

District of: Newfoundland and Labrador
Division No. 01 - St. John's
Court No. 22979
Estate No. 51-2587883

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

Original Amended

In the matter of the bankruptcy of
W.D. Kenny Granite Company Inc.
of the City of Mount Pearl, in the Province of Newfoundland and Labrador

Take notice that:

1. A bankruptcy order was made against W.D. Kenny Granite Company Inc. on the 18th day of November 2019, and the undersigned, 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 11th day of December 2019, at 11:00 AM, at the office of MNP - Mount Pearl, at Westbrook Plaza, 860 Topsail Road, Mount Pearl, NL, A1N 3J7.
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 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 in order to share in any distribution of the proceeds realized from the estate.

Dated at the City of Halifax in the Province of Nova Scotia, this 27th day of November 2019.

MNP Ltd. - Licensed Insolvency Trustee

Per:

Derek Cramm, FCPA, FCMA, FCIRP, LIT - Licensed Insolvency Trustee

1801 Hollis Street, Suite 1400

Halifax NS B3J 3N4

Phone: (902) 334-2000 Fax: (902) 701-3690



Industry Canada

Industrie Canada

Office of the Superintendent
of Bankruptcy Canada

Bureau du surintendant
des faillites Canada

District of NEWFOUNDLAND AND LABRADOR

Division No. 01 - Newfoundland and Labrador

Court No. 22979

Estate No. 51-2587883

In the Matter of the Bankruptcy of:
W.D. Kenny Granite Company Inc.

Debtor

MNP LTD / MNP LTÉE

Licensed Insolvency Trustee

ORDINARY ADMINISTRATION

Security: \$,***

Date of Bankruptcy: November 18, 2019, 08:28

Meeting of Creditors: December 11, 2019, 11:00

Westbrook Plaza

860 Topsail Road

Mount Pearl, NEWFOUNDLAND AND LABRADOR

Chair: Trustee

Designated Person: William Delano Kenny

CERTIFICATE OF FILING OF A BANKRUPTCY ORDER - Section 43

I, the undersigned, Official Receiver in and for this bankruptcy district, do hereby certify, that:

- the aforementioned trustee, filed for my endorsement, a bankruptcy order appointing the trustee under section 43(9) of the Bankruptcy and Insolvency Act, Trustee of the Estate of the aforementioned Debtor;
- provisions for the avoidance of certain settlements and preferences where applicable, begin before the initial bankruptcy event date and end on the date of bankruptcy, both dates included.

The designated person is required:

- to perform all duties imposed upon a bankrupt by the Bankruptcy and Insolvency Act and in particular, attend the first meeting of creditors and upon request appear before the Official Receiver for examination.

The said trustee is required:

- to serve upon the designated person, a copy of the bankruptcy order bearing the Official Receiver's endorsement and where applicable a notice of examination;
- to provide to me, without delay, security in the aforementioned amount;
- to send to all creditors, within five days after the date of the trustee's appointment, a notice of the bankruptcy; and
- when applicable to call in the prescribed manner, a first meeting of creditors, to be held at the aforementioned time and place or at any other time and place that may be later requested by the Official Receiver.

Date: November 26, 2019

E-File / Dépôt électronique

Official Receiver

Maritime Centre, 1505 Barrington Street, 16th Floor, Halifax, NOVA SCOTIA, B3J 3K5, 877/376-9902

Canada

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

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 62(1) of the Act)
 In the matter of the bankruptcy of
 W.D. Kenny Granite Company Inc.
 of the City of Mount Pearl, in the Province of Newfoundland and Labrador

