

Court Files/Estate Nos. 35-2721875

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY**

**IN THE MATTER OF PROPOSAL OF
FOLMUR CONSTRUCTION (2004) LIMITED
OF THE TOWN OF ROCKWOOD,
IN THE PROVINCE OF ONTARIO**

**REPORT OF THE TRUSTEE ON PROPOSAL
(PART 2 OF 2)**

January 6, 2022

**HOWARD MANIS
PROFESSIONAL CORPORATION**
operating as Manis Law

2300 Yonge Street, Suite 1600
Toronto, Ontario M4P 1E4

Howard Manis (LSO# 34366V)
Tel: (416) 364-5289
Email: hmanis@manislaw.ca
Lawyers for the Licensed Insolvency Trustee,
Albert Gelman Inc.

ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF PROPOSAL OF
FOLMUR CONSTRUCTION (2004) LIMITED
OF THE TOWN OF ROCKWOOD,
IN THE PROVINCE OF ONTARIO

REPORT OF THE TRUSTEE ON PROPOSAL

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Exhibit “H”

District of: Ontario
 Division No.: 08 - Waterloo
 Court No.: 35-2721875
 Estate No.: 35-2721875

In the matter of the Proposal of
 Folmur Construction (2004) Ltd.
 of the Town of Rockwood, in the Province of Ontario

Minutes of the First Meeting of Creditors

Trustee: Albert Gelman Inc. ("AGI" or the "Trustee")
 Debtor: Folmur Construction (2004) Ltd. (the "Debtor")
 Date of First Meeting of Creditors: October 13, 2021 at 10:30 a.m.
 Location: Via videoconference
 Attendees: Bryan Gelman, Chairperson
 Jerome Drexler, representative of the Debtor
 Anthony Alfred Drexler, representative of the Debtor
 Howard Manis, counsel to the Trustee
 Mark Stevens, representative of Anixter Power Solution Canada Inc.
 Lisa Forbes, generally proxy for the Canada Revenue Agency

The meeting was called to order at 10:30 a.m. The Chairman examined the unsecured proof of claim filed by the Canada Revenue Agency ("CRA") as well as the proxy received from the CRA appointing Lisa Forbes as their general proxy. The Chairperson established that there was a quorum.

The Trustee advised that prior to the meeting, he contacted Ms. Forbes to ascertain the status of CRA's payroll trust examination and Ms. Forbes advised that it had not yet been completed. Ms. Forbes advised that it was now being scheduled and that it should take relatively quickly to complete. Ms. Forbes requested a claims register from Mr. Gelman and Mr. Gelman advised that it would provide same by email.

Ms. Forbes requested an adjournment of the meeting to enable CRA to complete its payroll audit.

Adjournment

Lisa Forbes, acting in her capacity as CRA's general proxy, made a motion to adjourn the first meeting of creditors to November 5, 2021 at 2pm to be held via zoom call. Mark Stevens seconded the motion. All attendees were in favour so the motion passed.

DATED at Toronto, Ontario this 13th day of October 2021

**ALBERT GELMAN INC., solely in its
 capacity as Trustee in re the Proposal of
 Folmur Construction (2004) Ltd. and not in its personal capacity**



