



## PROOF OF CLAIM

(see instructions on page 3)

Reserved for Administration		
Secured :		
Privileged :		
Unsecured :		
Original:	Amendment:	Initials
Collocated on:		

### IN THE MATTER OF THE PROPOSAL OF:

**MÉTAUX M.P.I. INC.**, of the city of Mirabel, province of Quebec (referred to in this form as "the debtor")

and the claim of \_\_\_\_\_, (referred to in this form as "the creditor").

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(attention)  
(civic number and street)  
(city, province, postal code and country)

Telephone: \_\_\_\_\_

Fax: \_\_\_\_\_

Email address: \_\_\_\_\_

I, \_\_\_\_\_ residing in the city of \_\_\_\_\_  
(name of individual completing this form)

in the Province of \_\_\_\_\_, do hereby certify that:

**If an officer of the company, state position or title.**

1.  I am the creditor of the above-named debtor or  I am \_\_\_\_\_ (state position or title) of \_\_\_\_\_ (name of creditor or its representative).

2. I have knowledge of all the circumstances connected with the claim referred to below.
3. The debtor was, at the date of the notice of intention, namely the 4<sup>th</sup> day of April 2019, 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.

**Check and complete the appropriate category.**

4. A  **Unsecured claim of \$\_\_\_\_\_**  
*(Other than a customer contemplated by Section 262 of the Act).* In respect of this debt, I do not hold any assets of the debtor as security and:

- (i)  Regarding the amount of \$\_\_\_\_\_, I do not claim a right to a priority.
- (ii)  Regarding the amount of \$\_\_\_\_\_, I claim a right to a priority under section 136 the Act.

- B  **Claim of lessor for disclaimer of a lease of \$\_\_\_\_\_**  
I hereby make a claim under subsection 65.2(4) of the Act, particulars of which are as follows:  
\_\_\_\_\_  
\_\_\_\_\_.

- C  **Secured claim of \$\_\_\_\_\_**  
In respect of this debt, I hold assets of the debtor valued at \$\_\_\_\_\_  
as security, particulars of which are as follows:  
\_\_\_\_\_  
\_\_\_\_\_.

- D  **Claim by farmer, fisherman, or aquaculturist of \$\_\_\_\_\_**  
I hereby claim under subsection 81.2(1) of the Act for the unpaid amount of \$\_\_\_\_\_.

- E  **Claim by wage earner of \$\_\_\_\_\_**  
(i)  I hereby make a claim under subsection 81.3(8) of the Act in the amount of \$\_\_\_\_\_  
or  
(ii)  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 \$\_\_\_\_\_**  
(i)  I hereby make a claim under subsection 81.5 of the Act in the amount of \$\_\_\_\_\_  
or  
(ii)  I hereby make a claim under subsection 81.6 of the Act in the amount of \$\_\_\_\_\_.

- G  **Claim against director of \$\_\_\_\_\_**  
I hereby make a claim under subsection 50(13) of the Act, particulars of which are as follows:  
\_\_\_\_\_  
\_\_\_\_\_.

- H  **Claim of a customer of a bankrupt securities firm of \$\_\_\_\_\_**  
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:  
\_\_\_\_\_  
\_\_\_\_\_.

**Check appropriate description. Set out an attached sheet details to support priority claim.**

**Give full particulars of the claim, including the calculations upon which the claim is based.**

**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.**

**Attach a copy of sales agreement and delivery receipts.**

**Give full particulars of any wage earner's claim, including the calculations upon which the claim is based.**

**Give full particulars of any employee's claim, including the calculations upon which the claim is based.**

**To be completed when a proposal provides for the compromise of claims against directors. Give full particulars of the claim, including the calculations upon which the claim is based.**

**Give full particulars of the claim, including the calculations upon which the claim is based.**

**Chose the right formulation for your situation by checking it and striking the non desired portion.**

**Provide details of payments, credits and transfers at undervalue.**

5. To the best of my knowledge,  I or  the above-named creditor  am/is or  am/is not related to the debtor within the meaning of section 4 of the Act, and  have/has or  have/has not dealt with the debtor in a non-arm's-length manner.
6. The following are the payments that I have received from, 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 subsection 2(1) of the Act:

**Applicable only in the case of the bankruptcy of an individual.**

**Must be signed and witnessed.**

7.  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.
8. DATED AT \_\_\_\_\_ this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_, 201\_\_\_\_\_.

\_\_\_\_\_  
(signature of witness)

\_\_\_\_\_  
(signature of individual completing this form)

\_\_\_\_\_  
(name of witness, print)

\_\_\_\_\_  
(name of individual completing this form, print)

**Notes:** All references to "the Act" refer to the *Bankruptcy and Insolvency Act*.  
If an affidavit is attached, it must have been made before a person qualified to take affidavits.  
If a copy of this form is sent electronically by means such as email, the name and contact information of the sender, prescribed in Form 1.1, must be added at the end of the document.

