

District of: Ontario  
Division No. 09 - Toronto  
Court No. 31-2131099  
Estate No. 31-2131099

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

Original  Amended

In the matter of the bankruptcy of  
Ore Construction Ltd.  
of the city of Toronto, in the Province of Ontario

Take notice that:

1. Ore Construction Ltd. filed an assignment on the 3rd day of June 2016, and the undersigned, Albert Gelman Inc., was appointed as trustee of the estate of the bankrupt by the official receiver, 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 21st day of June 2016, at 3:00 PM, at the office of Office of the Superintendent of Bankruptcy, at 25 St. Clair Ave E, 6th Floor, Toronto, ON, M4T 1M2.
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.

Additional Information:

The Trustee requests that proof of claim forms be submitted to the Trustee by email at [pbrown@albertgelman.com](mailto:pbrown@albertgelman.com).

Dated at the city of Toronto in the Province of Ontario, this 6th day of June 2016.

Albert Gelman Inc.

Per:



Bryan Gelman - Licensed Insolvency Trustee  
100 Simcoe Street, Suite 125  
Toronto ON M5H 3G2  
Phone: (416) 504-1650 Fax: (416) 504-1655

District of:  
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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  
 Ore Construction Ltd.  
 of the city of Toronto, 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 3rd day of June 2016. 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. Inventory .....
2,068,979.84	0.00
Balance of secured claims as per list "B" .....	2. Trade fixtures, etc. ....
0.00	0.00
Total unsecured creditors .....	3. Accounts receivable and other receivables, as per list "E"
2,068,979.84	Good .....
2. Secured creditors as per list "B" .....	287,821.73
0.00	Doubtful .....
3. Preferred creditors as per list "C" .....	0.00
2,001.00	Bad .....
4. Contingent, trust claims or other liabilities as per list "D"	5,000.00
estimated to be reclaimable for .....	Estimated to produce .....
2,740.40	1.00
Total liabilities .....	4. Bills of exchange, promissory note, etc., as per list "F" ...
2,073,721.24	0.00
Surplus .....	5. Deposits in financial institutions .....
NIL	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, 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 .....
	1.00
	Deficiency .....
	2,073,720.24

I, Isaac Gabay, of the city of Toronto 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 3rd day of June 2016 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 3rd day of June 2016.

  
 Bryan Gelman, Commissioner of Oaths  
 For the Province of Ontario  
 Expires Feb. 17, 2017

  
 Isaac Gabay

Bryan Adam Gelman, a Commissioner, etc.,  
 Province of Ontario, for Albert Gelman Inc.,  
 Trustee in Bankruptcy. Expires February 17, 2017.