Digitally signed
 by Bryan
 Gelman

Per: Bryan Gelman, CIRP, LIT

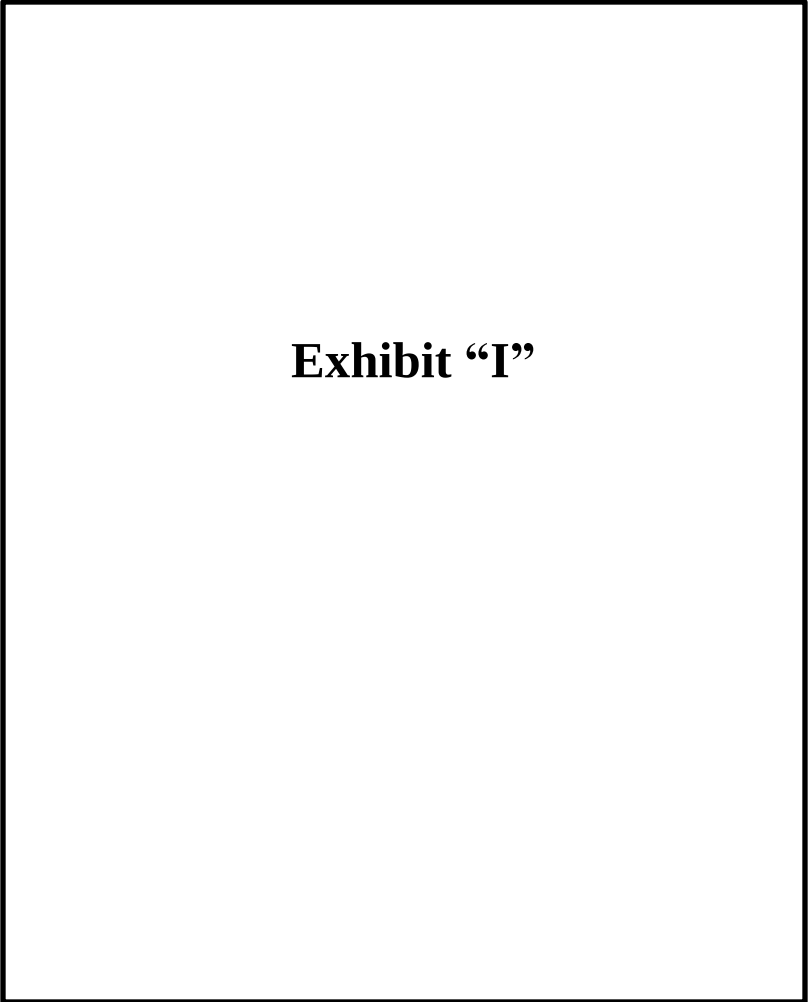


Exhibit “I”

District of: Ontario
 Division No.: 08 - Waterloo
 Court No.: 35-2721875
 Estate No.: 35-2721875

In the matter of the Proposal of
 Folmur Construction (2004) Ltd.
 of the Town of Rockwood, in the Province of Ontario

Minutes of the First Meeting of Creditors

Trustee: Albert Gelman Inc. ("**AGI**" or the "**Trustee**")
 Debtor: Folmur Construction (2004) Ltd. (the "**Debtor**")
 Date of First Meeting of Creditors: November 5, 2021 at 10:30 a.m.
 Location: Via videoconference
 Attendees: Bryan Gelman, Chairperson
 Jerome Drexler, representative of the Debtor
 Anthony Alfred Drexler, representative of the Debtor
 Howard Manis, counsel to the Trustee
 Mark Stevens, representative of Anixter Power Solution Canada Inc.
 Lisa Forbes, generally proxy for the Canada Revenue Agency

The meeting was called to order at 2pm.

The Chairman examined the unsecured proof of claim filed by the Canada Revenue Agency ("**CRA**") as well as the proxy received from the CRA appointing Lisa Forbes as their general proxy. The Chairperson established that there was a quorum.

Ms. Forbes advised that CRA's claim amounts matched the Debtor's in relation the claims for HST and corporate tax and that she would be filing an amended proof of claim. With respect to the payroll account, she advised that there may be a credit on the account and that her trust examiner wanted to speak with Marr or Varshil (CFO to the Debtor) to discuss and confirm how they wanted the credit to be applied.

For the reasons set out above, Ms. Forbes requested an adjournment.

Adjournment

Lisa Forbes, acting in her capacity as CRA's general proxy, made a motion to adjourn the first meeting of creditors to December 6, 2021 at 2pm to be held via zoom call. There were no objections, all attendees were in favour so the motion passed.

