

2019 01 G *6327*  
IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION

IN BANKRUPTCY AND INSOLVENCY

BETWEEN: **BANK OF MONTREAL**

APPLICANT

AND: **W. D. KENNY GRANITE COMPANY, INC.**

RESPONDENT

**BANKRUPTCY ORDER**

BEFORE THE HONOURABLE *Mr.* JUSTICE *Adams* :

UPON the Application of Bank of Montreal for a Bankruptcy Order with respect to W. D. Kenny Granite Company, Inc.;

AND UPON READING the Affidavit of Andrew Rygh dated September 26, 2019;

AND UPON HEARING Geoffrey Spencer, counsel for the Applicant;

AND UPON IT APPEARING that the debts owing to Bank of Montreal amount to at least \$1000.00;

AND UPON IT APPEARING to the Court that the following act of bankruptcy has been committed by W.D. Kenny Granite Company, Inc., namely:

- a. W. D. Kenny Granite Company, Inc., within the six months preceding the date of filing of the Application for a Bankruptcy Order, has failed to meet its liabilities generally as they become due.

AND UPON IT APPEARING that MNP Ltd., has consented to act as Trustee in Bankruptcy of W. D. Kenny Granite Company, Inc.;

IT IS HEREBY ORDERED:

1. THAT the said W. D. Kenny Granite Company, Inc., a Newfoundland and Labrador corporation, with a registered office at 1204 Topsail Road, Mount Pearl, Newfoundland and Labrador, A1N 5E8, be and is hereby adjudged bankrupt, and a Bankruptcy Order is hereby made against W. D. Kenny Granite Company, Inc.; and
2. THAT MNP Ltd., be and is hereby appointed Trustee of the Estate of the said Bankrupt;

DATED at St. John's in the Province of Newfoundland and Labrador this 18<sup>th</sup> day of November 2019.

Deputy Randa Taylor  
REGISTRAR OF BANKRUPTCY 