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FORM 78 -- Continued

List "A"  
 Unsecured Creditors  
 Ore Construction Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	2127744 Ontario Ltd. - Ace Cutting and Curing Attr: Marg Gordon	4566 Durham Rd. 9 Kendal ON L0A 1E0	14,600.00	0.00	14,600.00
2	407 ETR Express Toll Route Attr: Marion Richardson/Collections 884016653	6300 Steeles Ave W Woodbridge ON L4H 1J1	850.00	0.00	850.00
3	Aarti Vohra Vacation Pay	aarti@oreconstruction.com ON	92.86	0.00	92.86
4	Barricade Traffic Services Inc. Attr: Brett Ashton	8672 Keele St Concord ON L4K 2N2	9,600.00	0.00	9,600.00
5	Bell Canada F-88 - Business Attr: Insolvency Department 519984778/4167453446(384)	1 Carrefour Alexandre-Graham-Bell, Allé E3 Verdun QC H3E 3B3	1,000.00	0.00	1,000.00
6	Brock Aggregates Inc. Attr: Anthony Pettinelli ORECON	401 Bowes Rd. Concord ON L4K 1J4	6,900.00	0.00	6,900.00
7	Canada Building Materials Attr: Victor Corapi	55 Industrial St. Toronto ON M1G 3W9	101,500.00	0.00	101,500.00
8	Canadian Cutting and Coring (Toronto) Ltd. Attr: Em Kim	5220 Bradco Blvd. Mississauga ON L4W 1G7	650.00	0.00	650.00
9	CIBC Bankruptcies c/o TECHCOM Managed Services 8756414	6-6150 Hwy 7, PO Box 487 Woodbridge ON L4H 0R6	72.57	0.00	72.57
10	CRA - Canada Revenue Agency - Tax - Ontario Attr: c/o London Taxes Services Office Division Regional Intake Centre for Inscr HST	PO Box 5548 3 - 451 Talbot St London ON N6A 4R3	36,000.00	0.00	36,000.00
11	Crozier Enterprises Ltd. Attr: Linda Dyck	#8 - 1865 Sargent Ave. Winnipeg MB R3H 0E4	26,300.00	0.00	26,300.00
12	CRS Contractors Rental Supply Attr: Dawn Miller	1277 Wilson Rd. North Oshawa ON L1K 2B8	44,000.00	0.00	44,000.00
13	Daily Commercial News Attr: Stephanie McSwain	P.O. Box 45010, Station A Toronto ON M5W 4K9	1,150.00	0.00	1,150.00
14	Danplas Pipe Systems	20 High Meadow Place Toronto ON M9L 2Z5	452.00	0.00	452.00
15	Earthco Soil Mixtures Inc.	401 Bowes Rd. Concord ON L4K 1J4	12,250.00	0.00	12,250.00
16	Enbridge Gas Distribution - Ontario Attr: Back Office Collections Department 910014397002	PO Box 650 Scarborough ON M1K 5E3	310.00	0.00	310.00
17	Forest Paving Ltd. Attr: Davin Bartello	8 Cadetta Rd. Brampton ON L6P 0X4	5,300.00	0.00	5,300.00
18	Galea Brothers Truck Services Ltd.	285 Eddystone Ave. Toronto ON M6N 1H8	34,250.00	0.00	34,250.00
19	Hays Attr: Davika Williamson	402 - 1500 Don Mills Rd. Toronto ON M3B 3K4	31,800.00	0.00	31,800.00
20	Intact Insurance Company Attr: Anna Chan 730508440	700 University Avenue, 13th floor Toronto ON M5G 0A1	720.00	0.00	720.00
21	Isaac Gabay	C/o Minden Gross, Tim Dunn 145 King St. West, Suite 2200 Toronto ON M5H 2G2	650,000.00	0.00	650,000.00

03-Jun-2016

Date

  
 Isaac Gabay

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FORM 78 – Continued

List "A"  
 Unsecured Creditors  
 Ore Construction Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
22	Justin Robinson Contracting	104 Grassmere Ave. Oshawa ON L1H 3X6	7,400.00	0.00	7,400.00
23	Krcmar Surveyors Ltd Attr: Raj Randhawa	1137 Centre St., Suite 101 Vaughan ON L4J 3M6	11,100.00	0.00	11,100.00
24	Kubota Canada Ltd. c/o Legal Department Attr: Sharon Novalski 2010 Kubota 20202	5900 14th Ave Markham ON L3S 4K4	1.00	0.00	1.00
25	Lafarge Canada Inc 14436033	1651 Bearbrook Road Ottawa ON K1G 3K2	1,000.00	0.00	1,000.00
26	Lluna Local 183 Members' Benefit Fund Attr: Jennifer Brum Ore Construction Ltd	1263 Wilson Avenue North York ON M3M 3G3	122,989.41	0.00	122,989.41
27	Maglin Site Furniture Inc. Attr: Sean Mealand	275 Tecumseh St. Woodstock ON N4S 7W1	11,800.00	0.00	11,800.00
28	Miller Bernstein Greenwood LLP	1801 - 5000 Yonge Street North York ON M2N 7E9	11,900.00	0.00	11,900.00
29	Miller Paving Attr: Stewart Valentine	P.O. Box 4080 Markham ON L3R 9R8	20,900.00	0.00	20,900.00
30	National Concrete Accessories Attr: Anita Kumari 34971	172 Bethridge Rd. Toronto ON M9W 1N3	5,300.00	0.00	5,300.00
31	Prosite Construction Inc. Attr: Frank	RR 1, P.O. Box 46 Schomberg ON L0G 1T9	42,000.00	0.00	42,000.00
32	R. Kidd Fuels Corp. 7203629	1741 Albion Road Etobicoke ON M9V 1C3	8,000.00	0.00	8,000.00
33	Rapid Equipment Rental Ltd. Attr: Julie Eila	5 St.Regis Cresc.North, Unit 1&2 Toronto ON M3J 1Y9	40,400.00	0.00	40,400.00
34	RBC Royal Bank / Banque Royale Attr: c/o BankruptcyHighway.com 3GCEK13369G165412	PO Box 57100 Etobicoke ON M9Y 3Y2	1.00	0.00	1.00
35	Royal & Sun Alliance Insurance Company of Canada Attr: James MacLellan	Borden Ladner Gervais LLP Scotia Plaza, 40 King St. West Toronto ON M5H 3Y4	101,200.00	0.00	101,200.00
36	Stephensons Rental Services Inc. - Mississauga 90158	502 - 201 City Centre Drive Mississauga ON L5B 2T4	78,400.00	0.00	78,400.00
37	Tara Engineering & Structural Consulting Attr: Karen Tumasyan	8977 Woodbine Ave. Markham ON L3R 0J9	1,900.00	0.00	1,900.00
38	Toronto Hydro-Electric Systems Limited Attr: Josephine Pemarell / Mary Degroot	500 Commissioners St, 2nd fl Toronto ON M4M 3N7	320.00	0.00	320.00
39	Vulkan Asphalt Supply Attr: Jennifer	10 Doughton Rd., Unit 4 Vaughan ON L4K 1R2	92,700.00	0.00	92,700.00
40	Waterbank Construction Ltd Attr: Abraham Waistbrod	358 Flint Rd. Toronto ON M3J 2J4	508,871.00	0.00	508,871.00
41	Workplace Safety and Insurance Board Attr: c/o Collection Services 4472612	200 Front St W Toronto ON M5V 3J1	25,000.00	0.00	25,000.00
<b>Total:</b>			<b>2,068,979.84</b>	<b>0.00</b>	<b>2,068,979.84</b>

