

District of ONTARIO
Division No. 09
Court No. 31-2033307
Estate No. 31-2033307

**IN THE MATTER OF THE BANKRUPTCY OF
NEESA FOODS CANADA INC.
IN THE CITY OF TORONTO, IN THE PROVINCE OF ONTARIO**

**NOTICE OF BANKRUPTCY AND FIRST MEETING OF CREDITORS
(Subsection 102(1))**

Take notice that:

1. Neesa Foods Canada Inc. filed an assignment in bankruptcy on September 4, 2015, and the undersigned MNP LTD, was appointed as trustee of the estate of the bankrupt by the official receiver, subject to affirmation by the creditors of the trustee's appointment or the substitution of another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on September 21, 2015 at 9:00 a.m. at the offices of MNP Ltd, 111 Richmond Street West, Suite 300, Toronto, Ontario M5H 2G4.
3. To be entitled to vote at the meeting, a creditor must lodge with the trustee, before the meeting, a proof of claim and, where necessary, a proxy.
4. Enclosed with this notice is a form of proof of claim, a form of proxy and a list of creditors with claims amounting to twenty-five (\$25) or more, showing the amounts of their claims.
5. Creditors must prove their claims against the estate of the bankrupt in order to share in any distribution of the proceeds realized from the estate.
6. Proofs of Claim and proxies should be forwarded to MNP Ltd at the address noted below to the attention of Gena Lowe or by email to gena.lowe@mnp.ca or by fax to 416-596-7894.

DATED AT TORONTO, ONTARIO this 9TH day of September, 2015.

MNP LTD
Trustee of the Estate of
Neesa Foods Canada Inc.
a bankrupt

Per: 
Jerry Henechowicz, Trustee

District of
Division No
Court No
Estate No

Original Amended

- 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 52(1) of the Act)

In the matter of the bankruptcy of
Neesa Foods Canada Inc

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 4th day of September 2015. 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"	2,395,385.28	1 Inventory	0.00
Balance of secured claims as per list "B"	0.00	2 Trade futures, etc.	0.00
Total unsecured creditors	2,395,385.28	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"	0.00	Bad	0.00
estimated to be recoverable for		Estimated to produce	0.00
Total liabilities	2,395,385.28	4 Bills of exchange, promissory notes, etc. as per list "F"	0.00
Surplus	NIL	5 Deposits in financial institutions	0.00
		6 Cash	17,251.00
		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	17,251.00
		Deficiency	2,378,134.28

I, Khalid A. Rod, of the City of Doha in Qatar 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 my affairs on the 4th day of September 2015 and truly 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)
before me at the City of Doha in Qatar on this 4th day of September 2015

David Meredith
Solicitor admitted in
England & Wales

Khalid A. Rod
Khalid A. Rod

District of:
Division No.
Court No.
Estate No.

FORM 78 - Continued

List "A"
Unsecured Creditors

Neesa Foods Canada Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	Bush Foods Overseas Ltd.	c/o Hassad Foods, 810 Al Corniche Street Doha 25566 Qatar	2,300,000.00	0.00	2,300,000.00
2	HASSAD FOOD COMPANY	810 Al Corniche Street Doha 25566 Qatar	22,245.00	0.00	22,245.00
3	Joe Santos	14 Normanna Avenue Toronto ON M5C 1H3	886.28	0.00	886.28
4	Mahendra Vanya	16 Hartbaywood Drive Toronto ON M1S 3N2	254.00	0.00	254.00
5	Walmart Canada (Accounts 6044) Bankruptcies c/o FCT Default Solutions Attn: Insolvency Department	PO Box 2514, Station B London ON N6A 4G9	72,000.00	0.00	72,000.00
Total:			2,395,385.28	0.00	2,395,385.28

04-Sep-2015

Date



Kholid A. Radi

District of:
Division No.
Court No.
Estate No.

FORM 78 - Continued


List "B"
Secured Creditors

Neesa Foods 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
			Total:			0.00	0.00	0.00

04-Sep-2015

Date



Khalid A. Radi

District of:
Division No.
Court No.
Estate No.

FORM 78 -- Continued


US: "C"
Preferred Creditors for Wages, Rent, etc.

Nessa Foods 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

04-Sep-2015

Date



Khaleed A. Raddi

District of:
Division No.
Court No.
Estate No.

FORM 78 - Continued

Let 'D'
Contingent or Other Liabilities

Nessa Foods 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		

04-Sep-2015

Data



Khaleed A. Rodi

District of:
Division No.
Court No.
Estate No.

FORM 78 - Continued

List "E"
Debts Due to the Bankrupt
Nesca Foods 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
1				0.00 0.00 0.00			0.00	
Total				0.00 0.00 0.00			0.00	

04-Sep-2015

Date



Khaled A. Radi

District of:
Division No.
Court No.
Estate No.

FORM 78 -- Continued

List "F"

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

Neesa Foods 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	

04-Sep-2015

Date


Kholid A. Radi

District of:
Division No.
Court No.
Estate No.

