

ONTARIO
SUPERIOR COURT OF JUSTICE

THE HONOURABLE
JUSTICE *GIBSON*

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WEDNESDAY, THE 25TH DAY
OF MAY, 2022

BETWEEN:

WEIWEI GAO

Applicant

- and -

WG VINEYARD NIAGARA INC. and WG DOMAINE NIAGARA INC.

Respondent



ORDER
(Claims Procedure)

THIS MOTION made by MNP Ltd, in its capacity as the Court-appointed liquidator (the “**Liquidator**”) of the undertaking, property and assets of WG Vineyard Niagara Inc. (“**WG Vineyard**”) and WG Domaine Niagara Inc. (“**WG Domaine**” and together with WG Vineyard, the “**Companies**” or the “**Respondents**”) for an order approving a procedure for the solicitation, quantification, determination and barring of certain claims against the Companies and monies

received from debtors of the Companies and from the realization of the assets of the Companies was heard this day at 85 Frederick Street, Kitchener, Ontario.

ON READING the Notice of Motion of the Liquidator, the Third Report of the Liquidator dated April 12, 2022, filed, and on hearing the submissions of counsel for the Liquidator, and other such counsel as were present:

SERVICE

1. **THIS COURT ORDERS** that the time for serving and filing of Notice of Motion and Motion Record herein be and is hereby abridged and validated so that the motion is properly returnable today, and hereby dispenses with further service thereof.

CLAIMS PROCESS AUTHORIZATION

2. **THIS COURT ORDERS** that the Claims Procedure set forth on the attached **Appendix "A"**, including the Schedules thereto, and such Schedules (the "**Claims Procedure**") be and are hereby approved, and the Liquidator is hereby authorized and directed to implement the Claims Procedure.

3. **THIS COURT ORDERS** that the Liquidator may, as the Liquidator considers necessary or desirable, from time to time, make incidental minor changes to the Claims Procedure and to such forms that are Schedules "A", "B", "C", "D", and "E" to the Claims Procedure.

4. **THIS COURT ORDERS** that the terms of the Claims Procedure shall be fully enforceable and effective as if fully set out in this Order and are hereby incorporated by reference herein.



Justice M.R. Gibson

APPENDIX "A"

CLAIMS PROCEDURE

A. DEFINITIONS

The following terms shall have the meanings ascribed:

1. **"Admitted Claim"** means a Claimant's Claim, as set out in such Claimant's Claim Form which was received on or before the Claims Bar Date, that the Liquidator has agreed is a valid Claim against either WG Domaine or WG Vineyard;
2. **"Address"** means mailing address or email address or facsimile number;
3. **"Appeal Deadline"** means the deadline to deliver to the Liquidator a Notice of Dispute, which shall be thirty (30) days from the date of the Liquidator's sending of the Notice of Revision or Disallowance;
4. **"Appeal Motion Deadline"** means the deadline to submit a request to the Court to schedule a motion with the Court to have the Claim resolved, which shall be thirty (30) days from the date of the delivery of the Notice of Dispute.
5. **"Business Day"** means a day, other than a Saturday or Sunday or a statutory holiday, on which banks are generally open for business in Toronto, Ontario.
6. **"Case Website"** means the Liquidator's dedicated website for the matter of the Companies, which can be found at <https://mnpdebt.ca/en/corporate/engagements/wg-vineyard-niagara-inc-and-wg-domaine-niagara-inc>
7. **"Claim"** means any right or claim of any Person against WG Domaine or WG Vineyard, whether or not asserted, in connection with any indebtedness, liability or obligation of any kind of WG Domaine or WG Vineyard whether or not reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, unsecured, perfected, unperfected, present, future, known, or unknown, by guarantee, surety or otherwise, and whether or not such right is executory or anticipatory in nature, or any right or ability of any Person to advance a claim for contribution or indemnity or otherwise with respect to any matter, action, cause or chose in action, whether existing at present or commenced in the future, that is a claim provable against WG Domaine or WG Vineyard pursuant to the *Bankruptcy and Insolvency Act*, but does not include a Shareholder Loans Claim;
8. **"Claimant"** means any Person having a Claim and, if the context requires, an assignee or transferee of a Claim;

