



Crowe Soberman Inc.

District of: Ontario  
Division No. 07 - Hamilton  
Court No. 32-2649371  
Estate No. 32-2649371

**Crowe Soberman Inc.**  
Licensed Insolvency Trustee  
Member Crowe Global

2 St. Clair Avenue East, Suite 1100  
Toronto, ON M4T 2T5  
416 929 2500  
416 929 2555 Fax  
1 877 929 2501 Toll Free  
[www.crowesobermaninc.com](http://www.crowesobermaninc.com)

Original  Amended

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

In the matter of the bankruptcy of  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
in the Province of Ontario

Take notice that:

1. SMART ENERGY INSTRUMENTS INC. filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against SMART ENERGY INSTRUMENTS INC.) on the 3rd day of June 2020 and the undersigned, Hans Rizari, LIT, CIRP, 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 June 2020 at 2:00 PM at Meeting to be held by SKYPE telephone conference: 416-963-7180, 79349#.
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 Toronto in the Province of Ontario, this 5th day of June 2020.

Crowe Soberman Inc., LIT - Licensed Insolvency Trustee  
Per:

*A. Frances Doria*  
Hans Rizari, LIT, CIRP - Licensed Insolvency Trustee  
2 St. Clair Ave East, Suite 1100  
Toronto ON M4T 2T5  
Phone: (416) 929-2500 Fax: (416) 929-2555

District of: Ontario  
Division No. 09 - Toronto  
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  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
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 2nd day of June 2020. 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" .....	2,269,425.15
Balance of secured claims as per list "B" .....	113,124.00
Total unsecured creditors .....	2,412,549.15
2. Secured creditors as per list "B" .....	650,001.00
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 .....	3,062,550.15
Surplus .....	NIL
1. Inventory .....	0.00
2. Trade fixtures, etc. .....	0.00
3. Accounts receivable and other receivables, as per list "E" Good .....	0.00
Doubtful .....	0.00
Bad .....	180,000.00
Estimated to produce .....	1.00
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, 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 .....	3,062,549.15

I, Jeff Dionne, of the City of Oakville 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 2nd day of June 2020 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 2nd day of June 2020.

A. Frances Doria, Commissioner of Oaths  
For the Province of Ontario  
Crowe Sobelman Inc., LIT  
Expires May 4, 2021

Alfonsina Frances Doria, a Commissioner, etc.,  
Province of Ontario, for Crowe Sobelman Inc.,  
and its affiliates,  
Expires May 4, 2021.