DATED at Toronto, Ontario this 5th day of November 2021

**ALBERT GELMAN INC., solely in its
 capacity as Trustee in re the Proposal of
 Folmur Construction (2004) Ltd. and not in its personal capacity**



Digitally signed
 by Bryan
 Gelman

Per: Bryan Gelman, *CIRP, LIT*

Exhibit “J”

District of: Ontario
 Division No.: 08 - Waterloo
 Court No.: 35-2721875
 Estate No.: 35-2721875

In the matter of the Proposal of
 Folmur Construction (2004) Ltd.
 of the Town of Rockwood, in the Province of Ontario

Minutes of the First Meeting of Creditors

Trustee: Albert Gelman Inc. ("**AGI**" or the "**Trustee**")
 Debtor: Folmur Construction (2004) Ltd. (the "**Debtor**")
 Date of First Meeting of Creditors: December 6, 2021 at 2pm.
 Location: Via videoconference
 Attendees: Bryan Gelman, Chairperson
 Jerome Drexler, representative of the Debtor
 Anthony Alfred Drexler, representative of the Debtor
 Rodney Davis, Varshil Patel and Matt Delcol all representatives of Grey Suits Advisors, the CFO of the Debtor
 Lisa Forbes, generally proxy for the Canada Revenue Agency

The meeting was called to order at 2pm.

The Chairman examined the unsecured proof of claim filed by the Canada Revenue Agency ("**CRA**") as well as the proxy received from the CRA appointing Lisa Forbes as their general proxy. The Chairperson established that there was a quorum.

Ms. Forbes advised that CRA had not yet filed their amended claim which would reduce the amount owing on the Debtor's HST account. As the Debtor's proposal was offering to pay creditors in full (net of the levy), the Trustee advised that Ms. Forbes could file an amended claim prior to the Court hearing to approve the proposal, and the Debtor could amend their proposal as well prior to the hearing.

Ms. Forbes agreed with this approach and requested an adjournment to seek approval of the Proposal on this basis. The meeting was adjourned to December 7, 2021 at 8:30am by phone.

Lisa Forbes, acting in her capacity as CRA's general proxy, made a motion to adjourn the first meeting of creditors to December 7, 2021 at 8:30am. There were no objections, all attendees were in favour so the motion passed.

DATED at Toronto, Ontario this 6th day of December 2021

**ALBERT GELMAN INC., solely in its
 capacity as Trustee in re the Proposal of
 Folmur Construction (2004) Ltd. and not in its personal capacity**

 Digitally signed
 by Bryan
 Gelman

Per: Bryan Gelman, *CIRP, LIT*

Exhibit “K”

District of: Ontario
 Division No.: 08 - Waterloo
 Court No.: 35-2721875
 Estate No.: 35-2721875

In the matter of the Proposal of
 Folmur Construction (2004) Ltd.
 of the Town of Rockwood, in the Province of Ontario

Minutes of the First Meeting of Creditors

Trustee: Albert Gelman Inc. ("AGI" or the "Trustee")
 Debtor: Folmur Construction (2004) Ltd. (the "Debtor")
 Date of First Meeting of Creditors: December 7, 2021 at 8:30am
 Location: Via Phone
 Attendees: Bryan Gelman, Chairperson
 Lisa Forbes, generally proxy for the Canada Revenue Agency

The meeting was called to order at 8:30am. The Chairman examined the unsecured proof of claim filed by the Canada Revenue Agency ("CRA") as well as the proxy received from the CRA appointing Lisa Forbes as their general proxy. The Chairperson established that there was a quorum.

Ms. Forbes advised that she had approval from CRA to vote on the Proposal. Ms. Forbes made a motion to take a vote on the Proposal and advised that CRA voted in favour of the Proposal. Based on the votes filed to date, the Proposal as unanimously approved by the creditors. The Trustee advised that it would be seeking Court approval of the Proposal. The voting register is as follows:

Class	Total #			Dollar Value of Claims		Percentage by Votes		Percentage by Value		Result	
	Votes	Yes	No	Yes	No	Yes	No	Yes	No	By Votes	By Value
	3	3	0	200,945.72	0.00	100.00	0.00	100.00	0.00	App.	App.

