08  80,000.00	
Total:			43,179.92			43,179.92	116,292.08	0.00

27-Aug-2024

Date

*R Wilkes*

Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 – Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "C"  
Preferred Creditors for Wages, Rent, etc.

Modco Pacific Manufacturing 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-Aug-2024

Date

*RWilkes*

Ryan Jon Wilkes



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FORM 78 -- Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "D"  
Contingent or Other Liabilities

Modco Pacific Manufacturing 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
1	CRA - Tax - Pacific Source Deductions	Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1	1.00	1.00		Deemed Trust Claim
Total:			1.00	1.00		

27-Aug-2024

Date

*R Wilkes*

Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 - Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "E"  
Debts Due to the Bankrupt  
Modco Pacific Manufacturing 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	Accounts Receivable	Squamish BC	Accounts Receivable	0.00 28,168.35 0.00		20-Aug-2024	28,000.00	
Total:				0.00 28,168.35 0.00			28,000.00	

27-Aug-2024

Date

*R Wilkes*

Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 -- Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "F"

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

Modco Pacific Manufacturing 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-Aug-2024

Date

*RWilkes*

Ryan Jon Wilkes

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FORM 78 -- Continued

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "G"  
Real Property or Immovables Owned by Bankrupt  
Modco Pacific Manufacturing 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-Aug-2024

Date

*RWilkes*

Ryan Jon Wilkes

District of: British Columbia  
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FORM 78 – Concluded

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
List "H"  
Property

Modco Pacific Manufacturing 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	51,472.00	51,472.00
		Cash on hand	80,000.00	80,000.00
(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			0.00	0.00
			Total:	131,472.00

27-Aug-2024

Date

*RWilkes*

Ryan Jon Wilkes

District of: British Columbia  
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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  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
Crowe MacKay & Company Ltd., Trustee

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

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

In the matter of the bankruptcy of Modco Pacific Manufacturing Ltd. of the District Municipality of Squamish in the Province of British Columbia 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 27th day of August 2024, 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.)

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FORM 31 — Concluded

In the Matter of the Bankruptcy of  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
Crowe MacKay & Company Ltd., Trustee

- ☐ 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 201(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

District of: British Columbia  
Division No. 03 - Vancouver  
Court No.  
Estate No. 11-3121084

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  
Modco Pacific Manufacturing Ltd.  
of the District Municipality of Squamish, in the Province of British Columbia  
Crowe MacKay & Company Ltd., Trustee

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:

Crowe MacKay & Company Ltd. - Licensed Insolvency Trustee

\_\_\_\_\_  
1100 - 1177 West Hastings Street  
Vancouver BC V6E 4T5  
Fax: (604) 687-5617  
E-mail: trustee@crowemackay.ca



## **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.

### **PROOF OF CLAIM**

- ▶ The signature of a witness is required;
- ▶ The claim must be signed personally by the individuals;
- ▶ If the creditor is a corporation, the full and complete legal name of the company or firm must be stated;
- ▶ Give the complete address, including postal code, where all notices or correspondence is to be forwarded, the name of the person to contact, the phone number and fax number.

### **PARAGRAPH 1**

- ▶ Please state your name, city of residence, and if you are completing the declaration for a corporation or another person, your position or title.

### **PARAGRAPH 3**

- ▶ State the date of bankruptcy, proposal of receivership and the amount of your claim;
- ▶ A detailed statement of account must be attached and must show the date, number and amount of all the invoices, charged credits or payments;
- ▶ A statement of account is not complete if it begins with an amount brought forward;
- ▶ The amount of the statement of account must agree with the amount claimed on the proof of claim.

### **PARAGRAPH 4**

- ▶ An ordinary creditor must check subparagraph A. A preferred creditor must set out on an attached schedule the particulars of your priority;
- ▶ A secured creditor must check subparagraph C. You must insert the value at which you assess each of your securities and provide a certified true copy of the security documents as registered.

### **PARAGRAPH 5**

Strike out “are” or “are not” as applicable to you. You would be considered a related person if:

- ▶ You are related to blood or marriage to the debtor;
- ▶ If the debtor is a corporation and you were a shareholder or if your company was controlled by the same shareholders as the debtor corporation.

### **PARAGRAPH 6**

All creditors must attach a detailed list of all payments or credits received or granted, as follows:

- ▶ Within the 3 months preceding the bankruptcy or proposal, if the creditor and the debtor are not related;
- ▶ Within 12 months preceding the bankruptcy or proposal, if the creditor and debtor are related.

In the case of an individual’s bankruptcy only, you may request some or all of the items stated after paragraph 6.

### **GENERAL PROXY**

A creditor may appoint a proxy by completing the proxy form, if the creditor is a corporation, the proxy form must be completed in the corporate name and signature witness.

### **NOTES**

- ▶ Only creditors who have filed claims in the proper manner before the time appointed for the meeting of creditors are entitled to vote;
- ▶ A creditor may vote either in person or by proxy;
- ▶ A debtor may not be appointed a proxy at any meeting of his creditors;
- ▶ The trustee may be appointed as a proxy to for any creditors;
- ▶ A corporation may vote by an authorized agent at the meeting of creditors;
- ▶ In order to have the right to vote, a person must himself be a creditor or be the holder of a property executed proxy showing the name of the creditor;
- ▶ Only creditors who filed claims in the proper form with the trustee are entitled to share in any distribution that may be made.