

District of: Ontario
Division No. 08 - Kitchener
Court No. 35-2456594
Estate No. 35-2456594

FORM 68
Notice of Bankruptcy, First Meeting of Creditors
(Subsection 102(1) of the Act)

Original Amended

In the matter of the bankruptcy of
1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant
of the City of Kitchener, in the Region of Waterloo
in the Province of Ontario

Take notice that:

1. 1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant filed (or was deemed to have filed) an assignment on the 19th day of December 2018, and the undersigned, MNP Ltd., was appointed as trustee of the estate of the bankrupts 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 bankrupts will be held on the 3rd day of January 2019, at 11:00 AM, at the office of MNP LLP, at 3-139 Northfield Drive West, Waterloo, ON, N2L 5A6.
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 bankrupts in order to share in any distribution of the proceeds realized from the estate.

Dated at the City of London in the Province of Ontario, this 19th day of December 2018.

MNP Ltd. - Licensed Insolvency Trustee
1002-148 Fullarton Street
London ON N6A 5P3
Phone: (519) 964-2200 Fax: (519) 964-2210

District of: Ontario
 Division No. 08 - Kitchener
 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
 1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant
 of the City of Kitchener, in the Region of Waterloo
 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 13th day of December 2018. 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) | | ASSETS (as stated and estimated by the officer) | |
|-----------------------------------------------------------------------------------------------------------|--------------|------------------------------------------------------------------|--------------|
| 1. Unsecured creditors as per list "A" | 1,297,690.00 | 1. Inventory | 0.00 |
| Balance of secured claims as per list "B" | 0.00 | 2. Trade fixtures, etc. | 0.00 |
| Total unsecured creditors | 1,297,690.00 | 3. Accounts receivable and other receivables, as per list "E" | |
| 2. Secured creditors as per list "B" | 0.00 | Good | 0.00 |
| 3. Preferred creditors as per list "C" | 0.00 | Doubtful | 0.00 |
| 4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for | 0.00 | Bad | 0.00 |
| Total liabilities | 1,297,690.00 | Estimated to produce | 0.00 |
| Surplus | NIL | 4. Bills of exchange, promissory note, etc., as per list "F" ... | 0.00 |
| | | 5. Deposits in financial institutions | 0.00 |
| | | 6. Cash | 0.00 |
| | | 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, RRIFFs, 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 | 0.00 |
| | | Deficiency | 1,297,690.00 |

I, Bill Gianoullas, President, of the City of Kitchener 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 13th day of December 2018 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 Kitchener in the Province of Ontario, on this 13th day of December 2018.



Rob Smith, Commissioner of Oaths
 For the Province of Ontario
 Expires August 4, 2020



Bill Gianoullas, President

Creditor Mailing List

In the matter of the bankruptcy of
1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant
of the City of Kitchener, in the Region of Waterloo
in the Province of Ontario

| Creditor Type | Name | Attention | Address | Claim \$ |
|---------------|----------------------------------------|-------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| Unsecured | 1124338 Ontario Inc. | | 87 Bayne Crescent Cambridge ON N1T 1C9 | 160,000.00 |
| | Citron Hygiene | | 555 Alden Road Markham ON L3R 3L5 | 5,832.00 |
| | CRA - Tax - Ontario | | 870861101 RP0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (866) 229-0839 cra-arc_tax-fisc_ins_t-f_g@cra-arc.gc.ca | 111,555.00 |
| | CRA - Tax - Ontario | | 870861101 RT0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (866) 229-0839 cra-arc_tax-fisc_ins_t-f_g@cra-arc.gc.ca | 815,980.00 |
| | CRA - Tax - Ontario | | 870861101 RC0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (866) 229-0839 cra-arc_tax-fisc_ins_t-f_g@cra-arc.gc.ca | 88,648.00 |
| | EHT Ontario Employer Health Tax | Insolvency Unit | PO Box 627 6th Floor 33 King Street West Oshawa ON L1H 8H5 Fax: (905) 436-4524 | 4,321.00 |
| | Flanagan Foodservice Inc. | Bonnie Berndt | 100 Sasaga Drive Kitchener ON N2C 2G7 Fax: (519) 748-5153 bonnie.berndt@flanagan.ca | 33,314.00 |
| | Molok North America Ltd. | | 152 Harry Bye Blvd. P.O. Box 693 Mount Forest ON N0G 2L0 | 1,040.00 |
| | Sysco Food Services of Central Ontario | Laurie Gilders | 65 Elmdale Rd PO Box 6000 Peterborough ON K9J 7B1 Fax: (705) 748-0025 gilders.lori@ont.sysco.com | 50,000.00 |
| | Workplace Safety and Insurance Board | c/o Collection Services | 200 Front St W Toronto ON M5V 3J1 Fax: (905) 521-4203 | 27,000.00 |

District of: Ontario
Division No. 08 - Kitchener
Court No. 35-2456594
Estate No. 35-2456594

FORM 31 / 36
Proof of Claim / Proxy
In the matter of the bankruptcy of
1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant
of the City of Kitchener, in the Region of Waterloo
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 1581752 Ontario Inc. o/a Fireside Deli and Family Restaurant of the City of Kitchener 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 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 19th day of December 2018, 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: _____

MNP Ltd. - Licensed Insolvency Trustee
1002-148 Fullarton Street
London ON N6A 5P3
Phone: (519) 964-2200 Fax: (519) 964-2210
E-mail: london.reception@mnp.ca

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.

CHECKLIST TO ASSIST IN COMPLETING PROOF OF CLAIM

General

The *signature of a witness* is required.

This document *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.

#1- Creditor must state full and complete legal name of company or firm.

If the individual completing the proof of claim is not the creditor himself, he must state his position or title.

#3- The statement of account must be complete.

A *detailed statement of account of the last three months* must be attached to the proof of claim and *must* show 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 payments.

#4- Please *strike out* those phrases that do not apply.

- A. An unsecured creditor must indicate whether he does or does not claim a right to a priority. A schedule must be attached to support priority claims.
- B. If you are filing as a secured creditor, a certified copy of the security documents must be attached to the proof of claim.
- C. If making a claim as a farmer, fisherman or aquaculturist, attach a copy of sales agreement and delivery documents.

#5- All claimants must indicate if they *are or are not related* to the debtor, as defined in Section 4 of the Bankrupt Act, by striking out "*are*" or "*are not*". If you are related by blood or marriage to the debtor, you should consider yourself to be a related person. If the bankrupt is a corporation, you would be considered to be related to it if you were a shareholder or if your company was controlled by the same shareholders as the bankrupt corporation.

#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 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

All signatures must be witnessed.

A creditor may vote either in person or by proxy

A debtor may not be appointed a proxy to vote at any meeting of his creditors.

The trustee may be appointed as a proxy for any creditor.

In order for a duly authorized person to have a right to vote he must himself be a creditor or be holder of a property executed proxy. The name of the creditor must appear in the proxy.