List of creditors

Class	Creditor Name	Type	Account #	\$ Admitted for Voting	Voted By	Vote
	CRA - Tax - Ontario	U	857503700 RT0001	145,060.94	In Person	For
	Graybar Electric Ltd.	U		38,916.68	Letter	For
	Tri City Ready Mix Limited	U		16,968.10	Letter	For

Ms. Forbes made a motion that there be no inspectors appointed. There were no objections, the motion was carried.
 Ms. Forbes made a motion to adjourn the meeting of creditors. There were no objections, the motion was carried.

DATED at Toronto, Ontario this 7th day of December 2021

**ALBERT GELMAN INC., solely in its capacity as Trustee in re the Proposal of
 Folmur Construction (2004) Ltd. and not in its personal capacity**



Digitally signed
 by Bryan
 Gelman

Per: Bryan Gelman, CIRP, LIT

Exhibit “L”

District of: ON
 Division No. 08 - Waterloo
 Court No. 35-2721875
 Estate No. 35-2721875

**In the matter of the proposal of
 Folmur Construction (2004) Limited
 of the Township of Rockwood, in the Province of Ontario**

Affidavit of Service

I, Ashley Smithson, of the City of Toronto, in the Province of Ontario, an employee of Albert Gelman Inc., hereby make oath (or solemnly affirm) and say:

1. That on the 9th day of December 2021, I did cause to be sent by email, fax or by regular mail to all parties on the service list attached hereto as **Exhibit "A"**, the following document(s):
 - a) **Exhibit "B"** titled Form 40.1 – Notice of Hearing of Application for Court Approval of Proposal
2. And that on the 9th day of December 2021, a copy of these documents were mailed to the corporate officer Anthony Drexler at alf@drexlerconstruction.on.ca
3. And on the 9th day of December 2021 a copy of Form 40.1 was e-filed with the Official Receiver. A copy of the e-filing confirmation is attached hereto as **Exhibit "C"**.

Sworn remotely by Ashley Smithson at Toronto, Ontario }
 before me at Vaughan, Ontario in accordance with }
O. Reg. 431/20, Administering Oath or Declaration }
 Remotely, this 9th day of December, 2021 }



Digitally signed
 by Suzette
 Warner


Ashley Smithson

 A Commissioner of Oaths

Suzette Warner, a commissioner, etc.
 Province of Ontario, for Albert Gelman Inc.
 Expires February 4, 2022

This is **Exhibit "A"** referred to in
the Affidavit of Ashley Smithson

Sworn by videoconference on this 9th day of December 2021



Digitally signed
by Suzette
Warner

Commissioner for taking Affidavits

Suzette Warner, a commissioner, etc.
Province of Ontario, for Albert Gelman Inc.
Expires February 4, 2022

Creditor Mailing List

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In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

