

**COURT FILE NUMBER    KBG-RG-909-2023**

**COURT OF KING'S BENCH FOR SASKATCHEWAN  
IN BANKRUPTCY AND INSOLVENCY**

**JUDICIAL CENTRE        REGINA**

**APPLICANT                AFFINITY CREDIT UNION 2013**

**RESPONDENT              F & L CONCRETE SERVICES LTD.**

**IN THE MATTER OF THE RECEIVERSHIP OF F & L CONCRETE SERVICES LTD.**

Before the Honourable Mr. Justice P.T. Bergbusch in Chambers, the \_\_\_ day of August, 2023.

Upon the application of the MNP Ltd. (the “**Receiver**”) in respect of F & L Concrete Services Ltd. (the “**Debtor**”); and upon having read the Notice of Application, First Report of the Receiver and Draft Order and having heard from the parties.

**The Court Orders that:**

**Directions**

1. The Debtor, as well as its directors, officers, shareholders, employees, controllers and any non-arm's length third parties (collectively with the Debtor the “**Debtor Parties**”), shall forthwith, in all aspects, comply with the Order of the Honourable Justice P.T. Bergbusch dated August 3, 2023 (the “**Initial Order**”) including, but not limited to, as follows:
  - a. Providing the Receiver with the location of, status of and access to all of the Debtor's Property, as defined in the Initial Order;
  - b. Providing to the Receiver details of any property disposed of by the Debtor in the preceding twelve months including, but not limited to, bills of sale and details of where the proceeds were paid;
  - c. Allowing the Receiver to manage and carry on the business of the Debtor as is deemed necessary by the Receiver in its sole discretion;
  - d. To the extent possible, cooperating with the Receiver in all respects including, but not limited to, the production of all financial information of the Debtor to the Receiver including:
    - i. Copies of contracts entered into by the Debtor;
    - ii. Copies of work orders of the Debtor;

- iii. Copies of the estimated revenue and expenses of the Debtor; and
  - iv. Copies of historical and projected cash flow statements of the Debtor; and
  - e. Providing the Receiver with up-to-date account statements and balances with respect to all Federal and Provincial Crown remittances.
2. In accordance with the terms of the preceding paragraph, the Debtor Parties shall disclose the location of and deliver to the Receiver all of the Debtor's assets and equipment including, but not limited to, the assets and equipment outlined in Schedule "A" hereto.
  3. To the extent necessary, the Receiver, its agents, employees and bailiffs shall be permitted to attend on and enter any real property owned, leased or controlled by the Debtor Parties for the purposes of locating, inspecting, seizing and controlling any of the assets or equipment of the Debtor including, but not limited to, at the residence of Christopher Fichter, being the NW 14-3-8 W2.
  4. If, in the Receiver's sole discretion, the information referred to in paragraphs 1 to 3 herein, as well as any other information that ought to be supplied in accordance with the Initial Order, is not provided to the satisfaction of the Receiver with 48 hours of the date of this Order, that Kurt Schmidt and Chris Fichter shall, upon 48 hours notice, attend an examination under oath, at a time to be fixed by the Receiver, to be examined on the location, status and whereabouts of the Debtor's assets, equipment and financials.
  5. Subject to the Receiver confirming to the Court that this Order has been complied with to the satisfaction of the Receiver, this matter shall be returned before the Honorable Mr. Justice Bergbusch at \_\_\_\_\_.

**Activities and Disbursements of the Receiver**

6. The First Report shall be and is hereby approved.
7. The Receiver's actions, conduct and activities from August 3, 2023 through to and including August 15, 2023 shall be and are hereby approved.

ISSUED at the City of Regina, in the Province of Saskatchewan, this \_\_\_\_\_ day of August, 2023.

