

District of Ontario
Division No. 09 – Mississauga
Court No. 32-2710228
Estate No. 32-2710228

**IN THE MATTER OF THE BANKRUPTCY OF
EVOLUTION LIGHTING CANADA, INC.
OF THE CITY OF MISSISSAUGA
IN THE PROVINCE OF ONTARIO**

To the Creditors of Evolution Lighting Canada, Inc. (the “Company” or “Evolution”)

Please be advised that on February 5, 2021, Evolution filed an assignment in bankruptcy, which was accepted by the Office of the Superintendent of Bankruptcy Canada (the “OSB”) and became effective on February 8, 2021. MNP Ltd. was appointed as the Licensed Insolvency Trustee (the “Trustee”) of Evolution’s bankruptcy estate, subject to affirmation by the creditors at the first meeting of creditors (the “FMO”).

Please find enclosed the following:

1. The Notice of Bankruptcy, First Meeting of Creditors (Form 68) (the “Notice”);
2. Evolution’s Statement of Affairs (Form 78) (the “SOA”), virtually sworn on February 5, 2021, which details the Company’s assets and liabilities and the list of creditors related thereto;
3. A blank Proof of Claim form (Form 31) (“PoC”) in order to submit/file a claim in the estate to be able to vote at the FMO and/or share in any dividend distributions; and
4. A blank Proxy form (Form 36) in order to appoint an individual/a person to be your representative at the FMO if you are an incorporated business or an individual/a person and are unable to attend yourself.

As noted in the Notice, the FMO is being held on **Thursday, February 25, 2021 at 10:30 AM (Toronto time) by video/telephone conference (via Microsoft Teams)**. To attend/join the meeting you may connect by the following:

Microsoft Teams App or Web Browser

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YilyMTU4OTctMmZiNi00OTUyLTljOTctYmJmN2EzYWVlOTIk%40thread.v2/0?context=%7b%22Tid%22%3a%22cb3b0d1e-24fb-4847-ba48-2f5e7c2b9b23%22%2c%22Oid%22%3a%22878e28f7-bff8-4bb0-bf76-db348e998b00%22%7d

Telephone (audio only)

+1 587 747-4334 or Toll Free +1877 252-9279
Phone Conference ID: 104 866 539 #

The above will provide you access to attend/join the FMOC, however in order **to be entitled to vote at the FMOC, you will need to before the start of the FMOC submit/file with the Trustee a fully completed PoC (Form 31) and Proxy form (Form 36), if applicable.**

Although you may submit/file your PoC up to the appointed time for the start of the FMOC in order to be able to vote, due to the COVID-19 pandemic and the need to work remotely, in order to ensure that we receive your PoC and register you to vote, **we strongly encourage you to submit/file your PoC by no later than 12:00 PM (Toronto time) on Wednesday, February 24, 2021.**

A copy of the Trustee's Preliminary Report to the Creditors and other information regarding these proceeding will be posted before the FMOC on our dedicated website (www.mnpdebt.ca/evolutionlighting).

Please visit our website in order to obtain any updated information that may be posted during the course of these bankruptcy proceedings.

If you have any questions concerning the foregoing or require any additional information, please contact Matthew Lem at 416-515-3882 or by email at Matthew.Lem@mnp.ca.

Dated at Toronto, Ontario this 12th day of February 2021.

MNP LTD.,
Trustee of the Estate of
Evolution Lighting Canada, Inc., a bankrupt
Per:



Matthew Lem, CIRP, LIT
Senior Vice President

Encl.