Creditor Type	Name	Attention	Address
Director	Anthony Alfred Drexler		5282 Wellington County Road 27 RR1 Rockwood ON N0B 2K0 <i>al@drexlerconstruction.on.ca</i>
Secured	GM Financial Canada Leasing Ltd. c/o BankruptcyHighway.com	Mike Timko	5GAEBKW6JJ133458 PO Box 57100 Etobicoke ON M8Y 3Y2 Fax: (416) 253-3610 <i>bankruptcydocuments@asset.net</i>
	John Deere Financial Inc.		1T0310SLPGD299927/1T0310SLLD338 3430 Superior Court Oakville ON L6L 0C4 <i>BertrandRobert@JohnDeere.com</i>
	John Deere Financial Inc.		1T0310SLPLF387956/1FF245800489 295 Hunter Road, P.O. Box 1000 Grimsby ON L3M 4H5
	John Deere Financial Inc.		1T0310SLPLF387956 295 Hunter Road, P.O. Box 100 Grimsby ON L3M 4H5
	Royal Bank of Canada	c/o BankruptcyHighway.com	1GTV2LEC0GZ230356/1GCVKPEC9HZ 402 10 York Mills Road Toronto ON M2P 0A2
	Royal Bank of Canada		1GC5YME77LF349752R 10 York Mills Road 3rd Floor Toronto ON M2P 0A2
	The Bank of Nova Scotia		1GCWGAFP5L1248596/1GC5YME73M F106 10 Wright Boulevard Stratford ON N5A 7X9 <i>John.Cameron@scotiabank.com</i>
	Xerox Canada Ltd.		20 York Mills Road, Suite 500 Box 700 Toronto ON M2P 2C2 <i>Kaivan.Adjedani@xerox.com</i>
Unsecured	2602763 Ontario Limited		339 Elgin St. Port Elgin ON N0H 2C0 <i>peter.drexler@drexlerconstruction.on.ca</i>
	Anixter Power Solutions Canada Inc.		188 Purdy Rd P.O. Box 399 Colborne ON K0K 1S0 <i>jean.reis@wecodist.com</i>
	Artic Clear 1993 Inc.		509 Dickson Drive Fergus ON N1M 2W7 <i>articclear@wightman.ca</i>
	Bolts Plus Incorporated		8800 George Bolton Parkway Bolton ON L7E 2Y4 Fax: (905) 673-3332
	Brandt Tractor Ltd		365 Industrial Road Cambridge ON N3H 5S1 <i>kricafrente@brandt.ca</i>
	CG Equipment		521 Michener Road Kitchener ON N1K 1C8 Fax: (519) 837-2055
	Cooper Equipment Rentals Ltd		C/O TX4009C P.O. Box 4590 Stn A Toronto ON M5W 7B1 <i>ar@cooperequipment.ca</i>

Creditor Mailing List

125

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

Creditor Type	Name	Attention	Address
Unsecured	Corwin Mortgage Capital Inc.	Kyle Fenwick	300 - 333 Wilson Avenue Toronto ON M3H 1T2 kyle@corwincapital.ca
	CRA - Sudbury Tax Services Office		857503700RP0001 PO Box 5548 3 - 451 Talbot St London ON N6A 4R3 Fax: (866) 229-0839
	CRA - Tax - Ontario		85750 3700 RC0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (866) 229-0839
	CRA - Tax - Ontario		857503700 RT0001 Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9 Fax: (866) 229-0839
	Danplas Pipe Systems		20 High Meadow Place North York ON M9L 2Z5 sandy@danplas.com
	Electrical Safety Authority		400 Sheldon Dr, Unit # 1 Cambridge ON N1T 2H9 Fax: (800) 749-2016
	Graybar Electric Ltd.		P.O. Box 1000 Kitchener ON N2G 4E Fax: (519) 576-6453 lheislen@graybarcanada.com
	John Deere Credit Inc.	Ryan Szymusiak	3430 Superior Court Oakville ON L6L 0C4 Fax: (905) 319-1809 SzymusiakRyanF@JohnDeere.com
	John Deere Credit Inc.	Ryan Szymusiak	3430 Superior Court Oakville ON L6L 0C4 Fax: (905) 319-1809 SzymusiakRyanF@JohnDeere.com
	Mann 2018 Limited		7367 Wellington Road 30 Guelph ON N1H 6J2 Fax: (519) 836-9270
	Ministry of Finance - ON PST, EHT & Other Taxes	Mrs. Asta Alberry	857 503 700TE0001 Ministry of Revenue 33 King Street West 6th Floor Oshawa ON L1H 8H5 Fax: (905) 436-4524 insolvency.unit@ontario.ca
	Noramco		160 Traders Blvd East Unit # 203 Mississauga ON L4Z 3K7 nortor@noramco.ca
	Rubberline Products		Po Box 336 Kitchener ON N2G 3Y9 Fax: (519) 836-6796
	Stop 124 Services Inc.		7000 Wellington Rd # 124 Guelph ON N1H 6J4