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 18th day of November 2019. 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)																																																																				
<table border="0" style="width: 100%;"> <tr> <td style="width: 80%;">1. Unsecured creditors as per list "A"</td> <td style="text-align: right; border-bottom: 1px solid black;">224,762.47</td> </tr> <tr> <td>Balance of secured claims as per list "B"</td> <td style="text-align: right; border-bottom: 1px solid black;">41,715.18</td> </tr> <tr> <td>Total unsecured creditors</td> <td style="text-align: right; border-bottom: 1px solid black;">266,477.65</td> </tr> <tr> <td>2. Secured creditors as per list "B"</td> <td style="text-align: right; border-bottom: 1px solid black;">552,542.00</td> </tr> <tr> <td>3. Preferred creditors as per list "C"</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td>4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td>Total liabilities</td> <td style="text-align: right; border-bottom: 1px solid black;">819,019.65</td> </tr> <tr> <td>Surplus</td> <td style="text-align: right; border-bottom: 1px solid black;">NIL</td> </tr> </table>	1. Unsecured creditors as per list "A"	224,762.47	Balance of secured claims as per list "B"	41,715.18	Total unsecured creditors	266,477.65	2. Secured creditors as per list "B"	552,542.00	3. Preferred creditors as per list "C"	0.00	4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for	0.00	Total liabilities	819,019.65	Surplus	NIL	<table border="0" style="width: 100%;"> <tr> <td style="width: 80%;">1. Inventory</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td>2. 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Interests under wills</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td>14. Vehicles</td> <td style="text-align: right; border-bottom: 1px solid black;">37,202.00</td> </tr> <tr> <td>15. Other property, as per list "H"</td> <td style="text-align: right; border-bottom: 1px solid black;">56,120.00</td> </tr> <tr> <td>If bankrupt is a corporation, add:</td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Amount of subscribed capital</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td style="padding-left: 20px;">Amount paid on capital</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td style="padding-left: 20px;">Balance subscribed and unpaid</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td style="padding-left: 20px;">Estimated to produce</td> <td style="text-align: right; border-bottom: 1px solid black;">0.00</td> </tr> <tr> <td style="padding-left: 40px;">Total assets</td> <td style="text-align: right; border-bottom: 1px solid black;">552,542.00</td> </tr> <tr> <td style="padding-left: 40px;">Deficiency</td> <td style="text-align: right; border-bottom: 1px solid black;">266,477.65</td> </tr> </table>	1. Inventory	0.00	2. Trade fixtures, etc.	0.00	3. Accounts receivable and other receivables, as per list "E"		Good	0.00	Doubtful	0.00	Bad	0.00	Estimated to produce	0.00	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"	457,500.00	10. Furniture	1,720.00	11. RRSPs, RRIFs, life insurance, etc.	0.00	12. Securities (shares, bonds, debentures, etc.)	0.00	13. Interests under wills	0.00	14. Vehicles	37,202.00	15. Other property, as per list "H"	56,120.00	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	552,542.00	Deficiency	266,477.65
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I, William Delano Kenny, of the City of Mount Pearl in the Province of Newfoundland and Labrador, 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 28th day of November 2019 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)
 before me at the City of Mount Pearl in the Province of Newfoundland and Labrador, on this 28th day of November 2019.

 Greg Gosse, FCPA, FCMA, CIRP, LIT, Commissioner of Oaths
 For the Province of Newfoundland and Labrador
 Expires December 31, 2019