District of: Ontario
Division No. 09 - Mississauga
Court No. 32-2710228
Estate No. 32-2710228

FORM 68
Notice of Bankruptcy, First Meeting of Creditors
(Subsection 102(1) of the Act)

Original Amended

In the matter of the bankruptcy of
Evolution Lighting Canada, Inc.
of the City of Mississauga
in the Province of Ontario

Take notice that:

1. Evolution Lighting Canada, Inc. filed (or was deemed to have filed) an assignment (or a bankruptcy order was made against Evolution Lighting Canada, Inc.) on the 8th day of February 2021 and MNP Ltd., was appointed as trustee of the estate of the bankrupt by the official receiver (or the Court); subject to affirmation by the creditors of the trustee's appointment or substitution of another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on the 25th day of February 2021 at 10:30 AM at / by Telephone Conference (Audio Only) or Video Conference (MS Teams), Video: see meeting instructions at www.mnpdebt.ca/evolutionlighting, Telephone: +1 587-747-4334 or +1877-252-9279, Conf. ID: 104 866 539#.
3. To be entitled to vote at the meeting, a creditor must file with the trustee, before the meeting, a proof of claim and, where necessary, a proxy.
4. Enclosed with this notice are a proof of claim form, proxy form and list of creditors with claims amounting to \$25 or more showing the amounts of their claims.
5. Creditors must prove their claims against the estate of the bankrupt to share in any distribution of the proceeds realized from the estate.

Dated at the City of Toronto in the Province of Ontario, this 12th day of February 2021.

MNP Ltd. - Licensed Insolvency Trustee



300 - 111 Richmond Street West
Toronto ON M5H 2G4
Phone: (416) 596-1711 Fax: (416) 323-5242

-- Form 78 --

Statement of Affairs (Business Bankruptcy) made by an entity
 (Subsection 49(2) and Paragraph 158(d) of the Act / Subsections 50(2) and 62(1) of the Act)

In the matter of the bankruptcy of
 Evolution Lighting Canada, Inc.
 of the City of Mississauga
 in the Province of Ontario


To the bankrupt:

You are required to carefully and accurately complete this form and the applicable attachments showing the state of your affairs on the date of the bankruptcy, on the 5th day of February 2021. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration.

LIABILITIES (as stated and estimated by the officer)		ASSETS (as stated and estimated by the officer)	
1. Unsecured creditors as per list "A"	8,427,822.68	1. Inventory	0.00
Balance of secured claims as per list "B"	0.00	2. Trade fixtures, etc.	0.00
Total unsecured creditors	8,427,822.68	3. Accounts receivable and other receivables, as per list "E"	
2. Secured creditors as per list "B"	0.00	Good	0.00
3. Preferred creditors as per list "C"	0.00	Doubtful	0.00
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	0.00	Bad	0.00
Total liabilities	8,427,822.68	Estimated to produce	0.00
Surplus	NIL	4. Bills of exchange, promissory note, etc., as per list "F"	0.00
		5. Deposits in financial institutions	0.00
		6. Cash	0.00
		7. Livestock	0.00
		8. Machinery, equipment and plant	0.00
		9. Real property or immovable as per list "G"	0.00
		10. Furniture	0.00
		11. RRSPs, RRIFs, life insurance, etc.	0.00
		12. Securities (shares, bonds, debentures, etc.)	0.00
		13. Interests under wills	0.00
		14. Vehicles	0.00
		15. Other property, as per list "H"	0.00
		If bankrupt is a corporation, add:	
		Amount of subscribed capital	0.00
		Amount paid on capital	0.00
		Balance subscribed and unpaid	0.00
		Estimated to produce	0.00
		Total assets	0.00
		Deficiency	8,427,822.68

I, James Martin, of the City of Miami in the State of Florida, do swear (or solemnly declare) that this statement and the attached lists are to the best of my knowledge, a full, true and complete statement of the affairs of the Corporation on the 5th day of February 2021 and fully disclose all property of every description that is in my possession or that may devolve on me in accordance with the Act.

SWORN (or SOLEMNLY DECLARED) virtually by video conference call before me at the City of Miami in the State of Florida, on this 5th day of February 2021.


 Matthew Lem, Commissioner of Oaths
 For the Province of Ontario
 Expires February 21, 2023


 James Martin

Matthew Eric Lem, a Commissioner, etc.,
 Province of Ontario, for MNP Ltd. and MNP LLP.
 Expires February 21, 2023.