9. **“Claim Form”** means a Person’s written notice of a Claim, which notice shall be substantially in the form attached hereto as **Schedule “C”**;
10. **“Claims Bar Date”** means 5:00 p.m. (Toronto, Ontario time) on the 35th day following after the sending of the Claims Package. Claims which are not received by the Liquidator by the Claims Bar Date will be barred and extinguished forever;
11. **“Claims Bar Order”** means the Order of the Court, authorizing and directing the implementation of the Claims Procedure by the Liquidator.
12. **“Claims Package”** means a copy of the Letter to Potential Claimants and Claim Form;
13. **“Claims Procedure”** means these procedures for the solicitation, quantification, determination and barring of certain claims against the Companies and from the realization of the Property, as approved by the Claims Bar Order;
14. **“Companies”** means WG Domaine, together with WG Vineyard.
15. **“Court”** means the Ontario Superior Court of Justice;
16. **“Disallowed Claim”** means a Claimant’s Claim, as set out in such Claimant’s Claim Form which was received on or before the Claims Bar Date, that the Liquidator has determined is not a valid Claim against either WG Domaine or WG Vineyard;
17. **“Dollars”** or **“\$”** means lawful money of Canada unless otherwise indicated;
18. **“Letter to Potential Claimants”** means the letter to be provided by the Liquidator to Persons identified as having a potential Claim or who have notified the Liquidator that they have a potential Claim, which shall be substantially in the form attached hereto as **Schedule “B”**;
19. **“Liquidator”** means MNP Ltd. appointed pursuant to Order of the Court, dated March 27, 2018.
20. **“Newspaper Notice”** means the notice, “Notice to Potential Claimants of Claims Bar Process”, to be published in The National Post newspaper, which notice shall be substantially in the form attached hereto as **Schedule “A”**;
21. **“Notice of Dispute”** means the notice, “Notice of Dispute”, that may be delivered by a Claimant who has received a Notice of Revision or Disallowance, disputing such Notice of Revision or Disallowance which notice shall be substantially in the form attached hereto as **Schedule “E”**;
22. **“Notice of Revision or Disallowance”** means the notice, “Notice of Revision or Disallowance”, that may be delivered by the Liquidator to a Person or Claimant who has filed a Claim Form with the Liquidator, revising, rejecting, or valuing such Claim Form,

in whole or in part, which notice shall be substantially in the form attached hereto as **Schedule "D"**;

23. **"Person"** means any individual, general or limited partnership, joint venture, trust, corporation, limited or unlimited liability company, unincorporated organization, government or any agency or instrumentality thereof, or any other juridical entity howsoever designated or constituted;
24. **"Property"** means any or all of the assets, undertakings and properties of the Companies acquired for, or used in relation to a business carried on by the Companies, including all proceeds thereof;
25. **"Revised Claim"** means a Claimant's Claim, as set out in such Claimant's Claim Form which was received on or before the Claims Bar Date, that the Liquidator has revised to an amount and/or type that the Liquidator would agree is a valid claim against either WG Domaine or WG Vineyard;
26. **"Shareholder Loans Claim"**) means any claim by Weiwei Gao or the estate of Zhendong Wang for amounts alleged to be owing to them by WG Vineyard and/or WG Domaine;
27. **"Valued Claim"** means an Admitted Claim that is contingent or unliquidated that has been valued by the Liquidator in an amount greater than zero.
28. **"WG Domaine"** means WG Domaine Niagara Inc.
29. **"WG Vineyard"** means WG Vineyard Niagara Inc.

B. GENERAL PROVISIONS

1. Copies of all Claim Forms and Notices of Revision or Disallowance, and determinations of Claims by the Court shall be maintained by the Liquidator and, subject to further Order of the Court, all Claimants will be entitled to have access thereto by appointment during normal business hours on written request to the Liquidator.
2. The Liquidator is authorized to use reasonable discretion as to the adequacy of completion and execution of any documents completed or executed pursuant to the Claims Procedure, and, where the Liquidator is satisfied that any matter to be proven under the Claims Procedure has been adequately proven, the Liquidator may waive strict compliance with the requirements of this Claims Procedure as to completion and execution of documents.

