



Crowe Soberman Inc.

Crowe Soberman Inc.
Licensed Insolvency Trustee
Member Crowe Global

2 St. Clair Avenue East, Suite 1100
Toronto, ON M4T 2T5
1 877 929 2501 Toll Free
416 929 2555 Fax
www.crowesobermaninc.com

June 27, 2024

TO THE CREDITORS OF NOIR DESIGN & CONSULTING INC.

Please be advised that NOIR DESIGN & CONSULTING INC. filed a **Notice of Intention to Make a Proposal** on June 20, 2024 under the **Bankruptcy and Insolvency Act**. A copy of this Notice is enclosed herewith.

This is a procedure whereby a debtor, with creditor and Court approval, reorganizes its financial affairs. Our role as Trustee in this matter is to assist the debtor with the development of the Proposal, to liaise with creditors so as to fully explain the Proposal to them and to support and facilitate the decision-making process which creditors will ultimately undertake, ending with their acceptance or rejection of the Proposal.

All liabilities, actual and contingent, of NOIR DESIGN & CONSULTING INC. as at June 20, 2024 are subject to the Proposal mentioned above and are fixed by Section 62(1.1) of the **Bankruptcy and Insolvency Act** as at that date.

All creditors are **STAYED** from commencing or continuing any actions as against NOIR DESIGN & CONSULTING INC. until the Proposal is dealt with by the creditors.

NOIR DESIGN & CONSULTING INC. has thirty (30) days from the date of filing the **Notice of Intention to Make a Proposal** (subject to Court approved extensions of this time period) to lodge a Proposal with us so that we may file it with the Official Receiver.

We will be calling a meeting of creditors to consider the Proposal within twenty-one (21) days of the date on which the Proposal is filed. You will receive Notice of the meeting along with all other necessary documents including the proof of claim form, voting letter, at least ten days in advance of the meeting.

Please feel free to contact our office if you require any further information with respect to this matter.

CROWE SOBERMAN INC.
Trustee acting in re: the Proposal
of NOIR DESIGN & CONSULTING INC.

For: Fei (Fay) Xue
Hans Rizarri, LIT, CIRP

Digitally signed by Fei (Fay) Xue, DN: cn=Fei (Fay) Xue, c=CA, o=Crowe Soberman Inc., email=fei.xue@crowesoberman.com, Location: Toronto, ONT, Date: 2024.06.27 09:27:50 -04'00'



Industry Canada
Office of the Superintendent
of Bankruptcy Canada

Industrie Canada
Bureau du surintendant
des faillites Canada

District of Ontario
Division No. 09 - Toronto
Court No. 31-3095581
Estate No. 31-3095581

In the Matter of the Notice of Intention to make a proposal of:

NOIR DESIGN & CONSULTING INC.

Insolvent Person

CROWE SOBERMAN INC.

Licensed Insolvency Trustee

Date of the Notice of Intention:

June 20, 2024

CERTIFICATE OF FILING OF A NOTICE OF INTENTION TO MAKE A PROPOSAL
Subsection 50.4 (1)

I, the undersigned, Official Receiver in and for this bankruptcy district, do hereby certify that the aforementioned insolvent person filed a Notice of Intention to Make a Proposal under subsection 50.4 (1) of the Bankruptcy and Insolvency Act;

Pursuant to subsection 69. (1) of the Act, all proceedings against the aforementioned insolvent person are stayed as of the date of filing of the Notice of Intention.

Date: June 21, 2024, 10:35

E-File/Dépôt Electronique

Official Receiver

151 Yonge Street, 4th Floor, Toronto, Ontario, Canada, M5C2W7, (877)376-9902

Canada

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

- FORM 33 -
Notice of Intention To Make a Proposal
(Subsection 50.4(1) of the Act)

In the Matter of the Proposal of
NOIR DESIGN & CONSULTANT
of the City of Richmond Hill, in the Regional Municipality of York
in the Province of Ontario

Take notice that:

1. I, NOIR DESIGN & CONSULTANT, an insolvent person, state, pursuant to subsection 50.4(1) of the Act, that I intend to make a proposal to my creditors.
2. Crowe Soberman Inc., LIT of 2 St. Clair Ave East, Suite 1100, Toronto, ON, M4T 2T5, a licensed trustee, has consented to act as trustee under the proposal. A copy of the consent is attached.
3. A list of the names of the known creditors with claims of \$250 or more and the amounts of their claims is also attached.
4. Pursuant to section 69 of the Act, all proceedings against me are stayed as of the date of filing of this notice with the official receiver in my locality.