District of: Ontario
 Division No. 09 - Mississauga
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 Estate No.

FORM 78 -- Continued

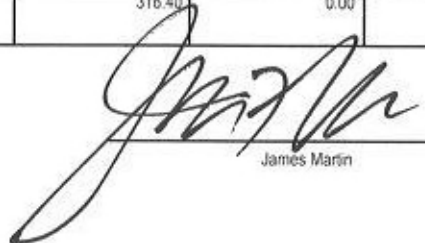
List "A"
 Unsecured Creditors

Evolution Lighting Canada, Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	AEL Lighting Co LTD	NO.268-5 ZhongXinJin Rd. ShuiKou District, Dalang Twn Guangdong 518105 China	26,388.82	0.00	26,388.82
2	Alectra Utilities	P O Box 3080 Station "A" Mississauga ON L5A3V6	3,363.14	0.00	3,363.14
3	Ailstream Inc.	P O BOX 4622 Stn A Toronto ON M5W0J9	46.09	0.00	46.09
4	Banyan Mezzanine Fund	1111 Brickell Avenue Miami FL 33131 USA	6,076,993.49	0.00	6,076,993.49
5	Bell Canada F-88 - Business Attn: Insolvency Department 905-795-9995	1 Carrefour Alexandre-Graham-Bell, Aile E3 Verdun QC H3E 3B3	2,518.45	0.00	2,518.45
6	Blakes, Cassels & Graydon LLP	199 Bay Street Suite 4000, Commerce Court West Toronto ON M5L1A9	3,995.26	0.00	3,995.26
7	Blue-pencil	761 Redwood Square Unit#2 Oakville ON L6L6R6	71.07	0.00	71.07
8	Bolore Logistics Canada Inc.	3400 Douglas-B. Floreani Ville St-Laurent QC H4S1V2	33,031.46	0.00	33,031.46
9	Bright Lighting Co Ltd	39 Fachang Road, Nanqu Ind Zone Ronggui Town, Shunde District Guangdong China	31,963.54	0.00	31,963.54
10	Canadian Spring	PO BOX 4514 STN A Toronto ON M5W4L7	284.94	0.00	284.94
11	CCT CANADA INC.	6900 Tranmere Drive Mississauga ON L5S1L9	1,200.03	0.00	1,200.03
12	Cintas	1110 Flint RD Toronto ON M3J2J5	135.80	0.00	135.80
13	Clintar Landscape Management Services	6409 Netherhart Road Mississauga ON L5T1B8	2,570.75	0.00	2,570.75
14	CONNECTRANS	8160 Parkhill Drive, Suite 3 Milton ON L9T5V7	8,159.68	0.00	8,159.68
15	CRA - Tax - Ontario 829324052	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9	1.00	0.00	1.00
16	DAB Transportation Analysts Reg'd	14 John White Kirkland QC H9J1L3	2,362.50	0.00	2,362.50
17	DHL Express	P.O. Box 4723 Houston TX 77210	27.72	0.00	27.72
18	DHL Express (Canada) Ltd.	C/O T10332C PO BOX 4488, STN A Toronto ON M5W 4H1	18.34	0.00	18.34
19	Dongguan City General Success	Caibai First Industry Area Daojian Dongguan City Guangdong 523000 China	1,104,825.52	0.00	1,104,825.52
20	Dongguan City Sunrise Gift Co. LTD	#3 Sijin Rd, Xiaolong Ind Zone Yuanshanbei Village, Changping, Dongguan Guangdong 523400 China	6,991.00	0.00	6,991.00
21	Dons Lumping Services	94 Royal Salisbury Way Brampton ON L6V 3J7	316.40	0.00	316.40