 William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 – Continued

List "A"
 Unsecured Creditors

W.D. Kenny Granite Company Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	AIMS Ltd.	17 Kyle Avenue Mount Pearl NL A1N 4R4	508.79	0.00	508.79
2	Anita & Timothy Whalen	13 Woodhaven Road Portugal Cove NL A1M 0B6	3,008.97	0.00	3,008.97
3	Atlantic Powertrain & Equipment Inc.	30 Glencoe Drive, Donovan's Industrial Park Mount Pearl NL A1N 4S8	630.62	0.00	630.62
4	Automotive Supplies (1985) Ltd.	PO Box 487 1222 Topsail Road Mount Pearl NL A1N 2C4	927.16	0.00	927.16
5	Avalon Hydraulics Limited	PO Box 14142 Manuels Station Main Conception Bay South JNL A1W 3J1	759.11	0.00	759.11
6	BMO Financial Group c/o BankruptcyHighway.com Attn: Mike Timko	PO Box 57100 Etobicoke ON M8Y 3Y2	0.00	24,010.24	24,010.24
7	Cabot Ready Mix Limited	PO Box 14091 Station Manuels Conception Bay South NL A1W 3J1	2,150.50	0.00	2,150.50
8	Capital Precast	PO Box 8056, STN A St. John's NL A1B 3M7	5,497.64	0.00	5,497.64
9	City of Mount Pearl Attn: Allison Pearcey	3 Centennial Street Mount Pearl NL A1N 1G4	1,873.93	0.00	1,873.93
10	CRA - Tax - Atlantic 804341675RC0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	1,039.04	0.00	1,039.04
11	CRA - Tax - Atlantic 804341675RP0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	0.00	17,704.94	17,704.94
12	CRA - Tax - Atlantic 804341675RP0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	61,224.00	0.00	61,224.00
13	CRA - Tax - Atlantic 804341675RT0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	93,388.27	0.00	93,388.27
14	Crosbie Job Insurance	1 Crosbie Place Suite 201 St. John's NL A1B 3Y8	533.93	0.00	533.93
15	Donna Lockyer	E51-4340 Cromarty Drive Mossley ON N0L 1V0	1,753.00	0.00	1,753.00
16	GFL Environmental Corporation	540 Finley Avenue Ajax ON L1S 2E3	2,517.73	0.00	2,517.73
17	Harveys Oil Attn: R. Donphy	PO Box 5787 St. John's NL A1C 5X3	1,673.30	0.00	1,673.30
18	Harveys Oil Attn: R. Donphy	PO Box 5787 St. John's NL A1C 5X3	1,062.65	0.00	1,062.65
19	Herbert & Fanny Langmead	14 Bick-Staffe Road St. John's NL A1M 2B1	6,033.21	0.00	6,033.21
20	Lendrew Lumber Co. Ltd.	737 conception Bay Hwy Conception Bay South NL A1X 3C6	457.37	0.00	457.37
21	Madsen Construction Equipment	14 Glencoe Drive Mount Pearl NL A1N 4S7	5,175.00	0.00	5,175.00

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01- St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 – Continued

List "A"
 Unsecured Creditors

W.D. Kenny Granite Company Inc.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
22	Newfound Disposal Systems Ltd.	19 Harding Road St. John's NL A1A 5T8	1.00	0.00	1.00
23	Newfoundland & Labrador Dept of Government Service Attn: Motor Registration Division	PO Box 8710 St. John's NL A1B 4J5	552.00	0.00	552.00
24	Newfoundland Disposal Systems Ltd.	19 Harding Rd. St. John's NL A1A 5T8	762.84	0.00	762.84
25	Newfoundland Power Attn: Customer Service	PO Box 8910 St. John's NL A1B 3P6	874.28	0.00	874.28
26	Public Trustee of Newfoundland	136 Crosbie Road Suite 401 St. John's NL A1B 3K3	2,440.85	0.00	2,440.85
27	Renee Dawe	18 Monarch Place Conception Bay South NL A1X 6B9	2,178.58	0.00	2,178.58
28	Roy Cahill	40 Perlin Street St. John's NL A1E 4C2	9,200.00	0.00	9,200.00
29	S & S Supply Ltd.	1281 Topsail Road Mount Pearl NL A1N 5G3	221.71	0.00	221.71
30	St. John's Catholic Cemetery Committee	PO Box 1363 St. John's NL A1C 5N5	1,380.00	0.00	1,380.00
31	Walsh's Automotive	1199 Topsail Road Mount Pearl NL A1N 2M3	378.00	0.00	378.00
32	Western Petroleum Newfoundland Limited Attn: Jocelyn Butt	PO Box 177 Stephenville NL A2N 2Y9	700.00	0.00	700.00
33	WHSCC Workplace Health, Safety and Compensation Commission of Newfoundland Attn: Carla Reid	PO Box 9000 St. John's NL A1A 3B8	4,046.23	0.00	4,046.23
34	Winsor Coombs Chartered Professional Accountants	1033 Topsail Road Mount Pearl NL A1N 5E9	11,812.76	0.00	11,812.76
Total:			224,762.47	41,715.18	266,477.65