Creditor Mailing List

126

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

Creditor Type	Name	Attention	Address
Unsecured	Thorton Sand & Gravel (1995) Ltd.		545021 Clarke Rd. R.R.#1 Woodstock ON N4S 7V6 admin@thorntonsand.ca
	Transaxle		155 Werlich Drive Cambridge ON N1T 1Y2 lisa@transaxle.ca
	Tri City Ready Mix Limited		36 Manitou Drive Kitchener ON N2C 1L3 Fax: (519) 893-2700
	Trillium Ford Lincoln Ltd		4589 Industrial Parkway Box 849 Alliston ON L9R 1W1 crystal.trudgeon@trilliumford.com
	Underground Conduit Solutions Inc.		446 Angling Road Waterford ON N0E 1Y0 Fax: (519) 622-4666
	Underground Specialties Inc		131 Shearson Crescent Cambridge ON N1T 1J3 jeff.rees.jr@wolseleyinc.ca
	UPI Energy		105 Silvercreek Parkway North Suite 200 Guelph ON N1H 8M1 enuhn@growmark.com
	Wasteco		235 Curtis Drive Guelph ON N1K 1Y3 bguthrie@wasteco.com
	Wilson Sand and Gravel Ltd.		1368 Beke Road Cambridge ON N1R-5S5 willsonsandandgravel@gmail.com

Ashley Robinson

Subject: FW: Notice of Hearing for Court Approval
Attachments: Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

From: Ashley Robinson
Sent: Thursday, December 9, 2021 4:01 PM
To: alf@drexlerconstruction.on.ca
Subject: Notice of Hearing for Court Approval

Dear Anthony,

Please see attached notice of upcoming court hearing for court approval for Folmur Construction.

Ashley (Smithson) Robinson, Associate, Professional Support Group



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

 Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga –
<http://albertgelman.com/financialsolutions/locations/>

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CompletedTeam EmailReply & DeleteTo ManagerDoneCreate New

MoveOneNoteActions

Assign PolicyMark UnreadCategorizeFollow UpFindRelatedSelect

Read AloudImmersive ReaderTranslateZoomViva Insights

UndoRedoPrevious ItemNext ItemQuick Print

MoveTagsEditingImmersiveLanguageZoomAdd-in

FW: Folmur Construction

AR

Ashley Robinson

To

Ashley Robinson

Bcc

bankruptcydocuments@asset.net; BertrandRobert@JohnDeere.com; john.cameron@scotiabank.com; Kaivan.Adjedani@xerox.com; peter.drexler@drexlerconstruction.on.ca; Reis, Jean; articclear@wightman.ca; kricafrente@brandt.ca; ar@cooperequipment.ca; kyle@corwincapital.ca; sandy@danplas.com

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Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

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Reply

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Folmur Construction (2004) Ltd. - Corporate Proposal
Date of Filing: March 18, 2021
Estate # 35-2721875

Dear Creditors,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, Associate, Professional Support Group

ALBERT GELMAN
SOLVING INSOLVENCY

Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

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FW: Folmur Construction

Ashley Robinson

To Ashley Robinson

Bcc theisler@graybarcanada.com; szymusiakryanf@johndeere.com; insolvency.unit@ontario.ca; nortor@noramco.ca; admin@thorntonsand.ca; lisa@transaxle.ca; crystal.trudgeon@trilliumford.com; jeff.rees.jr@wolseleyinc.ca; enuhn@growmark.com; bguthrie@wasteco.com; wilsonsandandgravel@gmail.com

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↶ Reply All

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You forwarded this message on 12/9/2021 10:25 AM.

