

CANADA
Province of Ontario
Division No.: 03- Barrie
Court No.: 31-3051821
Estate No.: 31-3051821

**IN THE MATTER OF THE BANKRUPTCY OF
CREDIT BUREAU COLLECTIONS LTD.
IN THE CITY OF BARRIE
IN THE PROVINCE OF ONTARIO

ORDINARY ADMINISTRATION**

MINUTES OF THE FIRST MEETING OF CREDITORS

Trustee: MNP Ltd. ("Trustee")

Date of Meeting: March 27, 2024
Time: 11:00 AM
Location: Via MS Teams video call:

Video Conference Link: rb.gy/b6n8ib
Video Conference ID: 119 261 605 1
Dial the toll-free number (877) 252-9279.
Audio Conference ID: 615 952 13

Chairperson: Sheldon Title, MNP LTD.

ATTENDANCE

Sheldon Title – MNP Ltd.
Akhil Kapoor – MNP Ltd.
Chahna Nathwani – MNP Ltd.

Laura Hooper- OSB
Graeson Leuangthong- Ministry of Public and Business Service Delivery

Dan Herbert- Director of the Company ("Dan")
Janet Stead- Creditor ("Janet")
Mark Lemieux- Legal counsel for a former employee (contingent creditor)

CHAIRPERSON

Sheldon Title, LIT acted as the chairperson under the authority of Section 105 (1) of the *Bankruptcy and Insolvency Act* (the "**BIA**").

Quorum

The chairperson examined the proofs of the claim filed. One creditor, Janet, who, along with her spouse, Dan, has an outstanding unsecured loan in the Company, was present, in person, so there was a quorum. However, the chairperson advised that pursuant to S. 109(6) of the BIA, if it is the Chairperson's opinion that the outcome of the vote would be determined by the vote of a creditor not dealing at arms-length with the Company in the preceding one (1) year (from the date of the initial bankruptcy event), such creditor's vote shall be excluded and the vote re-determined. The Trustee also referenced s.113(3) of the BIA imposing restrictions on a director or officer voting on the appointment of a trustee and the appointment of inspectors.

CALL TO ORDER

The Chairperson declared the meeting legally constituted and called the meeting to order.

The Chairperson tabled the following documents:

1. Assignment
2. Certificate of Appointment
3. Statement of Affairs
4. Affidavit of mailing
5. Newspaper advertisement

The Chairperson advised the following:

Pursuant to the authority of the *Bankruptcy and Insolvency Act* ("BIA"), any question or dispute arising at the first meeting of creditors ("FMOC") would be decided by the chairperson, and any creditor may appeal the decision of the chairperson to court.

The purpose of the FMOC was to consider the affairs of the bankrupt, to affirm the appointment of the trustee or substitute another in place thereof, to appoint inspectors, and for creditors to provide such directions to the trustee as they may see fit with reference to the administration of the estate.

REPORT TO CREDITORS BY TRUSTEE

The Chairperson delivered the Preliminary Report and copies were made available to all in attendance via the Trustee's website. The Chairperson briefly went through each section of the Preliminary Report.

QUESTIONS

The Trustee opened the floor for questions. There were no questions.

AFFIRMATION OF THE TRUSTEE'S APPOINTMENT

The Trustee was appointed at filing by the Official Receiver to administer this estate. Per the BIA s.115, the trustee's appointment is affirmed by a majority vote on an ordinary resolution, where one dollar equals one vote.

VOTING RESTRICTIONS

As noted above, Janet, as a party not dealing at arms-length and Dan, as a director had restrictions on voting.

The chairperson requested Janet, the only creditor present in the meeting, to move the motion for the appointment of the Trustee. Janet moved the motion and affirmed the appointment. The Trustee advised that in accordance with s.109(6) of the BIA, Janet's vote was excluded. As a quorum for the purpose of affirming the appointment of the trustee, MNP Ltd. was deemed to be confirmed as per s.106(2)(a) of the BIA.

APPOINTMENT OF INSPECTORS

The Trustee briefly reviewed the Inspector's duties, which include:

1. Supervising the administration where the trustee needs inspector approval.
2. Attending inspector meetings (in person or by phone)
3. Examining the accounts and establishing bank balances
4. Approving interim draws in respect of the Trustee's fees.
5. Approving the final receipts and disbursements.

According to section 116 of the BIA, at the FMOC, the creditors shall, by resolution, appoint up to five inspectors of the estate of the bankrupt or agree not to appoint any inspectors. The Chairperson asked if any other would be interested in acting or whether there were any other nominations before we took it to a vote. The Trustee did not receive any interest. Accordingly, there are no Inspectors appointed.

DIRECTIONS TO TRUSTEE


The chairperson asked if there were any further issues that the creditors wanted addressed. No motions were made.

QUESTIONS

Dan asked about the potential sale of the server. The chairperson advised that they are taking active steps to communicate with one of the prospective purchasers, however, it is at an early stage at this time and will depend on many factors including a requirement to seek approval from the Ministry. The Trustee also advised that although the assets of the bankrupt estate vest with the Trustee, they are subject to the rights of the Royal Bank of Canada, the secured creditor and the CRA for its potential deemed trust.

ADJOURNMENT

Motion to adjourn carried unanimously. FMOC adjourned at 11:24 AM.



Sheldon Title, *CIRP, LIT*
Chairperson

March 28 /24

Date