# In the Matter of the Interim Receivership of SHANE SCOTT AND MICHELLE SCOTT of the Town of Eastend In the Province of Saskatchewan

### Notice of Receiver (Subsections 245(1) and 246(1))

#### Take notice that:

On the 9<sup>th</sup> day of October, 2012, PricewaterhouseCoopers Inc. ("PwC") was appointed Interim Receiver pursuant to an Order of the Court of Queen's Bench of Saskatchewan, Judicial District of Saskatoon in respect of the inventory and all of assets, undertakings and properties of Shane Scott and Michelle Scott acquired for, or used in relation to the business carried on by Shane Scott and Michelle Scott ("Scott" or Debtors"), including all proceeds thereof, provided that the property shall exclude any asset that would comprise an "implement" as defined in The *Saskatchewan Farm Security Act*, S.S. 1988, c. S-17.1 with the authority to take possession, preserve, protect and maintain control and value the property.

On February 13<sup>th</sup>, 2013 an Amended and Restated Receivership Order was filed appointing PricewaterhouseCoopers Inc. as Receiver, without security, of all of the assets, undertakings and properties of the Debtor acquired for, or used in relation to the business carried on by the Debtor, including all proceeds thereof, subject to paragraph 2C of the Amended and Restated Receivership Order. This Order was effective as of 8 a.m. Saskatoon time on February 19, 2013.

The Debtors provided an incomplete copy of a list of the debtor's assets. To the best of our knowledge, and based on observation, the Debtors' assets include:

Value

• Cash in Bank

\$2,800

Accounts receivable

Unknown

Livestock

Approximately 1,800 livestock

Grain/Feed

Unknown

Equipment

Unknown

- 2. PwC, in its capacity as Receiver, took possession and control of the property described above on the 19th day of February, 2013.
- 3. The following information relates to the receivership:

Address of insolvent person:

Box 2080, Maple Creek SK, S0N 1N0

Box 159, Eastend, SK, S0N 0T0

Principal line of business:

Cattle rancher

Location of business:

Eastend and Maple Creek, SK

#### **Secured Creditors**

Name	Amount	
BMO Bank of Montreal	\$ 1,686,606.92	
B&A Petroleum Ltd.	\$ 55,427.62	
Double G Marketing (Gleim/Gordon)	\$ 20,110.00	
National Leasing Group Inc.	Unknown	
Teale, Lenard	Unknown	
Guckert, Sheldon and Belinda	Unknown	
Toronto Dominion Bank - Western Credit Centre	Unknown	
Farm Credit Canada	Unknown	
Canadian Livestock Advance Association	\$ 680,383.15	
Maple Creek Tire Ltd.	\$ 35,266.82	
Irvin Goodon Industries Ltd.	\$ 12,153.00	
Viterra Inc.	Unknown	

#### **Unsecured Creditors**

The Receiver has prepared a list of unsecured creditors after conducting searches at the Saskatchewan and Alberta Personal Property Registry, Alberta Court of Queen's Bench, Saskatchewan Court of Queen's Bench, Federal Court and Equifax and also as identified throughout the Interim Receivership. The list of unsecured creditors is included as Schedule "A.

#### Plan of Action

- PwC, in its capacity as Receiver, took possession and control of the property described above on the 19<sup>th</sup> day of February, 2013.
- A website has been set up which will be updated regularly for the benefit of all interested parties. This website is <a href="https://www.pwc.com/car-scott">www.pwc.com/car-scott</a>
- The Receiver is not aware of any accounts receivable, as the Debtors have not provided a listing of the accounts, if any.
- The Interim receiver conducted a Court sanctioned Property Claims Process to establish ownership claims in the livestock in the possession of the Debtors. Of the 9 claims received, 2 were accepted by the receiver for a total of 76 animals. One of the claimants has appealed the receiver's response and the appeal is to be heard by the Court.
- The Receiver has taken possession of the livestock that it has been able to locate (approximately 1,700 animals) and these animals have been sent to auction.
- The Debtor has moved 30 animals which he has claimed belong to his children. Proof of ownership has been requested.
- The Receiver is currently formulating a plan to deal with the non-livestock assets of the Debtor that are a part of its mandate as set out in the Amended and Restated Receivership Order which may be downloaded from our website www.pwc.com/car-scott.
- The Receiver has engaged independent legal counsel of McPherson Leslie Tyerman, Saskatoon, Saskatchewan.

#### Other Pertinent Matters (Specify)

Contact persons for Receiver:

Name:

Susan Shabluk

Telephone:

403-509-7316

Facsimile:

403-781-1825

Dated at Calgary, Alberta this 1<sup>st</sup> day of March, 2013.

PricewaterhouseCoopers Inc. Receiver of

**Shane Scott and Michelle Scott** 

Per:

Clinton L.T. Roberts Senior Vice President

## **Shane Scott and Michelle Scott - Receivership Unsecured Creditor List**

#### SCHEDULE A

Name	Amount
Agricultural Credit Corporation of Saskatchewan	\$ 152,852.92
BMO MasterCard	\$ 163,716.99
Capital One Bank	\$ 1,960.00
Chase Sears	Unknown
CNH Capital Canada	\$ 3,272.00
Dirt Creek Enterprises	\$ 60,000.00
Ellen Scott	\$ 77,844.22
Federated Co-operatives Limited	\$ 300,000.00
Ford Motor Credit	\$ 2,781.00
HSBC Finanace Corp Canada	\$ 4,048.00
J.R. Kuntz Livestock Transport Ltd.	\$ 24,067.79
John Deere Credit Inc.	\$ 6,075.00
Lyle Bowles	\$ 50,000.00
Mainline Sales & Services	\$ 6,000.94
Maple Leaf Creek Veterinary Services PC Ltd.	\$ 68,603.04
Maple Plumbing and Heating Ltd.	\$ 1,816.00
Pioneer Coop	\$ 40.00
Pioneer Co-Operative Association Limited	\$ 544,557.52
Pioneer Cooperative Limited c/o Gerrand Rath Johnson LLP	\$ 554,557.52
Rhodes Electric	\$ 3,719.05
SaskEnergy	\$ 456.10
SaskPower	\$ 5,175.82
Scotia Bank	\$ 866.00
Scotia Bank Visa	\$ 7,720.00
Shaunovan Livestock Sales (88) Ltd.	\$ 149,539.88
Thorlakson/Thorlakson Feedyards	\$ 662,000.00
Viterra Feed Products	\$ 24,778.00
Wild Wrench Custom Services Ltd.	\$ 4,453.50

Total

\$ 2,880,901.29