Jeff Dionne

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

FORM 78 -- Continued

List "A"  
 Unsecured Creditors

SMART ENERGY INSTRUMENTS INC.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	Adelaide Development Corp	268 Royal York Rd- 2nd Floor Toronto ON M8V 2V9	28,660.00	0.00	28,660.00
2	ADF Consulting	73 Old Forest Hill Road Toronto ON M5P 2R3	19,006.00	0.00	19,006.00
3	ArcTern Ventures	155-101 College St Toronto ON M5G 1L7	250,000.00	0.00	250,000.00
4	CQ Solve Attn: Wale Soyinka		84,487.00	0.00	84,487.00
5	Dionne, Jeff	80 Wellesley Street East - Suite 906 Toronto ON M4Y 1H3	48,271.00	0.00	48,271.00
6	Dionne, Jeff & Catherine	80 Wellesley Street East - Suite 906 Toronto ON M4Y 1H3	180,982.00	0.00	180,982.00
7	DS 12 Consulting LLC	622 250 Bypass Charlottesville VA 22901 USA	31,214.00	0.00	31,214.00
8	Fagenson, Ted	605 Bancroft Place San Ramon CA 94582 USA	1,288.00	0.00	1,288.00
9	Farmer Systems - Arakawa	1-14-19 Tsudamachi Tokyo Kodaira- 187-0025 Japan	324,474.00	0.00	324,474.00
10	Federal Economic Development Agency for Southern Ontario	101-139 Northfield Drive West Waterloo ON N2L 5A6	570,448.00	0.00	570,448.00
11	Fekter, Rich	622 250 Bypass, Charlottesville VA 22901 USA	2,612.00	0.00	2,612.00
12	Gowling Lafleur Henderson LLP-Toronto	1600 - 100 King St. W. 1 First Canadian Place Toronto ON M5X 1G5	6,294.00	0.00	6,294.00
13	Green Sky Capital	6 Adelaide Street East- 5th Floor Toronto ON M5C 1H6	7,331.00	0.00	7,331.00
14	Hub International Insurance	900 - 585 Bay St Toronto ON M5G 2E3	10,937.00	0.00	10,937.00
15	Infralink Ltd.	Suite 4a, Hitching Court Abingdon Oxfordshire OX1 41RG England	13,096.00	0.00	13,096.00
16	Lail, Russel	882 Lavendar Dr Sunnyvale CA 94086 USA	32,000.00	0.00	32,000.00
17	Landey, Rob	1019 E 45th Street Austin TX 78751 USA	34,366.00	0.00	34,366.00
18	Larsen, Rich	7 Riley Ranch Road Carmel CA 93923 USA	73,729.00	0.00	73,729.00
19	LDB Consulting	80 Wellesley Street East- Suite 906 Toronto ON M4Y 1H3	51,875.00	0.00	51,875.00
20	Logie, Ann-Louise	1197 Streambank Drive Mississauga ON L5H 1X1	2,000.00	0.00	2,000.00
21	MARS Cleantech Fund GP	101 College St- Suite 155 Toronto ON M5G 1L7	0.00	1.00	1.00
22	Martin Cooper Consulting	26 Brookside Avenue Toronto ON M6S 4G7	27,821.00	0.00	27,821.00
23	McCann, J	212-2385 Central Park Drive Oakville ON L6H 0C7	19,105.00	0.00	19,105.00
24	Microart Services Inc	190 Duffield Dr Markham ON L6G 1B5	22,833.00	0.00	22,833.00

02-Jun-2020

Date

Jeff Dionne

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

FORM 78 – Continued

List "A"  
 Unsecured Creditors

SMART ENERGY INSTRUMENTS INC.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
25	Miller Thomson LLP - Vancouver	Robson Court 1000 - 840 Howe Street Vancouver BC V6Z 2M1	4,491.00	0.00	4,491.00
26	MNP LLP - HEAD OFFICE Attn: Glen Walker	2000, 330 5th Avenue SW Calgary AB T2P 0L4	7,641.15	0.00	7,641.15
27	Oakville Hydro Electricity Distribution Inc. Attn: Donna Masson	861 Redwood Square PO Box 1900 Oakville ON L6J 5E3	608.00	0.00	608.00
28	ODL Designs Inc.	3130 Laird Road, Unit 5 Mississauga ON L5L 5X4	1,107.00	0.00	1,107.00
29	Ormiston List Frawley LLP Attn: Michael List	6 Adelaide Street East - 5th Floor Toronto ON M5C 1H6	24,698.00	0.00	24,698.00
30	Penwell Corporation	1421 South Sheridan Road Tulsa OK 74112 USA	10,542.00	0.00	10,542.00
31	Ranger Direct Lending Fund LLC	c/o Remuda Credit Advisors LLC 300 Crescent Cr- Suite 400 Dallas TX 75201 USA	0.00	113,123.00	113,123.00
32	Reed Exhibitions Japan Ltd.	18F Shinjuku - Nomura Building, 1-26-2 Nishishinjuku, Shinjuku KU 163-0570 Tokoyo	22,569.00	0.00	22,569.00
33	Rowand Intellectual Property Law	401 Bay St- Suite 2302 Toronto ON M5H 2Y4	21,376.00	0.00	21,376.00
34	Software Hardware & Consulting LLC	1325A Church St. San Francisco, CA 94114 USA	325,000.00	0.00	325,000.00
35	Tang, Kenneth	[REDACTED] [REDACTED]	10,000.00	0.00	10,000.00
36	TD Canada Trust Visa Attn: CC&R Insolvency and Credit Counselling 4520 7100 3241 4259	4720 Tahoe Blvd, 3rd Flr, Bldg 1 Mississauga ON L4W 5P2	28,564.00	0.00	28,564.00
			Total:	2,299,425.15	113,124.00
					2,412,549.15