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 -- Continued

List "B"
 Secured Creditors

W.D. Kenny Granite Company 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
1	BMO Financial Group c/o BankruptcyHighway.com Attn: Mike Timko	PO Box 57100 Etobicoke ON M8Y 3Y2	530,178.10	Real Property or Immovable - Building and Land - Mount Pearl - 1204 Topsail road Other - Equipment and Tools Motor Vehicles - Automobile - Dodge - 2011 Ram 3500 - 3D6WF4ET6BG504631 Motor Vehicles - Automobile - 1964 - Ford - Thunderbird Other - Boat and Trailer Motor Vehicles - Automobile - Ford - f-350 Super Duty - 1FTRF3D69BEB55044 Motor Vehicles - Other - Yamaha - Wolverine ATV Motor Vehicles - Other - Baja - WD 2500 ATV Furniture - Furniture Motor Vehicles - Automobile - 2004 - GMC - Savana 3500 - 1GDJG31U741911442 Motor Vehicles - Automobile - 2006 - Chevrolet - HHR LT - 3GNDA23P36S510905 Other - Electronics Motor Vehicles - Automobile - 2012 - Hyundai - Veracruz - km8nudcc0cu186669		431,397.13 22,925.04 14,000.00 12,500.00 5,325.00 4,000.00 2,500.00 2,000.00 1,720.00 1,200.00 1,000.00 325.00 0.00		31,285.93
2	City of Mount Pearl Attn: Allison Pearcey	3 Centennial Street Mount Pearl NL A1N 1G4	26,102.87	Real Property or Immovable - Building and Land - Mount Pearl - 1204 Topsail road		26,102.87		

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01- St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 -- Continued

List "B"
 Secured Creditors

W.D. Kenny Granite Company 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
3	CRA - Tax - Atlantic 804341675RP0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	27,544.96	Other - Equipment and Tools Other - Electronics Other - Boat and Trailer Motor Vehicles - Automobile - 1964 - Ford - Thunderbird Motor Vehicles - Automobile - 2006 - Chevrolet - HHR LT - 3GNDA23P36S510905 Motor Vehicles - Automobile - Dodge - 2011 Ram 3500 - 3D6WF4ET6BG504631 Motor Vehicles - Automobile - Ford - f-350 Super Duty - 1FTRF3D69BEB55044 Motor Vehicles - Automobile - 2004 - GMC - Savana 3500 - 1GDJG31U741911442 Motor Vehicles - Other - Yamaha - Wolverine ATV Motor Vehicles - Other - Baja - WD 2500 ATV Furniture - Furniture		27,544.96 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00		
4	CRA - Tax - Atlantic 804341675RP0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9	17,704.94	Motor Vehicles - Automobile - 2012 - Hyundai - Veracruz - km8nudcc0cu186669 Real Property or Immovable - Building and Land - Mount Pearl - 1204 Topsail road		0.00 0.00		17,704.94
5	Ford Credit Canada Limited Attn: Bankruptcy Department	PO Box 2400 Edmonton AB T5J 5C7	1.00	Motor Vehicles - Automobile - 2011 - Ford - Fusion - 3FAHP0HAXBR228169		1.00		
6	Scotiabank c/o Bankruptcyhighway.com	PO Box 57100 Etobicoke ON M8Y 3Y2	1.00	Motor Vehicles - Automobile - 2012 - Hyundai - Veracruz - km8nudcc0cu186669		1.00		
Total:			601,532.87			552,542.00	0.00	48,990.87

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
Division No. 01- St. John's
Court No. 22979
Estate No. 51-2587883

FORM 78 -- Continued

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

W.D. Kenny Granite Company 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

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
Division No. 01- St. John's
Court No. 22979
Estate No. 51-2587883