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Date



James Martin

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FORM 78 -- Continued

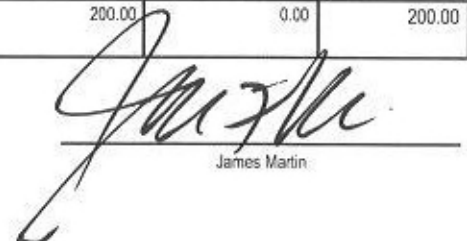
List "A"
 Unsecured Creditors

Evolution Lighting Canada, Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
22	Enbridge Gas Distribution - Ontario Attn: Back Office Collections Department	3401 Schmon Pkwy, PO Box 1051 Thorold ON L2V 5A8	2,765.27	0.00	2,765.27
23	Evermore Enterprise (Zhejiang) Ltd	No. 27 Xianxing Rd Xianlin Town Yuhang District, Hangzhou Zhejiang 311121 China	218,308.30	0.00	218,308.30
24	Eyam Lighting Ltd	Shixi Ind Zone, Shishan Town Foshan City Guangdong 528225 China	72,608.36	0.00	72,608.36
25	Federal Express Canada Ltd. - Revenue Recovery Department Attn: Lynn Tassone	5985 Explorer Drive Mississauga ON L4W 5K6	19.78	0.00	19.78
26	HaoTing Lighting	Jingye Rd 115, Ind Zone Fengming District Tongxiang City 314500 China	18,827.58	0.00	18,827.58
27	Hibrite Enterprises LTD	10F Zhongshan Xi RD Jiangbei District Ningbo 315000 China	24,521.75	0.00	24,521.75
28	Huizhou City Create Success Ind Co. LTD	Taoqian Village Sandong Town Huicheng District, Huizhou City Guangdong 516032 China	65,806.43	0.00	65,806.43
29	Huizhou Ledsun Lighting Co LTD	4F, Huicheng Ind Bldg, Huitai Ind Zone, Huizhou City Guangdong 516006	16,713.01	0.00	16,713.01
30	Huizhou Yalite Lighting Factory	Tongqiao Ind Estate Tongqiao Town Huizhou 53325 China	118,940.14	0.00	118,940.14
31	Laite Lumens Ltd.	NO. 54-1, Jinhui N.Rd, Zhongkai Hi-Tech Dvlop Zone Huizhou 528478 China	300,866.54	0.00	300,866.54
32	Leading Lighting Co.,Ltd	No.78 JingFu West Rd. YangKeng Village, DaLang Twn, Dongguan Guangdong 523710 China	53,340.15	0.00	53,340.15
33	Loomis Express, a div of TFI Transport 22	200 Westcreek Blvd Brampton ON L6T5T7	438.91	0.00	438.91
34	Martinez, Oscar	939 Gazley Circle Milton ON L9T 6M1	1,469.00	0.00	1,469.00
35	Modern Home Lighting Inc	Yisha District Shatian Twn Dongguan City Guangdong 523998 China	7,322.50	0.00	7,322.50
36	Moon Communications Inc	5196 Heatherleigh Ave Mississauga ON L5V1M6	289.28	0.00	289.28
37	New Pourskey Lighting Technology Co. LTD	Flowing Water Ind Area, Sang Garden Blk City E Dist of Dongguan Guangdong 523119 China	37,840.75	0.00	37,840.75
38	Orkin Canada Corporation	5840 Falbourne St Mississauga ON L5R4B5	274.59	0.00	274.59
39	Shaoxing Prolux Lighting Co. Ltd	Ludong Ind Zone BaiGuan St Shangyu District ZheJiang 312300 China	8,240.70	0.00	8,240.70
40	The Ace Group Inc.	1555 Matheson Blvd East Mississauga ON L4W1H9	200.00	0.00	200.00