Folmur Construction (2004) Ltd. - Corporate Proposal
Date of Filing: March 18, 2021
State # 35-2721875

Dear Creditors,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, Associate, Professional Support Group



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga – <http://albertgelman.com/financialsolutions/locations/>

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Ashley Robinson

Subject: FW: u=bgelman p=bgelman
Attachments: Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

From: Ashley Robinson
Sent: Thursday, December 9, 2021 10:26 AM
To: 18662290839@faxmessage.net
Subject: u=bgelman p=bgelman

Folmur Construction (2004) Ltd. - Corporate Proposal**Date of Filing: March 18, 2021****Estate # 35-2721875**

Dear CRA,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, Associate, Professional Support Group



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga –
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Ashley Robinson

From: Fax
Subject: FW: FAX SUCCESS TO 18662290839
Attachments: 70437145_confirm_page.tif

From: FaxDelivery_DoNotReply <FaxDelivery_DoNotReply@faxmessage.net>
Sent: Thursday, December 9, 2021 10:28 AM
To: Fax <fax@albertgelman.com>
Subject: FAX SUCCESS TO 18662290839

Dear Albert Gelman,

The following are the results for Fax Subject:0

UserID : 186315
MessageID : 70437145
Creation Time : 12/9/2021 10:26:14 AM
Dialed Number : 18662290839
Pages Sent : 2
Fax Status : SUCCESS
Country : Toll Free
Duration : 0:54

Fibernetics Corporation

Ashley Robinson

Subject: FW: u=bgelman p=bgelman
Attachments: Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

From: Ashley Robinson
Sent: Thursday, December 9, 2021 10:28 AM
To: 15198369270@faxmessage.net
Subject: u=bgelman p=bgelman

Folmur Construction (2004) Ltd. - Corporate Proposal
Date of Filing: March 18, 2021
Estate # 35-2721875

Dear Mann 2018,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, Associate, Professional Support Group



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

 Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga –
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Ashley Robinson

From: Fax
Subject: FW: FAX SUCCESS TO 15198369270
Attachments: 70437256_confirm_page.tif

From: FaxDelivery_DoNotReply <FaxDelivery_DoNotReply@faxmessage.net>
Sent: Thursday, December 9, 2021 10:30 AM
To: Fax <fax@albertgelman.com>
Subject: FAX SUCCESS TO 15198369270

Dear Albert Gelman,

The following are the results for Fax Subject:0

UserID : 186315
MessageID : 70437256
Creation Time : 12/9/2021 10:27:49 AM
Dialed Number : 15198369270
Pages Sent : 2
Fax Status : SUCCESS
Country : Canada
Duration : 1:30

Fibernetics Corporation

Ashley Robinson

Subject: FW: u=bgelman p=bgelman
Attachments: Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

From: Ashley Robinson
Sent: Thursday, December 9, 2021 10:28 AM
To: 15198366796@faxmessage.net
Subject: u=bgelman p=bgelman

Folmur Construction (2004) Ltd. - Corporate Proposal
Date of Filing: March 18, 2021
Estate # 35-2721875

Dear Rubberline,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, *Associate, Professional Support Group*



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

 Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga –
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Ashley Robinson

From: Fax
Subject: FW: FAX SUCCESS TO 15198366796
Attachments: 70437269_confirm_page.tif

From: FaxDelivery_DoNotReply <FaxDelivery_DoNotReply@faxmessage.net>
Sent: Thursday, December 9, 2021 10:30 AM
To: Fax <fax@albertgelman.com>
Subject: FAX SUCCESS TO 15198366796

Dear Albert Gelman,

The following are the results for Fax Subject:0

UserID : 186315
MessageID : 70437269
Creation Time : 12/9/2021 10:28:05 AM
Dialed Number : 15198366796
Pages Sent : 2
Fax Status : SUCCESS
Country : Canada
Duration : 1:18

Fibernetics Corporation

Ashley Robinson

Subject: FW: u=bgelman p=bgelman
Attachments: Form 40.1 - Notice of Court Hearing Jan 14 22 - FOLMUR.pdf

From: Ashley Robinson
Sent: Thursday, December 9, 2021 10:28 AM
To: 15198932700@faxmessage.net
Subject: u=bgelman p=bgelman

Folmur Construction (2004) Ltd. - Corporate Proposal
Date of Filing: March 18, 2021
Estate # 35-2721875

Dear Tri City,

Please see attached notice of upcoming creditors meeting for the above mentioned company.