FORM 78 - Continued

List "G"
Real Property or Immovables Owned by Bankrupt
Nessa Foods 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
			0.00		0.00
Total			0.00		0.00

04-Sep-2015

Date



Khaled A. Radi

District of:
 Division No.
 Court No.
 Estate No.

FORM 78 - Concluded

List 'H'
 Property

Neesa Foods 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		Cash on hand	17,251.00	17,251.00
(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	17,251.00

04-Sep-2015

Date



Khaled A. Radi

District of: Ontario
Division No. 09 - Toronto
Court No. 31-2033307
Estate No. 31-2033307

- FORM 31 / 36 -
Proof of Claim / Proxy

In the matter of the bankruptcy of
Neesa Foods Canada Inc.

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

In the matter of the bankruptcy of NEESA FOODS CANADA INC. of the City of Toronto in the Province of Ontario and the claim of _____, creditor,

I, _____, of the city 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.

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 4th day of September 2015, and still is, indebted to the creditor in the sum of \$ _____, as specified in the statement of account (or affidavit or solemn declaration) 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 _____, 2015.

Witness

Individual Creditor

Witness

Name of Corporate Creditor

Per _____
Name and Title of Signing Officer

Return To:
Gena Lowe at gena.lowe@mnp.ca
or fax to (416) 596-7894

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

MNP LTD. - Trustee

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

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 201(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

District of: Ontario
Division No. 09 - Toronto
Court No. 31-2033307
Estate No. 31-2033307

- 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
Neesa Foods Canada Inc.

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:
Gena Lowe at gena.lowe@mnp.ca

or fax to (416) 596-7894

MNP LTD. - Trustee

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

CHECKLIST FOR PROOFS OF CLAIM

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

Under Section 109 of the Bankruptcy and Insolvency Act only those creditors who have filed their claims in the proper form with the trustee, before the time appointed for the meeting, are entitled to vote at the meeting.

Section 124 states that every creditor shall prove his claim and the creditor who does not prove his claim is not entitled to share in any distribution that may be made.

General

- ◆ The signature of a witness is required;
- ◆ The claim must be signed personally by the individual completing this declaration;
- ◆ Give the complete address where all notices or correspondence is to be forwarded
- ◆ The amount of the statement of account must correspond to the amount indicated on the proof of claim.
- ◆ It is permissible to file a proof of claim by fax or by email.

Paragraph 1

- ◆ Creditor must state full and complete legal name of company or firm;
- ◆ If the individual completing the proof of claim is not the creditor himself, he/she must state his/her position or title.

Paragraph 3

- ◆ The statement of account must be complete;
- ◆ A detailed statement of account must be attached to the proof of claim and must show the date, the number and the amount of all the invoices or charges, together with the date, the number and the amount of all credits or payments. A statement of account is not complete if it begins with an amount brought forward.

Paragraph 4

- ◆ Subparagraph 4.A must be completed by an unsecured creditor and must indicate if priority is claimed pursuant to Section 136.
- ◆ Subparagraph 4.B must be completed by a landlord only in a Proposal, for any claim related to disclaimer of lease. The amount of the claim is to be calculated according to the terms of the proposal. Provide details of calculation.
- ◆ Subparagraph 4.0 must be completed by a secured creditor. A certified true copy of the security instrument as registered must be provided.
- ◆ Subparagraph 4.D must be completed a farmer, fisherman or aquaculturist creditor. A copy of the sales agreement and delivery documents must be provided.
- ◆ Subparagraph 4.E applies if you are a wage earner (ie, a clerk, servant, travelling salesperson, labourer or worker who is owed wages, salaries, commissions or compensation by a bankrupt (subsection 81.3) or by a "person" that is subject to a receivership (subsection 81.4) for services rendered during the six months immediately before the date of bankruptcy or receivership).
- ◆ Subparagraph 4.F is to be completed only in a Proposal, and only if the proposal provides for the compromise of claims against Directors. Provide full details including calculations.
- ◆ Subparagraph 4.G applies if you are a "customer" of a bankrupt securities firm (as contemplated by Section 262 of the Bankruptcy and Insolvency Act).

Paragraph 5

- ◆ All claimants must indicate if he or she is related or not to the debtor, as defined in Section 4 of the Bankruptcy and Insolvency Act, by striking out "AM" or "IS" or "AM NOT" or "IS NOT".

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 bankruptcy or the proposal, in the case where the claimant and the debtor are not related;
 - b) Within the twelve (12) months preceding the bankruptcy or proposal, in the case where the claimant and the debtor are related.

- APPOINTING PROXY -

Note: The Bankruptcy and Insolvency Act permits a proof of claim to be made by a duly authorized agent of a creditor but this does not give such a person power to vote at the first meeting of creditors or to act as the proxy of the creditor.

General

- ◆ A creditor may vote either in person or by proxy;
- ◆ A debtor may not be appointed as proxy to vote at any meeting of his creditors;
- ◆ The Trustee may be appointed as a proxy for any creditor;
- ◆ In order for a duly authorized person to have a right to vote he must himself be a creditor or be the holder of a properly executed proxy. The name of the creditor must appear in the proxy.