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Date


 James Martin

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FORM 78 -- Continued

List "A"
 Unsecured Creditors

Evolution Lighting Canada, Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
41	The Empire Life Insurance Co.	Employees Benefits Division 259 King Street East Kingston ON K7L3A8	1,034.74	0.00	1,034.74
42	Topday Optoelectronics Tech Co. Ltd	Huansheng Heng Road Guicheng Eastern Industrial Foshan 52800 China	9,681.25	0.00	9,681.25
43	UPS Freight	UPS Canada Ltd PO Bx 4900 Station A Toronto ON M5W0A7	141.01	0.00	141.01
44	Vigilarm Reporting Systems LTD.	2405 Lakeshore Blvd West Toronto ON M8V1C6	250.86	0.00	250.86
45	WASTE CONNECTIONNS OF CANADA INC.	650 CREDITSTONE ROAD CONCORD ON L4K5C8	377.91	0.00	377.91
46	Yifu Lighting & Handicraft Co., Ltd	The 2nd Village, Xiajiangcheng Gaobu Twn, Dongguan City Guangdong 523278 China	134,221.70	0.00	134,221.70
47	Zhongshan Bailwei Lighting Co LTD	No.8 Lianying One Road, Jixi Xiaolan, Zhongshan Guangdong 528415 China	27,776.32	0.00	27,776.32
48	Zhongshan Grand Enterprise Co	No.2 Yihuobei Rd, Maohui Industrial Zone B, Henglan, Zhongshan, Guangdong 528418 China	280.85	0.00	280.85
Total:			8,427,822.68	0.00	8,427,822.68

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District of: Ontario
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FORM 78 -- Continued


List "B"
Secured Creditors

Evolution Lighting Canada, Inc.

No.	Name of creditor	Address	Amount of claim	Particulars of security	When given	Estimated value of security	Estimated surplus from security	Balance of claim
			0.00			0.00	0.00	0.00
		Total:	0.00			0.00	0.00	0.00

05-Feb-2021

Date



James Martin

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FORM 78 -- Continued

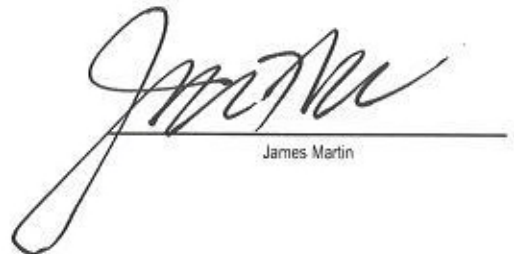
List "C"
Preferred Creditors for Wages, Rent, etc.

Evolution Lighting Canada, Inc.

No.	Name of creditor	Address and occupation	Nature of claim	Period during which claim accrued	Amount of claim	Amount payable in full	Difference ranking for dividend
Total:					0.00	0.00	0.00

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Date



James Martin

District of: Ontario
Division No. 09 - Mississauga
Court No.
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FORM 78 -- Continued

List "D"
Contingent or Other Liabilities

Evolution Lighting Canada, Inc.

No.	Name of creditor or claimant	Address and occupation	Amount of liability or claim	Amount expected to rank for dividend	Date when liability incurred	Nature of liability
Total:			0.00	0.00		

05-Feb-2021

Date


James Martin

District of: Ontario
Division No. 09 - Mississauga
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FORM 78 -- Continued

List "E"
Debts Due to the Bankrupt
Evolution Lighting Canada, Inc.

No.	Name of debtor	Address and occupation	Nature of debt	Amount of debt (good, doubtful, bad)	Folio of ledgers or other book where particulars to be found	When contracted	Estimated to produce	Particulars of any securities held for debt
			Total:	0.00 0.00 0.00			0.00	

05-Feb-2021

Date



James Martin

District of: Ontario
Division No. 09 - Mississauga
Court No.
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FORM 78 -- Continued

List "F"

Bills of Exchange, Promissory Notes, Lien Notes, Chattel
Mortgages, etc., Available as Assets

Evolution Lighting Canada, Inc.

No.	Name of all promissory, acceptors, endorsers, mortgagors, and guarantors	Address	Occupation	Amount of bill or note, etc.	Date when due	Estimated to produce	Particulars of any property held as security for payment of bill or note, etc.
Total:				0.00		0.00	

05-Feb-2021

Date



James Martin

District of: Ontario
Division No. 09 - Mississauga
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FORM 78 -- Continued

List "G"
Real Property or Immovables Owned by Bankrupt

Evolution Lighting Canada, Inc.