Dated at the City of Toronto in the Province of Ontario, this 13th day of June 2024.



NOIR DESIGN & CONSULTANT
Insolvent Company

To be completed by Official Receiver:

Filing Date

Official Receiver

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

- FORM 33 -
 Notice of Intention To Make a Proposal
 (Subsection 50.4(1) of the Act)

In the Matter of the Proposal of
 NOIR DESIGN & CONSULTANT
 of the City of Richmond Hill, in the Regional Municipality of York
 in the Province of Ontario

List of Creditors with claims of \$250 or more.			
Creditor	Address	Account#	Claim Amount
CRA - Tax - Ontario	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9	2023-72332 1006 RP0001	37,343.81
Ministry of Labour	410 - 70 Foster Drive Sault Ste. Marie ON P6A 6V4	0038907-CL000-Kevin Ng	15,435.25
Total			52,779.06



NOIR DESIGN & CONSULTANT
 Insolvent Company

District: ON
Division No: 09
Court No: 31-3095581
Estate No: 31-3095581

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY**

NOTICE OF STAY OF PROCEEDINGS

NOTICE OF INTENTION TO MAKE A PROPOSAL

**In the Matter of the Proposal of
NOIR DESIGN & CONSULTANT
of the City of Richmond Hill, in the Regional Municipality of York
in the Province of Ontario**

TAKE NOTICE THAT NOIR DESIGN & CONSULTING INC. has filed a "*Notice of Intention to make a Proposal*" with the Official Receiver on June 20, 2024, a copy of which is attached.

And further take Notice that under Section 69.1(a) of the *Bankruptcy and Insolvency Act (Canada)*:

“No creditor has any remedy against the insolvent person or the insolvent person's property, or shall commence or continue any action, execution or other proceedings for the recovery of a claim provable in Bankruptcy”....

And that under Section 69.1(b):

No provision of a security agreement between the insolvent person and a secured creditor that provides, in substance, that on

- i) *the insolvent person's insolvency,*
- ii) *the default by the insolvent person of an obligation under the security agreement, or*
- iii) *the filing by the insolvent person of a notice of intention under Section 50.4*

“the insolvent person ceases to have such rights to use or deal with assets secured under the agreement as the Debtor would otherwise have, has any force or effect”...

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY**

NOTICE OF STAY OF PROCEEDINGS

NOTICE OF INTENTION TO MAKE A PROPOSAL

Dated at the City of Toronto, in the Province of Ontario, the 27th day of June, 2024

CROWE SOBERMAN INC.
Licensed Insolvency Trustee
Acting re Proposal of
NOIR DESIGN & CONSULTING INC.,
A Debtor

For: Fei (Fay) Xue
Hans Rizarri, LIT, CIRP

Digitally signed by Fei (Fay) Xue
DN: cn=Fei (Fay) Xue, c=CA,
o=Crowe Soberman Inc.,
email=fei.xue@crowesoberman.com
Location: Toronto, ONT,
Date: 2024.06.27 09:28:06 -0400

This Stay of Proceedings will be in effect until the Proposal is dealt with by the creditors, or the insolvent person becomes bankrupt.

Court File No:

ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY

In the Matter of the Proposal of
NOIR DESIGN & CONSULTANT
of the City of Richmond Hill, in the Regional
Municipality of York
in the Province of Ontario

NOTICE OF
STAY OF PROCEEDINGS

CROWE SOBERMAN INC.
Licensed Insolvency Trustee
2 St. Clair Ave. E., Suite 1100
Toronto, Ontario, M4T 2T5

Telephone: (416) 929-2500

Fax: (416) 929-2555

Toll Free: 1-877-929-2501

- Creditor Mailing List -

In the Matter of the Proposal of
NOIR DESIGN & CONSULTANT
of the City of Richmond Hill, in the Regional Municipality of York
in the Province of Ontario

Creditor Type	Name	Attention	Address
Secured	MNP LTD		CV-23-00706356-000 Suite 1900, 1 Adelaide St, East Toronto ON M5C 2V9 Fax: (416) 323-5240
Unsecured	CRA - Tax - Ontario		2023-72332 1006 RP0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (833) 697-2390
	Ministry of Labour		0038907-CL000-Kevin Ng 410 - 70 Foster Drive Sault Ste. Marie ON P6A 6V4 Fax: (888) 252-4684 pcc@mol.gov.on.ca