\_\_\_\_\_  
DEPUTY LOCAL REGISTRAR

**CONTACT INFO AND ADDRESS FOR SERVICE:**

**ROBERTSON STROMBERG LLP**

Barristers & Solicitors  
Suite 600, 105 – 21<sup>st</sup> Street East  
Saskatoon, SK S7K 0B3

Lawyer in Charge of file: M. Kim Anderson, K.C.  
Direct Line: (306) 933-1344  
Facsimile: (306) 652-2445  
E-Mail: [mk.anderson@rslaw.com](mailto:mk.anderson@rslaw.com)

**TO:** F & L Concrete Services Ltd.  
c/o Nychuk & Company  
Attention: Nic Brown and Kevin Mellor  
2255 Albert Street  
Regina, SK S4P 2V5  
Email: [nbrown@nychuklaw.com](mailto:nbrown@nychuklaw.com)

**AND TO:** Affinity Credit Union 2013  
Leland Kimpinski LLP  
Lawyer in charge of file: Ryan A. Pederson  
336 6<sup>th</sup> Avenue North  
Saskatoon, SK S7K 2S5  
Telephone: (306) 653-6474  
Facsimile: (306) 653-7008  
E-mail: [rpederson@lelandlaw.ca](mailto:rpederson@lelandlaw.ca)

**SCHEDULE "A"**

**Asset List**

Year	Make/ Description	Model	Serial Number/ VIN
	Kubota Tractor	RC72-30B Mower	13789
2007	Volvo L70F Wheel Loader and 3 Yard Bucket		61946
2017	Kubota Tractor	B2650HSDC	64029
2005	Ingersol Rand Zoomboom	VR 843C	184015
2008	JLG Zoomboom	G10-55A 10,000 lb	160035716
2006	Bobcat Mini Hoe	435AG	563112371
	Case Smooth Drum Packer 66"	SV208	1066290391
2013	JLG Scissor Lift	260 MRT All Terrain	0200218675
2014	JLG Boom Lift	450 AJ SII	0300181163
2006	Alta-Fab Double End Well-Site Trailer	SN5825	06120S5825WSEE
2014	Dodge Ram	1500	1C6RR7FG7ES459653
2012	Forks RV Surrey Office Trailer OTG24		1F9SLB220CS217084
2012	Forks RV Surrey Office Trailer OTG24		1F9SLB227CS217082
2012	John Deere Trackhoe	Excavator 290GLC	1FF290GXHBD705156
2014	John Deere Trackhoe	Excavator 290G	1FF290GXKED706173
2012	Ford F350	Super Duty Crew Cab 4WD	1FT8W3BT1CEB02070
2016	Ford F350	Super Duty	1FT8W3BT4GEA05855
2018	Ford F350	Super Duty SRW	1FT8W3BT6JEB01106
2011	Ford F350	Super Duty	1FT8W3DTXBEB34835
2018	Ford F150	Supercrew	1FTEW1EG5JFB35442
2006	Ford F350	Super Duty	1FTWW33P56ED18095
2006	Freightliner Heavy Vehicle		1FVAFCDK66HW79965
2013	Freightliner	Concrete Truck	1FVHG5BS1DHBW0767
2002	Chevrolet	Silverado 1500	1GCEC14W62Z224356
2019	John Deere Tractor	Z535M Ztrak	1GX535MHLKK110728
2013	Henderson	38ft Tridem Live Bottom Trailer	1H9L393XDM552019
2006	Kenworth		1NKDLB0X46R987996
2012	JD Dozer	850J	1T0850JXABD212428
2009	Kenworth	Heavy	1XKDD40X69J940163
2012	Kenworth	Heavy	1XKDP4EX2CJ954049
2012	Arnes Trailer		2A9073739CA003814
2014	Cascade Trailer Scissoromeck		2C91353J7E1086597
2007	End Dump Doepker Trailer (Aecom)		2C9ESJ2237M183132
2015	Trailtech Trailer		2CU148RE4F2035489
2012	Trailtech Trailer		2CU54AXEXC2031017
2012	Demby Trailer		2CU5BATL6C2031221
2013	Trailtech Trailer (dump trailer)		2CUB38EA1D2033500
1992	Decap 32' T/A Alloy Bottom Dump Trailer		2D90P3220ND17161
2005	Sterling		2FZHCHDC45AN97133
2013	Cjay Trailer		2JAAE7922D1002689
2007	Trailer		2K9LB35497L052337
2009	Midland 88 ft Tridem Bottom Dump Trailer		2MFFB2S4D59R005879
2008	Trailer		2N9PP173486090112
2012	Forks RV Surrey Office Trailer OTG24		1F9SLB225CS217078
2019	Dodge Ram	2500	3C6UR5FL2KG562946
2010	Load Trail Trailer - For Whisper Watt Genset MQ Power 70		4ZECH1825A1076600
2013	Forest River Trailer		5NHUCMV28DN076713
2007	Continental Trailer		5SMCL222971003844
1996	Cat Loader	1T24P	6KN00182
2006	Genie Boom Lift	Z34 Indoor	734N065773
2007	Bomag Vibratory Roler 84' Sheepsfoot Packer	BW211PD-3	901583261012
2018	Bobcat	T650 T770 Tracked	ALJG26409
2017	Kubota Tractor	LA534A Loader Bucket	B7982
2007	Cat Dozer	D6N LGP Crawler Tractor	CAT00D6NHDJY00333
2013	Doosan Loader	DL220	DHKCWLAX005032
2009	John Deere Loader	544K	DW544KZ624472
2009	John Deere Loader	624K	DW624KZ625100
2009	John Deere Grader	770D	DW770DX623868
2008	Case Trackhoe	CX210B	N8SH1800
2012	Case Mini Hoe	CX50B	NCTN82773