Description of property	Nature of bankrupt interest	In whose name does title stand	Total value	Particulars of mortgages, hypothecs, or other encumbrances (name, address, amount)	Equity or surplus
Total:			0.00		0.00

05-Feb-2021

Date



James Martin

District of: Ontario
Division No. 09 - Mississauga
Court No.
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FORM 78 -- Concluded

List "H"
Property

Evolution Lighting Canada, Inc.
FULL STATEMENT OF PROPERTY

Nature of property	Location	Details of property	Original cost	Estimated to produce
(a) Stock-in-trade			0.00	0.00
(b) Trade fixtures, etc.			0.00	0.00
(c) Cash in financial institutions			0.00	0.00
(d) Cash on hand			0.00	0.00
(e) Livestock			0.00	0.00
(f) Machinery, equipment and plant			0.00	0.00
(g) Furniture			0.00	0.00
(h) Life insurance policies, RRSPs, etc.			0.00	0.00
(i) Securities			0.00	0.00
(j) Interests under wills, etc.			0.00	0.00
(k) Vehicles			0.00	0.00
(l) Taxes			0.00	0.00
(m) Other			0.00	0.00
			Total:	0.00

05-Feb-2021

Date



James Martin

Court No.

File No.

In the matter of the bankruptcy of
Evolution Lighting Canada, Inc.
of the City of Mississauga
in the Province of Ontario

Form 78 (Bill C-12)
Statement of affairs (Business bankruptcy)

MNP Ltd. - Licensed Insolvency Trustee
300 - 111 Richmond Street West
Toronto ON M5H 2G4
Phone: (416) 596-1711 Fax: (416) 323-5242

District of: Ontario
Division No. 09 - Mississauga
Court No. 32-2710228
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FORM 31
Proof of Claim
(Sections 50.1, 81.5, 81.6, Subsections 65.2(4), 81.2(1), 81.3(8), 81.4(8), 102(2), 124(2), 128(1),
and Paragraphs 51(1)(e) and 66.14(b) of the Act)

In the matter of the bankruptcy of
Evolution Lighting Canada, Inc.
of the City of Mississauga
in the Province of Ontario

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

In the matter of the bankruptcy of Evolution Lighting Canada, Inc. of the City of Mississauga in the Province of Ontario and the claim of _____, creditor.

I, _____ (name of creditor or representative of the creditor), of the city of _____ in the province of _____, do hereby certify:

1. That I am a creditor of the above named debtor (or I am _____ (position/title) of _____, creditor).
2. That I have knowledge of all the circumstances connected with the claim referred to below.
3. That the debtor was, at the date of bankruptcy, namely the 8th day of February 2021, 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. (The attached statement of account or affidavit must specify the vouchers or other evidence in support of the claim.)

4. (Check and complete appropriate category.)

- A. UNSECURED CLAIM OF \$ _____
(other than as a customer contemplated by Section 262 of the Act)

That in respect of this debt, I do not hold any assets of the debtor as security and
(Check appropriate description.)

- Regarding the amount of \$ _____, I claim a right to a priority under section 136 of the Act.
 Regarding the amount of \$ _____, I do not claim a right to a priority.
(Set out on an attached sheet details to support priority claim.)

- B. CLAIM OF LESSOR FOR DISCLAIMER OF A LEASE \$ _____

That I hereby make a claim under subsection 65.2(4) of the Act, particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based.)

- C. SECURED CLAIM OF \$ _____

That in respect of this debt, I hold assets of the debtor valued at \$ _____ as security, particulars of which are as follows:
(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.)

- D. CLAIM BY FARMER, FISHERMAN OR AQUACULTURIST OF \$ _____

That I hereby make a claim under subsection 81.2(1) of the Act for the unpaid amount of \$ _____
(Attach a copy of sales agreement and delivery receipts.)