3. The Liquidator may apply to the Court for advice and direction in connection with its carrying out of the Claims Procedure and the determination of those Persons properly entitled to participate in the distribution of monies and Property by the Liquidator.
4. All references to time herein shall mean local time in Toronto, Ontario, Canada and any reference to an event occurring on a Business Day shall mean prior to 5:00 p.m. on such Business Day unless otherwise indicated herein.
5. References to the singular herein include the plural, the plural includes the singular and any gender includes the other gender.

C. SCHEDULES

The following Schedules form part of this Claims Procedure:

Schedule "A" – Newspaper Notice

Schedule "B" - Letter to Potential Claimants

Schedule "C" – Claim Form for Claims Bar Process

Schedule "D" - Notice of Revision or Disallowance

Schedule "E" - Notice of Dispute

D. CLAIMS PROCEDURE

Notice of Claims Procedure

1. The Liquidator shall, as soon as practicable and no later than five (5) Business Days following the issuance of the Claims Bar Order, cause the Newspaper Notice to be published in The National Post newspaper.
2. The Liquidator shall, as soon as practicable and no later than two (2) Business Days following the issuance of the Claims Bar Order, post a copy of the Claims Package on the Case Website.
3. The Liquidator shall, as soon as practicable and no later than five (5) Business Days following the issuance of the Claims Bar Order, send to all known Claimants, as set out in the Companies' books and records in the Liquidator's possession or other information obtained by the Liquidator a copy of the Claims Package by regular mail or electronic

mail, or by facsimile to the last Address listed in the books and records of the Companies' or such other Address provided directly to the Liquidator.

4. The Liquidator shall as soon as practicable following receipt of a request by any Person for the Claims Package and provided that such request is received by the Liquidator no later than one (1) Business Day prior to the Claims Bar Date, send by regular mail or electronic mail, or by facsimile, a copy of the Claims Package to the requesting Person at the Address provided by such Person.

Deadline for Filing a Claim Form and Implications of Not Filing

5. Any Person wishing to assert a Claim must deliver to the Liquidator, on or before the Claims Bar Date, a Claim Form, together with all necessary supporting documentation associated with the Claim, including the amount or type of Claim, and including details of any receipts from the Companies or related parties.
6. The Claims of all Persons who do not deliver to the Liquidator a Claim Form on or before the Claims Bar Date shall be forever extinguished and barred after the Claims Bar Date and all such Persons shall be deemed to have fully and finally and forever released and discharged the Companies and those Persons who may be indebted to the Companies.

Adjudication of Claims

7. The Liquidator shall review all of the Claim Forms received on or before the Claims Bar Date and shall accept, revise or reject each Claim. In connection with the Liquidator's examination and determination of each Claim Form, the Liquidator is empowered and authorized to:
 - a. Investigate, review and verify the quantum and validity of any Claims; and
 - b. Do such acts as the Liquidator, in its sole discretion, deems appropriate to facilitate the Claims Procedure.
8. Where the Liquidator intends to revise or reject a Claim, the Liquidator shall notify the Claimant who has delivered such Claim Form that such Claim as set out therein has been revised or rejected and the reasons therefore, by sending a Notice of Revision or Disallowance to the Claimant within fifteen (15) following the Claims Bar Date. Where the Liquidator does not send a Notice of Revision or Disallowance to a Claimant by such date, the Liquidator shall be deemed to have accepted such Claimant's Claim in the amount set out in that Claimant's Claim Form.
9. Notwithstanding the paragraph above, if the Liquidator requires, in writing, that the Claimant who has submitted a Claim Form by the Claims Bar Date is to provide additional documentation or information to the Liquidator with respect to such Claim Form, the time by which the Liquidator is required to deliver a Notice of Revision or

Disallowance to such Claimant shall be the later of: (a) thirty (30) days following the Claims Bar Date; and (b) fifteen (15) days from the date on the written request for further information from the Claimant.

10. Any Claimant who wishes to dispute the Notice of Revision or Disallowance received and the Liquidator's determinations as outlined therein, shall be required to deliver a Notice of Dispute to the Liquidator by the Appeal Deadline, being thirty (30) days from the date of the Liquidator's sending of the Notice of Revision or Disallowance. The Liquidator may consensually settle with the Claimant on the amount or type of the disputed Claim, failing which the Claimant shall be required to schedule a motion with the Court to have the Claim resolved by the Appeal Motion Deadline, being within thirty (30) days from the date of the Claimant's delivery of the Notice of Dispute. Failure to deliver a Notice of Dispute by the Appeal Deadline or scheduling a motion by the Appeal Motion Deadline would result in the deemed acceptance by the Claimant of the Liquidator's previously issued Notice of Revision or Disallowance and the determinations contained therein.
11. Where a Claimant that receives a Notice of Revision or Disallowance does not file a completed Notice of Dispute and file and serve the Notice of Application and supporting affidavit(s) by the time set out herein, such Claimant's Claim shall be deemed to be as set out in the Notice of Revision and Disallowance.

