



Crowe Soberman Inc.

Crowe Soberman Inc.
Licensed Insolvency Trustee
Member Crowe Global

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ESTATE NO. 31-3147155

In the Matter of the Bankruptcy of
Tecumseth Landscape Services Ltd
of the City of Barrie, in the County of Simcoe
in the Province of Ontario

TRUSTEE'S PRELIMINARY REPORT TO THE FIRST MEETING OF CREDITORS

DISCLAIMER:

One of the underlying principles of the Bankruptcy and Insolvency Act (the “BIA”), is that of creditor’s control. The BIA provides for a First Meeting of Creditors to discuss the collective interest of the creditors in the administration of the bankrupt’s estate.

The purpose of the First Meeting of Creditors is to consider the affairs of the bankrupt, affirm the appointment of the Trustee (or substitution of same), appointment of 1-5 inspectors and to give further direction to the Trustee as may be necessary.

Readers are cautioned that this report is only to provide creditors information gathered by the Trustee to date, so that their collective interests can be discussed at the First Meeting of Creditors. However, the Trustee has not audited or verified the information provided to it in anyway, unless noted otherwise.

The contents of this report should be considered “for general information purposes only” and not definitive.

INTRODUCTION

1. Tecumseth Landscape Services Ltd (the “**Company**” or “**Tecumseth**”) made an assignment in bankruptcy on October 30, 2024 (the “**Filing Date**”). Crowe Soberman Inc. (“**CSI**” or the “**Trustee**”) was appointed as Licensed Insolvency Trustee of the Estate of the Bankrupt by the Official Receiver.

BACKGROUND

2. According to the Ontario Profile Report, the Company was incorporated under the *Ontario Business Corporations Act* on May 08, 1990. As of the Filing Date, Mr. Harold Ois (“**Mr. Ois**”) was listed as the Company’s Director and Officer.
3. The Company’s operations consisted of providing landscape services to residential and commercial properties. The Trustee was advised that when the Company was operating at full capacity, there were eight employees.

CAUSES OF INSOLVENCY

4. The Trustee was advised that over the last few years, the Company experienced a significant decrease in revenue. Further, the Trustee was advised that the Company incurred significant costs in connection with advertising, which did not yield the desired results in terms of attracting new customers.
5. Given Tecumseth’s inability to generate sufficient revenues, it could not fund operations nor make payments to its creditors. Accordingly, the Company became insolvent, and Mr. Ois engaged CSI to assign the Company into bankruptcy.

TRUSTEE'S ACTIONS TO DATE

6. The Trustee’s actions from the Filing Date to the First Meeting of Creditors include, but are not limited to, the following:
 - a. Notifying all known creditors of the bankruptcy on November 1, 2024;
 - b. Assisting creditors in filling out the proof of claim forms;
 - c. Reviewing proofs of claim filed to date;
 - d. Placing a Notice of Bankruptcy in a local newspaper (The Toronto Sun) on November 7, 2024;
 - e. Obtaining a list of assets possessed by Tecumseth;
 - f. Observing and inspecting the Company’s assets on hand as of the Filing Date:

- g. Engaging Associated Bailiffs & CO LTD (“**AB**”) for the purpose of securing the Company’s assets;
- h. Updating and maintaining the Trustee’s website in connection with these Insolvency Proceedings; and
- i. All other statutory duties required under the *BIA*.

CREDITORS

Deemed Trust

- 7. The Trustee understands that there are amounts owing to CRA for unpaid source deductions for approximately \$36,000, of which a portion thereof may be subject to deemed trust rules.

Priority Claim for Wages Owing

- 8. The Trustee understands that there are multiple former employees of the Company that intend on submitting a proof of claim for outstanding wages. Accordingly, those claims might be entitled to a super-priority in accordance with Section 81.3 of the *BIA*.

Secured Creditors

- 9. The Secured Creditors (Quest Automotive Leasing Services and Scotiabank) are secured against Company Vehicles as discussed later herein (2020 Ford F150 and a 2024 Chevrolet Silverado 3500).

10. A listing of the creditors and the claims received up to the First Meeting of Creditors is attached as Appendix “A” and is summarized below:

Creditor Type	Per Statement of Affairs		Proof of Claims Filed to Date	
	#	\$	#	\$
Trust	-	-	-	-
Secured	2	2.00	-	-
Preferred	-	-	-	-
Unsecured	21	538,185.47	2	41,689.79
Contingent	-	-	-	-
Totals	23	538,187.47	2	41,689.79

VALUATION OF ASSETS AND ANTICIPATED REALIZATION

Motor Vehicle

11. The Company owns two motor vehicles: a 2020 Ford F150; and a 2024 Chevrolet Silverado 3500 (“**Company Vehicles**”). The Trustee understands that these vehicles are fully encumbered. Given there is no equity, the Trustee intends on releasing the Company Vehicles to the respective secured creditor. The Trustee notes that as of the date of this report, AB has taken possession of the Company Vehicles for safekeeping.

Accounts Receivable

12. As of the Filing Date, the Company held accounts receivable from H&R Reit Management LP in the amount of \$17,925. These funds were transferred into the estate’s trust account on November 13, 2024.

Other Assets

13. As of the Filing Date, the Trustee was aware of the following assets belonging to the Company:
- 2010 Dump Trailor
 - 2017 Gooseneck Miska 25 Trailor

- 2013 M6-67 Tractor
- 2018 Ford F350
- 4 Forklifts
- Various small tools and related equipment for landscaping

The Trustee intends on obtaining an appraisal for each of these assets and disposing of same for the general benefit of the Company's creditors. The Trustee notes that as of the date of this report, these assets are currently in possession of AB for safekeeping.

TRANSFERS AT UNDERVALUE/PREFERENTIAL PAYMENTS

14. The Trustee is currently reviewing the books and records of the Company to determine if the Company conducted any transactions that would be considered a transfer undervalue or a preferential payment, as defined under the BIA. The Trustee will report to the creditors/inspectors at a later date.

LEGAL PROCEEDINGS

15. The Trustee is not aware of any legal proceedings currently ongoing against the estate of the bankrupt.

CONSERVATORY AND PROTECTIVE MEASURES

16. The Trustee has not applied conservatory and protective measures with respect to the estate of the bankrupt.

CARRYING ON BUSINESS

17. Since the Filing Date, the Trustee has not carried on the business of the bankrupt.

THIRD PARTY DEPOSIT

18. A third-party deposit was provided to the Trustee for the purpose of covering the costs of the administration of this bankruptcy.

OTHER MATTERS

19. The Trustee will be seeking directions from the creditors on the following matters:
- a. affirmation of the appointment of the Trustee;
 - b. approval of all the Trustee's actions to date, including the actions outlined in this Preliminary Report;
 - c. appointment of inspectors; and
 - d. any other matters which may arise at this First Meeting of Creditors.

DATED at the City of Toronto, in the Province of Ontario, this 19th day of November 2024.

**CROWE SOBERMAN INC.
Licensed Insolvency Trustee
of the Estate of
Tecumseth Landscape Services Ltd
a Bankrupt**

Per: Hans Rizarri, CPA, CA, LIT