- E. CLAIM BY WAGE EARNER OF \$ _____
- That I hereby make a claim under subsection 81.3(8) of the Act in the amount of \$ _____,
- That 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 \$ _____
- That I hereby make a claim under subsection 81.5 of the Act in the amount of \$ _____,
- That I hereby make a claim under subsection 81.6 of the Act in the amount of \$ _____,
- G. CLAIM AGAINST DIRECTOR \$ _____

(To be completed when a proposal provides for the compromise of claims against directors.)

That I hereby make a claim under subsection 50(13) of the Act, particulars of which are as follows:
(Give full particulars of the claim, including the calculations upon which the claim is based.)

- H. CLAIM OF A CUSTOMER OF A BANKRUPT SECURITIES FIRM \$ _____

That 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:
(Give full particulars of the claim, including the calculations upon which the claim is based.)

5. That, to the best of my knowledge, I _____ (am/am not) (or the above-named creditor _____ (is/is not)) related to the debtor within the meaning of section 4 of the Act, and _____ (have/has/have not/has not) dealt with the debtor in a non-arm's-length manner.

6. That the following are the payments that I have received from, and 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 Section 2 of the Act: (Provide details of payments, credits and transfers at undervalue.)

7. (Applicable only in the case of the bankruptcy of an individual.)

- Whenever the trustee reviews the financial situation of a bankrupt to redetermine whether or not the bankrupt is required to make payments under section 68 of the Act, I request to be informed, pursuant to paragraph 68(4) of the Act, of the new fixed amount or of the fact that there is no longer surplus income.
- 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.

Dated at _____, this _____ day of _____, _____.

Witness

Creditor

Phone Number: _____
Fax Number : _____
E-mail Address : _____

NOTE: If an affidavit is attached, it must have been made before a person qualified to take affidavits.

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 20(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

District of: Ontario
Division No. 09 - Mississauga
Court No. 32-2710228
Estate No. 32-2710228

FORM 36
Proxy
(Subsection 102(2) and paragraphs 51(1)(e) and 66.15(3)(b) of the Act)

In the matter of the bankruptcy of
Evolution Lighting Canada, Inc.
of the City of Mississauga
in the Province of Ontario

I, _____, of _____, a creditor in the above matter, hereby
appoint _____, of _____, to be
my proxyholder in the above matter, except as to the receipt of dividends, _____ (with or without)
power to appoint another proxyholder in his or her place.

Dated at _____, this _____ day of _____, _____.

Witness

Individual Creditor

Witness

Name of Corporate Creditor

Per _____
Name and Title of Signing Officer

Return To:

MNP Ltd. - Licensed Insolvency Trustee
300 - 111 Richmond Street West
Toronto ON M5H 2G4
Phone: (416) 596-1711 Fax: (416) 323-5242

CHECKLIST FOR PROOF OF CLAIM

This checklist is provided to assist you in preparing the proof of claim form and, if appropriate, the proxy form in a complete and accurate manner. Please check each requirement.

GENERAL

- The signature of a witness is required.
- The document must be signed by the individual completing the declaration.
- Provide the complete address where all notices or correspondence are to be forwarded along with your phone number, fax number and email address where appropriate.

Notes:

- It is permissible to file a proof of claim by fax or by other electronic means.
- A creditor may vote either in person or by proxy at any meeting of creditors if the proof of claim is filed with the trustee prior to the time appointed for the meeting.
- Quorum is established at a meeting of creditors by at least one creditor with a valid proof of claim being in attendance in person, or by any other mode of communication, subject to: the practicability and technological capability of the participants, creditors' preference to attend in person, and the chair's ability to validate the identity of participating creditors, or by proxy.
- A corporation may vote by an authorized agent or mandatary at meetings of creditors.
- In order for a duly authorized person to have a right to vote, they must be a creditor or be the holder of a properly executed proxy. The name of the creditor must appear in the proxy.
- A creditor who is participating in any distribution from an estate must have filed a proof of claim prior to the distribution being declared.
- In the case of an individual bankrupt, by checking the appropriate box or boxes at the bottom of the proof of claim form, you may request that the trustee advise you of any material change in the financial situation of the bankrupt or the amount the bankrupt is required to pay into the bankruptcy, and a copy of the trustee's report on the discharge of the bankrupt.