**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.

**If there are any questions in completing the proof of claim, please write or call the office of the trustee.**

## **PRICEWATERHOUSECOOPERS INC.**

**LICENSED INSOLVENCY TRUSTEE**  
1250 René-Lévesque Boulevard West, Suite 2500  
Montréal, Québec H3B 4Y1

**Attention: Mr. Philippe Blain**  
Telephone: (514) 205-5001, ext. 1572  
Fax: (514) 205-5694  
Email: [blain.philippe@pwc.com](mailto:blain.philippe@pwc.com)

## **GENERAL PROXY**

I, \_\_\_\_\_, of \_\_\_\_\_, a creditor in the above matter,  
(name of creditor) (name of town or city)

hereby appoint \_\_\_\_\_, of \_\_\_\_\_, to be my proxy  
(name of proxy) (company or firm)

holder in the above matter, except as to the receipt of dividends,  with power to appoint another proxyholder in his or her place or  without power to appoint another proxyholder in his or her place.

DATED AT \_\_\_\_\_, this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_, 201\_\_\_\_\_.

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Signature of the creditor or its authorized representative)

\_\_\_\_\_  
(Name of witness, print)

\_\_\_\_\_  
(Name of creditor or the creditor or its authorized representative, print)

## Instructions for completing proof of claim forms

Every creditor shall prove his claim, and a creditor who does not prove his claim is not entitled to share in any distribution of the amounts from the realization of the assets. Claims not completed correctly in every respect will be returned.

In completing the attached form, your attention is directed to the marginal notes on the form and to the following requirements:

### Proof of Claim:

1. The form must be completed and signed by an individual and not by a corporation. If you are acting for a corporation or other person, you must state the capacity in which you are acting, such as, *Credit Manager, Treasurer, Authorized Agent*, etc.
2. The person signing the form must have knowledge of the circumstances in connection with the claim.
3. The date appearing at this paragraph is the one at which amounts owed are to be calculated. A Statement of Account containing details of the claim as well as the correct name of the debtor must be attached and marked "A".
4. The nature of the claim must be indicated by ticking the type of claim which applies, e.g. ticking the box:
  - A indicates the claim is unsecured and
  - A(i) indicates that the creditor is not claiming any priority
  - A(ii) indicates the creditor is claiming preferred status under section 136 of the Act. Details to support the priority claim must be set out on an attached schedule.
  - B indicates a claim of landlord for disclaimer of a lease under subsection 65.2(4) of the Act. Details to support this claim must be set out on an attached schedule.
  - C indicates the claim is secured and the value at which the creditor assesses the security must be inserted. Details of each item of security held should be attached as a separate schedule and submitted with a copy of the chattel mortgage, conditional sales contract, security agreement, etc.
  - D indicates that the creditor is a farmer, fisherman or aquaculturist who supplied goods within fifteen (15) days prior to the date of receivership or bankruptcy and has not yet been paid for those goods.
  - E indicating that the creditor is a former employee of the debtor:
    - E(i) The claim of a clerk, servant, travelling salesperson, labourer or worker who is owed wages, salaries, commissions or compensation by a bankrupt for services rendered during the period beginning on the day that is six (6) months before the date of the initial bankruptcy event and ending on the date of the bankruptcy is secured, as of the date of the bankruptcy, to the extent of \$2,000 – less any amount paid for those services by the trustee or by a receiver – by security on the bankrupt's current assets on the date of the bankruptcy.
    - E(ii) The claim of a clerk, servant, travelling salesperson, labourer or worker who is owed wages, salaries, commissions or compensation by a person who is subject to a receivership for services rendered during the six (6) months before the first day on which there was a receiver in relation to the person is secured, as of that day, to the extent of \$2,000 – less any amount paid for those services by a receiver or trustee – by security on the person's current assets that are in the possession or under the control of the receiver.
  - F indicates the claim by employee for unpaid amount regarding pension plan under subsection 81.5 and 81.6 of the Act. Details to support this claim must be set out on an attached schedule:
    - F(i) under subsection 81.5 of the Act, if it is a Bankruptcy
    - F(ii) under subsection 81.6 of the Act, if it is a ReceivershipDetails to support this claim must be set out on an attached schedule.
  - G indicates the claim is against a director under subsection 50(13) of the Act. It is applicable only in the case of a proposal which provides for the compromise of claims against directors. Details to support this claim must be set out on an attached schedule.
  - H (applies only to bankruptcies of security firms) indicating that the creditor is a customer of the bankrupt securities firm.
5. The person signing the form must indicate (by checking the appropriate box and striking out what is not applicable) whether the creditor and the debtor are related. Section 4 of the Act defines persons related to a debtor. If the creditor is related by blood or marriage to the debtor, the creditor should consider itself to be a related person. If the debtor is a corporation, a creditor would be related if it was a shareholder or if the creditor was controlled by the same shareholders as the debtor.
6. The person signing the form must provide full details of all payments and credits received from or allowed to the debtor during the period indicated. Leaving a blank will indicate that there were no such payments and credits.
7. In the case of the bankruptcy of an individual, tick the box if desired.
8. The person signing the form must insert the place and date and the signature must be witnessed.

### General Proxy:

If it is desired to appoint a proxy, the proxy form must be completed and signed by the creditor; if the creditor is a corporation, the proxy form must be signed by an authorized representative (who is not necessarily the individual signing the proof of claim form) and must be witnessed.