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FORM 78 -- Continued

List "B"  
Secured Creditors

Ore Construction 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
			0.00			0.00	0.00	0.00
		Total:	0.00			0.00	0.00	0.00

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FORM 78 -- Continued

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

Ore Construction 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
1	Aarti Vohra Vacation Pay	aarti@oreconstruction.com ON		-	2,000.00	0.00	2,000.00
2	Elite Roofing Landlord	216 Rivernede Rd. Concord ON L4K 3M6		-	1.00	0.00	1.00
<b>Total:</b>					<b>2,001.00</b>	<b>0.00</b>	<b>2,001.00</b>

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FORM 78 -- Continued

List "D"  
Contingent or Other Liabilities

Ore Construction 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 - Sudbury Tax Services Office Payroll	PO Box 5548 3 - 451 Talbot St. London ON N6A 4R3	2,740.40	0.00		Deemed Trust Claim
Total:			2,740.40	0.00		

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FORM 78 - Continued

List "E"  
 Debts Due to the Bankrupt  
 Ore Construction 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		Certain accounts may be subject to trust claims under Ontario Co	287,821.73 0.00 5,000.00		03-Jun-2016	1.00	
Total				287,821.73 0.00 5,000.00			1.00	

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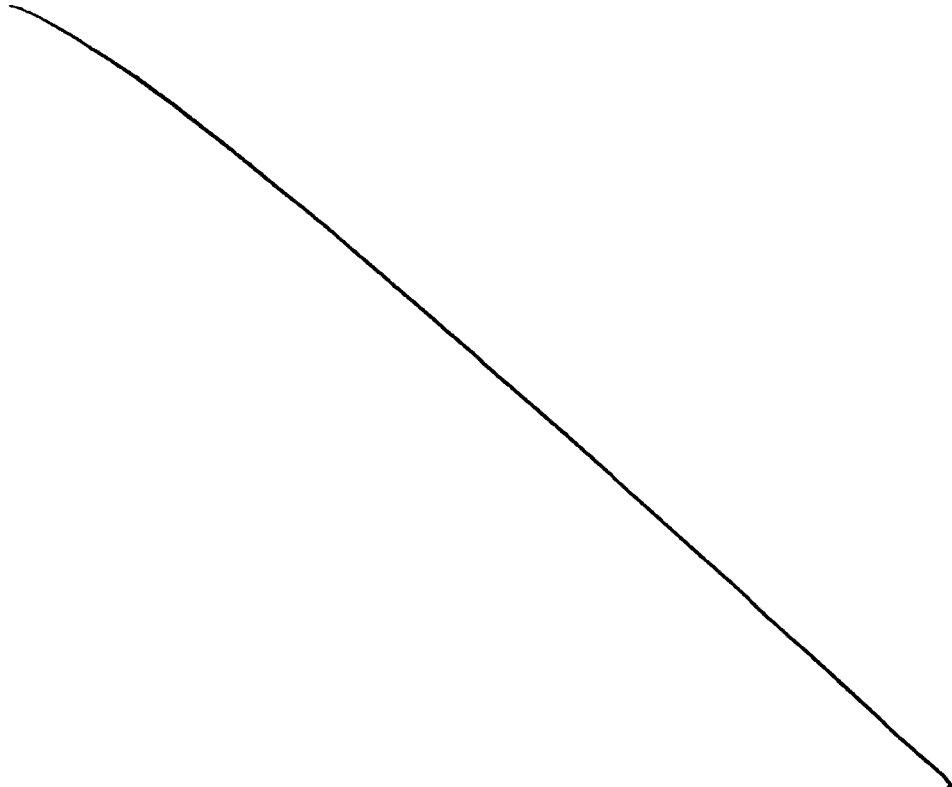
FORM 78 -- Continued