Notices and Communications

12. Any notices or other communications, including, without limitation, Claim Forms and Notices of Dispute, to be given under the Claims Procedure by a Person to the Liquidator shall be in writing in substantially the form, if any, provided herein and will be sufficiently given only if delivered by personal delivery, prepaid registered mail, courier, electronic mail, or facsimile addressed to:

MNP Ltd.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4
Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: Fatemah.Khalfan@mnp.ca

13. Any document to be sent by the Liquidator pursuant to this Claims Procedure may be sent by regular mail, electronic mail, or facsimile transmission. A Person shall be deemed to have received any document sent pursuant to this Claims Procedure: (a) five (5) Business Days after such document is sent by ordinary mail; and (b) one (1) Business Day after such document is sent by electronic mail or facsimile transmission.

Notice of Transferees

14. Neither the Companies nor the Liquidator shall be obligated to give notice to or to otherwise deal with a transferee or assignee of a Claim as the Claimant in respect thereof unless and until (i) actual written notice of transfer or assignment, together with satisfactory evidence of such transfer or assignment, shall have been received by the Liquidator, and (ii) the Liquidator shall have acknowledged in writing such transfer or assignment, and thereafter such transferee or assignee shall for the purposes hereof constitute the "Claimant" in respect of such Claim. Any such transferee or assignee of a Claim, and such Claim, shall be bound by any notices given or steps taken in respect of such Claim in accordance with this Claims Procedure prior to the written acknowledgment by the Liquidator of such transfer or assignment.
15. If the holder of a Claim has transferred or assigned the whole of such Claim to more than one Person or part of such Claim to another Person or Persons, such transfer or assignment shall not create a separate Claim and such Claim shall continue to constitute and be dealt with as a single Claim notwithstanding such transfer or assignment, and the Liquidator shall in each such case not be bound to acknowledge or recognize any such transfer or assignment and shall be entitled to give notices to and to otherwise deal with such Claim only as a whole and then only to and with the Person last holding such Claim in whole as the Claimant in respect of such Claim. Provided that a transfer or assignment of the Claim has taken place in accordance with this Claims Procedure and the Liquidator has acknowledged in writing such transfer or assignment, the Person last holding such Claim in whole as the Claimant in respect of such Claim may by notice in writing to the Liquidator direct that subsequent dealings in respect of such Claim, but only as a whole, shall be with a specified Person and in such event, such Claimant, such transferee or assignee of the Claim and the whole of such Claim shall be bound by any notices given or steps taken in respect of such Claim by or with respect to such Person in accordance with this Claims Procedure.
16. The transferee or assignee of any Claim (i) shall take the Claim subject to the rights and obligations of the transferor/assignor of the Claim, and subject to the rights of the Companies against any such transferor or assignor, including any rights of set-off which the Companies had against such transferor or assignor, and (ii) cannot use any transferred or assigned Claim to reduce any amount owing by the transferee or assignee to the Companies, whether by way of set off, application, merger, consolidation or otherwise.
17. Nothing in this Claims Procedure is intended to or shall be deemed to permit, enable or authorize the transfer or assignment of a Claim or to in any way affect the validity or invalidity of any such transfer or assignment.

SCHEDULE "A"

IN THE MATTER OF THE COURT-APPOINTED LIQUIDATION OF WG DOMAINE NIAGARA INC. AND WG VINEYARD NIAGARA INC.

NOTICE TO POTENTIAL CLAIMANTS OF CLAIMS BAR PROCEDURE

TAKE NOTE THAT pursuant to an Order of the Ontario Superior Court of Justice made [DATE], 2022 (the "**Claims Bar Order**"), made on motion by MNP Ltd., in its capacity as the Court-appointed liquidator (the "**Liquidator**") of the undertaking, property and assets of WG Vineyard Niagara Inc. ("**WG Vineyard**") and WG Domaine Niagara Inc. (together with WG Vineyard, the "**Companies**") a procedure was established for the determination of all claims against the Companies or their property and the proceeds thereof.