02-Jun-2020

Date

Jeff Dionne

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

FORM 78 - Continued

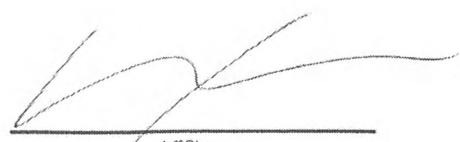
List "B"  
Secured Creditors

SMART ENERGY INSTRUMENTS 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	MARS Cleantech Fund GP	101 College St- Suite 155 Toronto ON M5G 1L7	1.00	Business Assets - 6 Patents		0.00		1.00
2	Ranger Direct Lending Fund LLC	c/o Remuda Credit Advisors LLC 300 Crescent Crt- Suite 400 Dallas TX 75201 USA	510,000.00	Business Assets - Various Software & IP Rights  Debts Due - Business - ANI Japan  Business Assets - 6 Patents		150,000.00  1.00  246,876.00		113,123.00
3	Western Ontario Futures Development Corporation Association	333 West St- Unit 10 Brantford ON N3R 7V5	253,124.00	Business Assets - 6 Patents		253,124.00		
Total:			763,125.00				650,001.00	0.00
								113,124.00

02-Jun-2020

Date



Jeff Dionne

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

FORM 78 - Continued

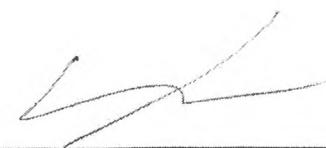
List "C"  
Preferred Creditors for Wages, Rent, etc.

SMART ENERGY INSTRUMENTS 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

02-Jun-2020

Date



Jeff Diorne

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

FORM 78 -- Continued

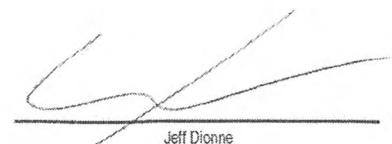
List "D"  
Contingent or Other Liabilities

SMART ENERGY INSTRUMENTS 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		

02-Jun-2020

Date



Jeff Dionne

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

FORM 78 - Continued

List "E"  
Debts Due to the Bankrupt

SMART ENERGY INSTRUMENTS 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	ANI Japan	Unknown Tokyo ON	Investment	0.00 0.00 180,000.00		01-Jan-2020	1.00	PPSA Registration
			Total:	0.00 0.00 180,000.00			1.00	

02-Jun-2020

Date

Jeff Dionne

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

FORM 78 – Continued

List "F"

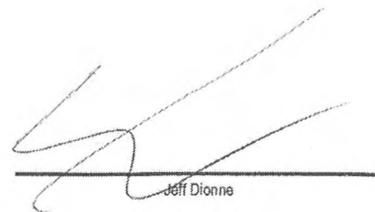
Bills of Exchange, Promissory Notes, Lien Notes, Chattel  
Mortgages, etc., Available as Assets

SMART ENERGY INSTRUMENTS 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	

02-Jun-2020

Date



Jeff Dionne

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

FORM 78 - Continued

List "G"

Real Property or Immovables Owned by Bankrupt

SMART ENERGY INSTRUMENTS 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

02-Jun-2020

Date



Jeff Dionne

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

FORM 78 -- Concluded

List 'H'  
Property

SMART ENERGY INSTRUMENTS INC.

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		6 Patents Various Software & IP Rights	0.00 0.00	500,000.00 150,000.00
			Total:	650,000.00

02-Jun-2020

Date

Jeff Dionne

Court No.