2004	Genie Boom Lift	S125	S12504908
2013	Genie Boom Lift	z45/25J Terex S45	S451317945
2004	Genie Boom Lift	S60	S600410271
2005	Genie Boom Lift	S65	S600510582
2013	Genie Boom Lift	S65	S601427090
2012	Homebuilt 38' Mobile Catwalk Pipe Rack with Airlift Trailers	2102-03-26	SK401599534
2012	Homebuilt 38' Mobile Catwalk Pipe Rack with Airlift Trailers	2102-02-25	SK401599543
2018	Bobcat	T650 Tracked	SLJG25224
2014	SDLG Wheel Loader	L959	VLG00959HD9015857
2007	Trailer		WDGN842TA9XLT
2005	Genie Boom Lift	Z45/25J	Z45250524766
2004	Genie Boom Lift	Z60/34	Z60054915
2011	Western Star	Western Star Heavy	5KJRALDRXPBA5977
2008	Continental	Continental Cargo Trailer	5NHUAPZ218N054253
2011	PJ	Utility	5PYAT1721B1011663
2004	Gerry's Jeep		2K9KB224X4L052143
2021	Dodge	2500	2021 Dodge Ram 2500
2020	Ford 350 SD Crewcab 4wd /	F350	1FT7W3BT3LEC14753
2022	Ford F350 SD Crew Cab/	F350	1FT8W3BT9NEG07700
2022	FordFord F350 SRW 4WD Crew Cab/	F350	1FT8W3BTXNEF68891
2022	Doepker	Cross Dump	2DEGXDE32N3042981
2000	Great Dane	Van	White Great Dane 45'
	Meridian	280BBL	280BBL Meridian Portable Cement Silo
2022	John Deere Excavator	300G	1FF300GXHNF731974
2018	McCloskey S190 2 Deck Screening Plant	S190	88390
2010	Fabtec 30in. X 50' radial stacking conveyor		3050RSE14710
2017	Stacker Keestrack S5 STKR10 23 Stacker	S5	04KS215
2017	Sensortech 43" 1200 optical belt scale	1200	100870
2011	KPI-JCI 36in x 70ft Portable Radial Stacking Conveyor		411321
2010	KPI-JCI 47-3660 36 In x 60 Ft Portable Radial Stacker		604521
2019	McCloskey C44 Cone Crusher	C44	89638
2021	John Deere 644G Wheel Loader	644G	1YN644GACMLA00014
2019	JD 850L Crawler Dozer	850L	1TO850LXPK359648
2020	Bobcat S76	S76	B4CD11460
2023	Bobcat T770	T770	AT6337798
2018	Bobcat 72" Sweeper		783744593
	Weber	CR6HCCD	600_06
2013	Weber	CR6HCCD	3105518
2008	Weber	CC8CCD	8004029
2013	Weber	CR6HCCD	8102409
2012	Wacker Neuson		BPU3750ATS
2009	Wacker Neuson	WP1550A	6670541
2008	Wacker Neuson	WP1550A	6658450
	Wacker Neuson		108832665
	Ground Pounder	GP3000	1275247
	Wacker Neuson vibration plate		10883265
2012	Magnum LT# 1	MLT4200	1210469
2012	Magnum LT# 2	MLT4200	1203307
2011	Ingersoll Rand LT# 3	L6-60HZ-T4F/2011	420134UKUD88
2012	Magnum LT# 4	MLT4200	1210470
2010	Ingersoll Rand LT# 7	L6-60HZ-T4/2010	411924UBUD48
2012	Magnum LT# 8	MLT4200/STD	1115787
2015	Light tower towable Multiquip (United Rentals)	MLT	37749
2011	Allmand Maxi Lite 22KW Light Tower		0494MLV11
	Wacker Genset G7	620002	5775675
2007	Magnum Genset #15	MLG15	071669
	Wacker Neusen Genset G100 on trailer plate # 854HIY	620651	20023628
2010	Ingersoll Rand Air Source Plus 185	Air Source-IR-T2/2010	412399UCUD69
	Sullair 185 air Compressor	49HP185DPQJD14	201209110084
2013	Sullair 375 Air Compressor	375HCA3	201302080112
2006	Sullair 375 Air Compressor		200604270107