THIS CLAIM PROCEDURE APPLIES TO:

Any indebtedness, liability or obligation of any kind of the Companies known, or unknown, with respect to any matter, action, cause or chose in action, whether existing at present or commenced in the future, that is a claim provable against the Companies.

THE CLAIMS BAR DATE is 5:00 p. m. (Toronto time) on [DATE], 2022. Any Claimant who has not received a Claim Form in the mail or otherwise may obtain a copy at the Liquidator's website (<https://mnpdebt.ca/en/corporate/engagements/wg-vineyard-niagara-inc-and-wg-domaine-niagara-inc>) or by contacting the Liquidator at:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: fatemah.khalfan@mnp.ca

Any and all holders of Claims who do not deliver a Claim Form to the Liquidator by the Claims Bar Date will not be entitled to or participate in any distribution(s) by the Liquidator or the recovery of any property or the proceeds thereof in the Liquidator's possession and their Claim shall be barred and extinguished forever.

Potential Claimants are referred to the Claims Bar Order, including the Claims Procedure attached thereto (found at the Liquidator's website) for the complete terms that govern the Claims Procedure.

Dated at Toronto this _____ day of _____, 2022

SCHEDULE “B”

LETTER TO POTENTIAL CLAIMANTS

VIA ORDINARY MAIL

[Date]

TO: THE POTENTIAL CLAIMANTS OF WG DOMAINE NIAGARA INC AND WG VINEYARD NIAGARA INC.

Dear Sirs/Madam:

PLEASE TAKE NOTICE that, pursuant to an Order of the Ontario Superior Court of Justice (the “**Court**”) made on **[DATE]**, 2022 (the “**Claims Bar Order**”), a claims bar process for monetary Claims has been established, and the Liquidator has been authorized to call for and receive Claims as set forth below. Terms not otherwise defined herein shall have the meaning given to them in the Claims Bar Order. A copy of the Claims Bar Order, including the Claims Procedure attached thereto (which contains the complete terms that govern the claims bar process), can be accessed from the Liquidator’s website, located at: <https://mnpdebt.ca/en/corporate/engagements/wg-vineyard-niagara-inc-and-wg-domaine-niagara-inc>

The Liquidator advises that all claimants of WG Domaine Niagara Inc. (“**WG Domaine**”) and WG Vineyard Niagara Inc (“**WG Vineyard**” and together with WG Domaine the “**Companies**”) must prove their claims against the Companies in order to share in any distribution of the proceeds realized by the Liquidator from the property of the Companies.

To facilitate the filing of claims, we attach hereto a blank copy of the prescribed claim form (the “**Claim Form**”). To be accepted by the Liquidator, the Claim Form **MUST** be fully completed and executed in accordance with the Claim Form by the Claimant or an authorized signing officer, then **DELIVERED** to the Liquidator, together with **ALL** necessary supporting documentation attached, **PRIOR TO 5:00 p.m. (Toronto time) on [DATE], 2022** (the “**Claims Bar Date**”). **Any and all holders of Claims who do not deliver a Claim Form to the Liquidator by the Claims Bar Date shall not be entitled to share in any distribution of the proceeds realized by the Liquidator from the assets of the Companies and their claim shall be barred and extinguished forever.**

Additional Claim Forms can be found at the Liquidator’s website noted above or by contacting the Liquidator at the address noted below. All inquiries with respect to this claim bar process, should be directed to:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: fatemah.khalfan@mnp.ca

Yours truly,

MNP LTD.,

in its capacity as Court-appointed
Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc., and
not in its personal or corporate capacity

SCHEDULE "C"

**IN THE MATTER OF THE COURT-APPOINTED LIQUIDATION OF WG DOMAINE
NIAGARA INC. AND WG VINEYARD NIAGARA INC.**

CLAIM FORM FOR CLAIMS BAR PROCESS

A. PARTICULARS OF CLAIMANT:

a) Full Legal Name of Claimant: _____

b) Mailing Address of Claimant: _____

c) Other Contact Information of Claimant:

(i) Telephone Number: _____

(ii) Facsimile Number: _____

(iii) E-mail Address: _____

(iv) Attention (Contact Person): _____

B. CLAIM AMOUNT:

I, _____ [*Name of Claimant, if an individual or authorized representative of the Claimant, if a business*], of _____ [*Name of Business*] do hereby certify that:

(i) I am the Claimant or an authorized representative of the Claimant, holding the position of _____ [*Position or Title*] of the Claimant and have knowledge of all the circumstances connected with the Claim described herein; and

(ii) WG Domaine Niagara Inc. ("**WG Domaine**") was at its date of the appointment of the Liquidator, March 27, 2018, and is still indebted to the Claimant, less amounts collected or received to date, if any, on account of such indebtedness in the total amount of \$ _____ (in Canadian dollars).

(iii) WG Vineyard Niagara Inc. (“**WG Vineyard**”) was at its date of the appointment of the Liquidator, March 27, 2018, and is still indebted to the Claimant, less amounts collected or received to date, if any, on account of such indebtedness in the total amount of \$_____ (in Canadian dollars).

C. PARTICULARS OF CLAIM:

You are required to provide full particulars of the Claim and copies of supporting documentation, including but not limited to the amount, description of the transaction(s) or agreement(s) giving rise to the Claim, name of any guarantor(s) which has guaranteed the Claim, and amount of Claim allocated thereto, date and number of all invoices, statements of account, particulars of all credits and discounts claimed, particulars of all payments received both pre and post the date of the appointment of the Liquidator associated with the indebtedness and counterclaims and set-offs by the Companies, description of the security, if any, granted by the Companies or title retention arrangement with the Companies and estimated value of such security or title retention arrangement, as applicable.

A description of the basis on which the Claim arose is as follows:

I attach the following documents which support the Claim and any claim for contract interest or other charges:

- (a)
- (b)
- (c)
- (d)

D. FILING OF THE CLAIM:

This Claim Form must be received by the Liquidator by 5:00 p.m. (Toronto time) on the Claims Bar Date ([DATE], 2022) at the following address:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: fatemah.khalfan@mnp.ca

Failure to file a Claim and any required supporting documentation, as outlined herein, by 5:00 p.m. (Toronto time) on the Claims Bar Date ([DATE], 2022) will result in such Claim being forever barred and you will be prohibited from making or enforcing any Claim against either WG Domaine or WG Vineyard or any person who owes monies to WG Domaine or WG Vineyard in respect of which the Claimants claim as a beneficiary of a trust, actual or deemed or pursuant to a contract or agreement with WG Domaine or WG Vineyard or pursuant to statute (federal or provincial).

DATED at _____ this _____ day of _____, 2022.

Witness

Per: _____
Signature of Authorized Signing Officer

INSTRUCTIONS FOR COMPLETING THE CLAIM FORM FOR CLAIMS BAR PROCESS

This letter provides general instructions for completing the Claim Form.

- Ensure that you complete the full name and delivery address, including fax number and/or email address of the creditor making the claim.
- The Claim Form is incomplete unless you include a statement and description of the Claim and attach all supporting documents including statements of accounts and/or invoices in support. The supporting documents must show the date, number and value of all invoices or charges and must conform to the amount of the Claim.
- The Claim Form is incomplete unless it is signed and dated by you.
- The signed and completed Claim Form, together with all supporting documents, must be returned to the Liquidator, MNP Ltd., at the following address by 5:00 p.m. (Toronto time) on **[DATE]**:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: **Fatemah Khalfan**
Facsimile: **(416) 323-5242**
E-mail: **fatemah.khalfan@mnp.ca**

- Pursuant to the order of the Honorable _____ Justice _____, pronounces in the above noted proceedings on _____, 2022 (the “**Claims Procedure Order**”), the Liquidator is entitled to disallow your Claim Form in whole or in part. If your Claim Form is disallowed in whole or in part, the Liquidator will send you a Notice of Revision or Disallowance along with the particulars as to how you may dispute the Notice of Revision or Disallowance. If you do not receive a Notice of Revision or Disallowance in accordance with the timelines set out in the Claims Procedure Order, the Liquidator has accepted your Claim Form.
- **Please contact the Liquidator at the address and email set out above if you have any questions about completing your Claim Form. Any failure to properly complete or return your Claim Form to the Liquidator at the above address by 5:00 pm. (Toronto Time) on [DATE] will result in your Claim being extinguished without further entitlement to recover your Claim from the Companies.**

