

Q.B. No. 1331 of 2012

C A N A D A )  
PROVINCE OF SASKATCHEWAN )

IN THE COURT OF QUEEN'S BENCH FOR SASKATCHEWAN  
JUDICIAL CENTRE OF SASKATOON

BETWEEN:

**BANK OF MONTREAL**

PLAINTIFF

- and -

**SHANE SCOTT and MICHELLE SCOTT**

DEFENDANTS  
(RESPONDENTS)

**FIFTH REPORT OF  
PRICEWATERHOUSECOOPERS INC.,  
INTERIM RECEIVER OF SHANE SCOTT and MICHELLE SCOTT**

**MacPherson Leslie & Tyerman LLP**

Lawyers

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## INTRODUCTION

1. This report (the “**Fifth Report**”) is filed by PricewaterhouseCoopers Inc. (“**PwC**”) in its capacity as interim receiver (the “**Receiver**”) of substantially all of the assets, undertakings and properties (collectively, the “**Property**”) of Shane Scott and Michelle Scott (collectively, the “**Debtors**”).
2. The Receiver was appointed by an Order granted by the Court of Queen’s Bench of Saskatchewan (the “**Court**”) on October 9, 2012 (the “**Interim Receivership Order**”).
3. It is recommended that this report be read in conjunction with the Receiver’s prior reports, which can be found on our website at [www.pwc.com/car-scott](http://www.pwc.com/car-scott).
4. The purpose of this report is to provide information and background to this Honourable Court in support of an application by the Receiver for an Order increasing the Receiver’s borrowings charge from \$100,000 to \$250,000.

## ACTIVITIES OF THE RECEIVER SINCE NOVEMBER 30, 2012

5. The Receiver continues to secure the Property in accordance with its court-ordered mandate.
6. Based on the observations of and information provided to the Receiver by its agents, the cattle appear to be properly cared for and there is adequate feed on hand.
7. The Receiver is continuing to administer the court-supervised Claims Process pursuant to the December 6, 2012, Order of this Honourable Court. The Receiver is presently reviewing all claims received pursuant to the Claims Process, and will be responding to the Claimants in due course.

## STATEMENT OF RECEIPTS AND DISBURSEMENTS

8. Pursuant to paragraph 18 of the Interim Receivership Order, the Receiver was granted the liberty and empowerment to borrow up to \$100,000 under the Interim Receiver’s Borrowings Charge.
9. As more particularly described in the Receiver’s Statement of Receipts and Disbursements for the period of October 9, 2012, to January 15, 2013, a copy of which is attached hereto as Appendix “A”, the Receiver has borrowed the maximum amount it is empowered to borrow under the Receiver’s Borrowings Charge, namely \$100,000.00, and has expended substantially all of that amount in the course of carrying out its duties as Interim Receiver. The principal expenditures in that regard are as follows, namely:
  - a. Inventory monitoring — \$41,000;
  - b. Payroll — \$8,800;
  - c. Debtor Salary — \$6,000;

- d. Fuel — \$5,800; and
  - e. Veterinary — \$13,300.
10. No Receipts have been turned over to the Receiver. However, the Receiver understands that certain Property has been disposed of by the Debtor, the proceeds of which have not been remitted to the Receiver. The Receiver continues to investigate, and will report its findings to the Court in due course.

**FURTHER FUNDING OF THE INTERIM RECEIVERSHIP**

11. The Receiver continues to incur expenses in carrying out its court-ordered mandate pursuant to the Interim Receivership Order, including the administration of the Claims Process, and estimates it will require further funds in the approximate amount of \$100,000 - \$150,000 to complete its duties. A summary of the estimated further expenses is as follows:
- a. Inventory Monitoring — \$85,000
  - b. Feed — \$10,000
  - c. Repairs / Maintenance — \$10,000
  - d. Fuel — \$5,000
  - e. Debtor salary — \$3,000
  - f. Payroll — \$5,000
  - g. Advertising Costs — \$3,000

**RECEIVER'S REQUESTS**

12. The Receiver respectfully requests that this Honourable Court grant an Order increasing the borrowing empowerment of the Receiver under the Interim Receiver's Borrowing Charge to \$250,000.

All of which is respectfully submitted this 15th day of January, 2013.

**PricewaterhouseCoopers Inc. as Interim Receiver  
of Shane Scott and Michelle Scott**

Per: 