File No.

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In the matter of the bankruptcy of  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
in the Province of Ontario

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

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Crowe Soberman Inc., LIT - Licensed Insolvency  
Trustee

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2 St. Clair Ave East, Suite 1100  
Toronto ON M4T 2T5  
Phone: (416) 929-2500 Fax: (416) 929-2555

## ***Creditor Mailing List***

In the matter of the bankruptcy of  
 SMART ENERGY INSTRUMENTS INC.  
 of the City of Oakville  
 in the Province of Ontario

Creditor Type	Name	Attention	Address
Director	Jeff Dionne		2436 Rebecca Street Oakville ON L6L 2B2
Secured	MARS Cleantech Fund GP  Ranger Direct Lending Fund LLC  Western Ontario Futures Development Corporation Association		101 College St- Suite 155 Toronto ON M5G 1L7 marsdiscoverydistrict@marsdd.com c/o Remuda Credit Advisors LLC 300 Crescent Crt- Suite 400 Dallas TX 75201 USA stevenr.bellah@gmail.com  333 West St- Unit 10 Brantford ON N3R 7V5 david@wofd.ca
Unsecured	Adelaide Development Corp  ADF Consulting  ArcTern Ventures  CQ Solve  Dionne, Jeff  Dionne, Jeff & Catherine  DS 12 Consulting LLC  Fagenson, Ted  Farmer Systems - Arakawa  Federal Economic Development Agency for Southern Ontario  Felker, Rich  Gowling Lafleur Henderson LLP-Toronto		268 Royal York Rd- 2nd Floor Toronto ON M8V 2V9 proberts@adelaidecorp.com  73 Old Forest Hill Road Toronto ON M5P 2R3 ange@adifilippo.com  155-101 College St Toronto ON M5G 1L7 Tom@arcternventures.com  XXX Toronto ON info@cqsolve.com  80 Wellesley Street East - Suite 906 Toronto ON M4Y 1H3 jeff@coresemi.io  80 Wellesley Street East - Suite 906 Toronto ON M4Y 1H3 info@cqsolve.com  622 250 Bypass Charlottesville VA 22901 USA dalias@libc.org  605 Bancroft Place San Ramon CA 94582 USA ted_fagenson@yahoo.com  1-14-19 Tsudamachi Tokyo Kodaira- 187-0025 Japan fumio.a725@icloud.com  101-139 Northfield Drive West Waterloo ON N2L 5A6 brian.chenier@canada.ca  622 250 Bypass, Charlottesville VA 22901 USA dalias@libc.org  1600 - 100 King St. W. 1 First Canadian Place Toronto ON M5X 1G5 Fax: (416) 862-7661 info@gowlings.com

## ***Creditor Mailing List***

In the matter of the bankruptcy of  
**SMART ENERGY INSTRUMENTS INC.**  
 of the City of Oakville  
 in the Province of Ontario