SCHEDULE “D”

**IN THE MATTER OF THE COURT-APPOINTED LIQUIDATION OF WG DOMAINE
NIAGARA INC. AND WG VINEYARD NIAGARA INC.**

NOTICE OF REVISION OR DISALLOWANCE

TO: *[insert name and address of Claimant]*

Pursuant to the Claims Bar Order, dated [DATE], 2022, MNP Ltd. (the “**Liquidator**”), in its capacity as the Court-appointed Liquidator of WG Domaine Niagara Inc. (“**WG Domaine**”) and WG Vineyard Niagara Inc. (“**WG Vineyard**” and together with WG Domaine the “**Companies**”), hereby gives you notice that it has reviewed your Claim Form dated the ____ day of _____, 2022, and has revised your claim as follows and for the following reasons, or has rejected your claim for the following reasons:

If you do not agree with this Notice of Revision or Disallowance, please take notice of the following dispute provisions:

1. If you intend to dispute this Notice of Revision or Disallowance, you must, within thirty (30) days of the date of this Notice, deliver a Notice of Dispute by regular or electronic mail, or by facsimile, to the Liquidator at the address indicated herein. The form of Notice of Dispute is attached to this Notice.
2. The address for service of a Notice of Dispute is as follows:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: fatemah.khalfan@mnp.ca

3. If you fail to deliver a Notice of Dispute within the prescribed period as outlined above, the value of your Claim shall be deemed to be as set out in this Notice and be binding upon you.
4. Further, you shall be required to schedule a motion with the Court to have the Claim resolved by the Appeal Motion Deadline, being within thirty (30) days from the date of the Claimant's delivery of the Notice of Dispute. Failure to schedule a motion by the Appeal Motion Deadline will result in the deemed acceptance by you of the Liquidator's previously issued Notice of Revision or Disallowance and the determinations contained therein.

DATED at Toronto, this ____ day of _____, 2022.

MNP LTD.
in its capacity as Court-appointed Liquidator of
WG Domaine Niagara Inc. and WG Vineyard
Niagara Inc.

Per: _____
Authorized Signing Officer

SCHEDULE "E"

**IN THE MATTER OF THE COURT-APPOINTED LIQUIDATION OF WG DOMAINE
NIAGARA INC. AND WG VINEYARD NIAGARA INC.**

NOTICE OF DISPUTE

TO: MNP LTD.

Name of Claimant: _____

Pursuant to the Claims Bar Order, dated [DATE], 2022, I/we hereby give you notice of our intention to dispute the Notice of Revision or Disallowance dated the ____ day of _____, 2020, issued by MNP Ltd. (the "**Liquidator**"), in its capacity as the Court-appointed Liquidator of WG Domaine Niagara Inc. and WG Vineyard Niagara Inc.

The Reasons for dispute are as follows:

Attach additional sheets as necessary, together with all necessary supporting documentation.

I/we acknowledge the following provisions and conditions associated with lodging this Notice of Dispute:

1. Within thirty (30) days of the date of the Notice of Revision or Disallowance issued by the Liquidator, I/we must deliver this Notice of Dispute by regular or electronic mail, or by facsimile, to the Liquidator at the address indicated herein.
2. Within thirty (30) days of the date of this Notice, I/we must submit a request to the Court to schedule a hearing with the Court to have the disputed claim determined.

3. The address for service of a Notice of Dispute and the subsequent Notice of Motion to appeal the Liquidator determination is as follows:

MNP LTD.
Court-appointed Liquidator of WG Domaine Niagara Inc. and
WG Vineyards Niagara Inc.
111 Richmond Street West, Suite 300
Toronto, ON M5H 2G4 Canada

Attention: Fatemah Khalfan
Facsimile: (416) 323-5242
E-mail: fatemah.khalfan@mnp.ca

4. If I/we fail to take the required actions within the prescribed time periods, as outlined above, the value of my/our Claim shall be deemed to be as set out in the Notice of Revision or Disallowance issued by the Liquidator and be binding upon me/us.

DATED at _____, this ____ day of _____, 2022.

Claimant's Name (Please Print)

Signature
(if a corporation - I have the authority to bind the Corporation)

Telephone Number

Facsimile Number

Email Address