FORM 78 – Continued

List "D"
Contingent or Other Liabilities

W.D. Kenny Granite Company 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		

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 – Continued

List "E"
 Debts Due to the Bankrupt

W.D. Kenny Granite Company 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
				0.00				
			Total:	0.00			0.00	
				0.00				

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
Division No. 01 - St. John's
Court No. 22979
Estate No. 51-2587883

FORM 78 – Continued

List "F"

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

W.D. Kenny Granite Company 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	

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 -- Continued

List "G"
 Real Property or Immovables Owned by Bankrupt

W.D. Kenny Granite Company 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
Building and Land - Mount Pearl - 1204 Topsail road	100%	W.D. Kenny Granite Company Inc.	457,500.00	BMO Financial Group c/o BankruptcyHighway.com PO Box 57100 Etobicoke ON M8Y 3Y2 530,178.10 CRA - Tax - Atlantic Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-sud QC G9P 5H9 17,704.94 City of Mount Pearl 3 Centennial Street Mount Pearl NL A1N 1G4 26,102.87	0.00
Total:			457,500.00		0.00

28-Nov-2019

Date

William Delano Kenny

District of: Newfoundland and Labrador
 Division No. 01 - St. John's
 Court No. 22979
 Estate No. 51-2587883

FORM 78 - Concluded

List "H"
 Property

W.D. Kenny Granite Company 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		Furniture	0.00	1,720.00
(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		Automobile - 1964 - Ford - Thunderbird Automobile - 2006 - Chevrolet - HHR LT - 3GNDA23P36S510905 Automobile - Dodge - 2011 Ram 3500 - 3D6WF4ET6BG504631 Automobile - Ford - f-350 Super Duty - 1FTRF3D69BEB55044 Automobile - 2004 - GMC - Savana 3500 - 1GDJG31U741911442 Other - Yamaha - Wolverine ATV Other - Baja - WD 2500 ATV Automobile - 2012 - Hyundai - Veracruz - km8nudcc0cu186669 Automobile - 2011 - Ford - Fusion - 3FAHP0HAXBR228169	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	12,500.00 1,000.00 14,000.00 4,000.00 1,200.00 2,500.00 2,000.00 1.00 1.00
(l) Taxes			0.00	0.00
(m) Other		Equipment and Tools Electronics Boat and Trailer	0.00 0.00 0.00	50,470.00 325.00 5,325.00
			Total:	95,042.00

28-Nov-2019

Date

William Delano Kenny

Court No. 22979

Estate No. 51-2587883

In the matter of the bankruptcy of
W.D. Kenny Granite Company Inc.
of the City of Mount Pearl, in the Province of
Newfoundland and Labrador

Form 78 (Bill C-12)

Statement of affairs (Business bankruptcy)

MNP Ltd. - Licensed Insolvency Trustee
Per:

Derek Cramm, FCPA, FCMA, FCIRP, LIT - Licensed
Insolvency Trustee

1801 Hollis Street - Suite 1400

Halifax NS B3J 3N4

Phone: (902) 334-2000 Fax: (902) 701-3690

District of: Newfoundland and Labrador
Division No. 01 - St. John's
Court No. 22979
Estate No. 51-2587883

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
W.D. Kenny Granite Company Inc.
of the City of Mount Pearl, in the Province of Newfoundland and Labrador

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

In the matter of the bankruptcy of W.D. Kenny Granite Company Inc. of the City of Mount Pearl in the Province of Newfoundland and Labrador 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 19th day of November 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. (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: Newfoundland and Labrador
Division No. 01- St. John's
Court No. 22979
Estate No. 51-2587883

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
W.D. Kenny Granite Company Inc.
of the City of Mount Pearl, in the Province of Newfoundland and Labrador

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
1801 Hollis Street, Suite 1400
Halifax NS B3J 3N4
Phone: (902) 334-2000 Fax: (902) 701-3690
E-mail: atlantic.poc@mnp.ca