Creditor Type	Name	Attention	Address
Unsecured	Green Sky Capital		6 Adelaide Street East- 5th Floor Toronto ON M5C 1H6 geoffs@greenskycapital.com
	Hub International Insurance		595 Bay Street, Suite 900 Toronto ON M5G 2E3 Fax: (416) 597-2313 karen.mattingley@hubinternational.com
	Intralink Ltd.		Suite 4a, Hitching Court Abingdon Oxfordshire OX1 41RG England michael.waszkiewicz@intralinkgroup.com
	Lait, Russel		882 Lavendar Dr Sunnyvale CA 94086 USA rlait@ieee.org
	Landley, Rob		1019 E 45th Street Austin TX 78751 USA rob@landley.net
	Larsen, Rich		7 Riley Ranch Road Carmel CA 93923 USA
	LDB Consulting		80 Wellesley Street East- Suite 906 Toronto ON M4Y 1H3 pcbaur@gmail.com
	Logie, Ann-Louise		1197 Streambank Drive Mississauga ON L5H 1X1 al.logie@yahoo.ca
	MARS Cleantech Fund GP		101 College St- Suite 155 Toronto ON M5G 1L7 marsdiscoverydistrict@marsdd.com
	Martin Cooper Consulting		26 Brookside Avenue Toronto ON M6S 4G7 martin@mcdesign.ca
	McCann, J		212-2365 Central Park Drive Oakville ON L6H 0C7 jen.mccann@gmail.com
	Microart Services Inc		190 Duffield Dr Markham ON L6G 1B5 Fax: (905) 752-0810 accounting@microart.ca
	Miller Thomson LLP - Vancouver		Robson Court 1000 - 840 Howe Street Vancouver BC V6Z 2M1 Fax: (604) 643-1200 vancouver@millerthomson.com
	MNP LLP - HEAD OFFICE	Glen Walker	2000, 330 5th Avenue SW Calgary AB T2P 0L4 Fax: (403) 539-6250 glen.walker@mnp.ca
	Oakville Hydro Electricity Distribution Inc.	Donna Masson	861 Redwood Square PO Box 1900 Oakville ON L6J 5E3 Fax: (905) 825-4447 DHMasson@oakvillehydro.com
	ODL Designs Inc.		3130 Laird Road, Unit 5 Mississauga ON L5L 5X4 info@odl-designs.com

## ***Creditor Mailing List***

In the matter of the bankruptcy of  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
in the Province of Ontario

Creditor Type	Name	Attention	Address
Unsecured	Ormston List Frawley LLP	Michael List	6 Adelaide Street East - 5th Floor Toronto ON M5C 1H6 jbrink@olflaw.com
	Penwell Corporation		1421 South Sheridan Road Tulsa OK 74112 USA credit@pennwell.com
	Ranger Direct Lending Fund LLC		c/o Remuda Credit Advisors LLC 300 Crescent Crt- Suite 400 Dallas TX 75201 USA stevenr.bellah@gmail.com
	Reed Exhibitions Japan Ltd.		18F Shinjuku - Nomura Building, 1-26-2 Nishishinjuku, Shinjuku KU 163-0570 Tokoyo wsew@reedexpo.co.jp
	Rowand Intellectual Property Law		401 Bay St- Suite 2302 Toronto ON M5H 2Y4 frowand@rowandlaw.com
	Software Hardware & Consulting LLC		1325A Church St, San Francisco, CA 94114 USA
	Tang, Kenneth		2-2 Kuriyedai, Aso Ku, Kawasaki City, Kanagawa 21500-32 Japan kenneth@gnv.com
	TD Canada Trust Visa	CC&R Insolvency and Credit Counselling	4520 7100 3241 4259 4720 Tahoe Blvd, 3rd Flr, Bldg 1 Mississauga ON L4W 5P2 Fax: (866) 280-0056 td.cabankrupt@td.com

Crowe Soberman Inc., LIT  
2 St. Clair Ave East, Suite 1100  
Toronto ON M4T 2T5  
Phone: (416) 929-2500 Fax: (416) 929-2555  
E-mail: Frances.Doria@CroweSoberman.com

District of: Ontario  
Division No. 07 - Hamilton  
Court No. 32-2649371  
Estate No. 32-2649371

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  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
in the Province of Ontario

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

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In the matter of the bankruptcy of SMART ENERGY INSTRUMENTS INC. of the City of Oakville 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 2020, 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 201(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

District of: Ontario  
Division No. 07 - Hamilton  
Court No. 32-2649371  
Estate No. 32-2649371

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  
SMART ENERGY INSTRUMENTS INC.  
of the City of Oakville  
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:

Crowe Soberman Inc., LIT - Licensed Insolvency Trustee

\_\_\_\_\_  
2 St. Clair Ave East, Suite 1100  
Toronto ON M4T 2T5  
Phone: (416) 929-2500 Fax: (416) 929-2555  
E-mail: [Frances.Doria@CroweSoberman.com](mailto:Frances.Doria@CroweSoberman.com)