2007	Sullair 750H Air Compressor	750HCAT	200703230029
2011	Omega	PUK-9008G	1102UC22D155
	Eagle		large electric air compressor 1.5HP
2012	Doosan 800-845 CRM Diesel Compressor	XP825WCU	XP825WCU
	Frost Fighter Indirect Fired	HV350 II	11121513
	John Deere Heater		AC-215
	John Deere Heater		AC-175
	John Deere Heater		AC-175
	John Deere Heater		AC-175
	Hydra Drive Riding Trowel	HDX600	6000708004
	PowerJet		PJG2501-6.5B
	Stream		X-882__
2012	PowerBoss	79F014 APEX 47	GAPEX49GH09011
n/a	Advance Micromatic M17B auto scrubber		n/a
	Lincoln Electric Stick Welder	K1726-5 code 12097	U1130510765
	Millermatic 210 Welder		LG201843B
	Drill Press	DT16B	941239
2013	Husqvarna	FS4800DFP26"	001324095001
	Blue Floor saw	MCS11-13	131012
	Diamant Cedima		23181
	Target Paciv		unknown
	LandPride STH1590 Harrow	STH1590	1087867
2004	Mikasa Sangyo Co.	MT-65H	M-4753
2005	Ingersoll Rand	RX-344H	LF3701
2019	Polartek Plus AC Machine - Snap On		EC1803696
2019	ProLink Ultra Starter - Snap On		19791
	K970 14" Gas Ring Saw	20152200041	K970
	Howe Richardson 50 ton Truck Scale		E46489
2017	Kenworth heavy		1XKDD40X8HJ986754
2017	Doepker Trailer		2DEGEDZ31H1034841
2005	Lowboy		2K9LB353X5L052299
2012	Forks Trailer		1F9SLB229CS217083
2012	Trailer		1F9SLB2203S217084
2000	White Great Dane 45'		1GRAA06231W005403
	Atco Well site Trailer		
	Q/C Excvator Hydraulic Hammer		
	Forms		
	12 ft Land Leveler		
	Moulds - Curb - Barrier - Block		
	Grinders , core machines and Bits		
	Vibrators		
	Tarps		
	Shop Mechanics Equipment		
	Propane Tank 1000 GL		
	Fuel Tank		
	10 buckets , auger bucket		
	2 snow blowers		
	2 broom attachments		
	stump grinder		
	hammer / chisels & misc. attachments		
	Auger bits and augers		
2005	Gerry	Lowboy	
	Electric Forklift		
	Caterpillar Forklift		
	Pallet Jack Electric		
	Floor Saws		
	Pallet Jack		
	Ride on Floor Sweeper		
	Heavy Discer		
2018	3 - 40 ft 3 runner rig matts		
	GME Trench Box		

Reddy Heater (Red)		
Welders		
Husqvarna	FS413	
Husqvarna	FS524	
3 Box semi trailers - storage.		
Husqvarna		
Gas Tank		
Excavator Hydraulic Hammer		
9 Attachments - Rippers, Buckets, packers		
Mark X Snow Rid Grader Attach w/ 2 valves 1500PSI		
Additional buckets and Pallet forks		
Jumping Jack		
Saw		
Additional Buckets		
Diskar		