PARAGRAPH 1

- Creditor must state full and complete legal name of the individual, company or firm.
- If the individual completing the proof of claim is a representative of the creditor, the individual's position or title must be identified.

PARAGRAPH 3

- The amount owing must be set out in paragraph 3.
- A detailed statement of account must be attached to the proof of claim and marked “Schedule A” and must show the date, number and amount of all invoices or charges, together with the date, number and amount of all credits or payments. The amount on the statement of account must correspond to the amount indicated on the proof of claim.

PARAGRAPH 4

Notes:

- Paragraph A applies to *ordinary unsecured claims*. In addition to recording the amount of the claim, please indicate whether the claim has a priority pursuant to section 136 of the Act.
- Paragraph B applies to *lessor claims* in a commercial proposal. Please ensure that the claim applies to a commercial proposal and, if so, include the full particulars of the claim.
- Paragraph C applies to *secured claims*. Please indicate the dollar value of the security and attach copies of the security document. In addition, please attach copies of the security registration documents, where appropriate.
- Paragraph D applies to *inventory claims of farmers, fishermen and aquaculturists*. Please note that such claims apply only to inventory supplied from farmers, fishermen and aquaculturists within 15 (fifteen) days of the date of bankruptcy. In addition, please attach copies of any applicable sales agreements and delivery slips.
- Paragraph E applies to *claims by wage earners*. Please note that such claims apply only for unpaid wages owed upon the bankruptcy of an employer or when the employer becomes subject to a receivership.
- Paragraph F applies to *claims by employees for unpaid amounts regarding pension plans*. Please note that such claims apply only to unremitted pension contributions outstanding when the sponsoring employer becomes bankrupt or is subject to a receivership.
- Paragraph G applies to *claims against directors*. Please note that such claims apply only to directors of corporations that have filed a commercial proposal to creditors that includes a compromise of statutory claims against directors.
- Paragraph H applies to *claims of customers of a bankrupt securities firm*. Please ensure that the claim of the customer is for net equity and, if so, include the full particulars of the claim, including the calculations upon which the claim is based.

PARAGRAPH 5

- All claimants must indicate whether or not they are related to the debtor, as defined in section 4 of the Act, or dealt with the debtor in a non-arm’s-length manner.

PARAGRAPH 6

- All claimants must attach a detailed list of all payments or credits received or granted, as follows:
 - (a) within the three (3) months preceding the initial bankruptcy event (including the bankruptcy or the proposal);
 - (b) within the twelve (12) months preceding the initial bankruptcy event (including the bankruptcy or the proposal) in the case where the claimant and the debtor were not dealing at arm's length.

- PROXYHOLDER -

NOTE

The Act permits a proof of claim to be made by a duly authorized representative of a creditor but, in the absence of a properly executed proxy, does not give such an individual the power to vote at the first meeting of creditors nor to act as the proxyholder of the creditors.

GENERAL

- In order for duly authorized persons to have a right to vote, they must themselves be creditors or be the holders of a properly executed proxy. The name of the creditor must appear in the proxy.

Notes:

- A creditor may vote either in person or by proxyholder.
- A proxy may be filed at any time prior to a vote at a meeting of creditors.
- A proxy can be filed with the trustee in person, by mail or by any form of telecommunication.
- A proxy does not have to be under the seal of a corporation unless required by its incorporating documents or its bylaws.
- The individual designated in a proxy cannot be substituted unless the proxy provides for a power of substitution.
- Bankrupts/debtors may not be appointed as proxyholders to vote at any meeting of their creditors.
- The trustee may be appointed as a proxyholder for any creditor.
- A corporation cannot be designated as a proxyholder.