List 'F'

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

Ore Construction 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	



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Date

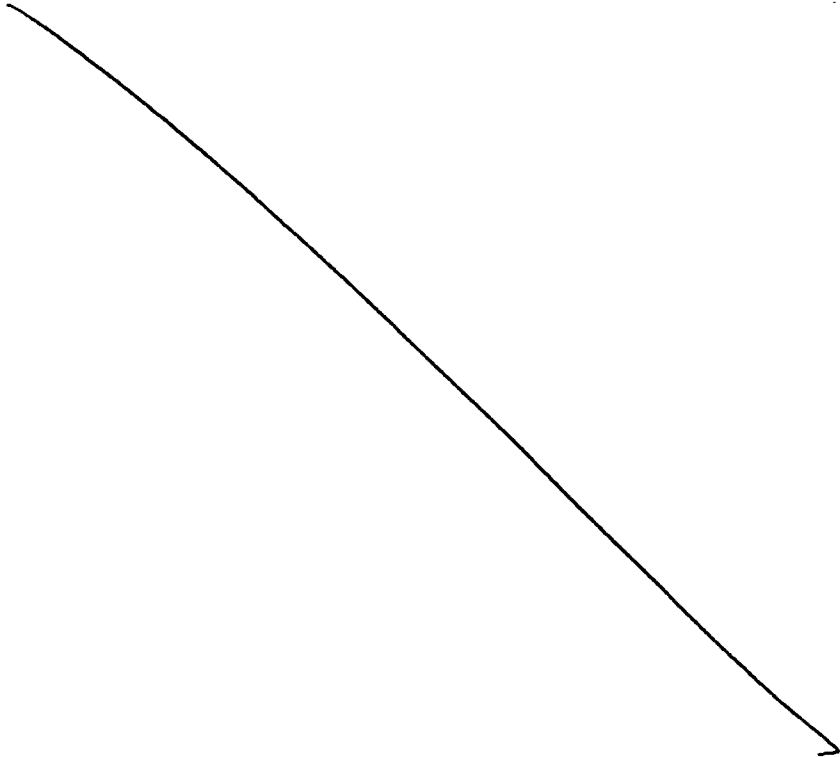
  
Isaac Gabay

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FORM 78 - Continued

List "G"  
Real Property or Immovables Owned by Bankrupt  
Ore Construction 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



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District of:  
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FORM 78 -- Concluded

List "H"  
Property

Ore Construction 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			0.00	0.00
(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
			<b>Total:</b>	<b>0.00</b>

03-Jun-2016

Date



Isaac Gabay

District of: Ontario  
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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  
Ore Construction Ltd.  
of the city of Toronto, 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 Ore Construction Ltd. of the city of Toronto 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 3rd day of June 2016, 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.

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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  
Ore Construction Ltd.  
of the city of Toronto, 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:  
Albert Gelman Inc.

\_\_\_\_\_  
100 Simcoe Street, Suite 125  
Toronto ON M5H 3G2  
Phone: (416) 504-1650 Fax: (416) 504-1655  
E-mail: proofofclaim@albertgelman.com