Ashley (Smithson) Robinson, Associate, Professional Support Group



Albert Gelman Inc. | T: 416.504.1650 ext. 110 | 100 Simcoe Street, Suite 125, Toronto, ON |

 Office locations: Downtown Toronto, North York, Richmond Hill, Scarborough and Mississauga –
<http://albertgelman.com/financialsolutions/locations/>

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Ashley Robinson

From: Fax
Subject: FW: FAX SUCCESS TO 15198932700
Attachments: 70437283_confirm_page.tif

From: FaxDelivery_DoNotReply <FaxDelivery_DoNotReply@faxmessage.net>
Sent: Thursday, December 9, 2021 10:31 AM
To: Fax <fax@albertgelman.com>
Subject: FAX SUCCESS TO 15198932700

Dear Albert Gelman,

The following are the results for Fax Subject:0

UserID : 186315
MessageID : 70437283
Creation Time : 12/9/2021 10:28:30 AM
Dialed Number : 15198932700
Pages Sent : 2
Fax Status : SUCCESS
Country : Canada
Duration : 1:30

Fibernetics Corporation

This is **Exhibit "B"** referred to in
the Affidavit of Ashley Smithson

Sworn by videoconference on this 9th day of December 2021



Digitally signed
by Suzette
Warner

Commissioner for taking Affidavits

Suzette Warner, a commissioner, etc.
Province of Ontario, for Albert Gelman Inc.
Expires February 4, 2022

District of: Ontario
Division No. 09 - Toronto
Court No. 35-2721875
Estate No. 35-2721875

FORM 40.1
Notice of Hearing of Application for Court Approval of Proposal
(Paragraph 58(b) of the Act)

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Town of Rockwood, in the Province of Ontario

In the matter of the proposal of Folmur Construction (2004) Limited, a debtor.

Take notice that an application will be made to the court on the 14th day of January 2022 to approve the proposal of Folmur Construction (2004) Limited., accepted by the creditors at a meeting held on the 7th day of December 2021.

The Court has advised the Proposal Trustee that the hearing will be held via Zoom video conference. A link for the hearing will not be available until the day before. Should you wish to attend, please contact the Trustee below, for dial in details.

Any notices in relation to the hearing can be forwarded to:

- A. London Bankruptcy Court, by email at londonbankruptcy@ontario.ca with a copy to the Trustee; and,
- B. Albert Gelman Inc., by email at bgelman@albertgelman.com

Dated at the City of Toronto in the Province of Ontario, this 8th day of December 2021

Albert Gelman Inc. - Licensed Insolvency Trustee

 Digitally signed
by Bryan
Gelman

100 Simcoe Street, Suite 125
Toronto ON M5H 3G2
Phone: (416) 504-1650 Fax: (416) 504-1655

This is **Exhibit "C"** referred to in
the Affidavit of Ashley Smithson

Sworn by videoconference on this 9th day of December 2021



Digitally signed
by Suzette
Warner

Commissioner for taking Affidavits

Suzette Warner, a commissioner, etc.
Province of Ontario, for Albert Gelman Inc.
Expires February 4, 2022

Government
of CanadaGouvernement
du Canada[Home](#) > ... > [Landing Page](#) ..()

Update filing - update is confirmed

[Welcome Ashley Smithson](#) | [Preferences](#) | [E-Filing helpdesk](#) | [Instructions](#) | [Logout](#)

Estate Information

Please Note: The following estate(s) were updated:

- **Estate Number:** 35-2721875
- **Estate Name:** Folmur Construction (2004) Ltd.

Document(s) submitted

The following document(s) have been successfully submitted

- Form 40.1 Notice of Hearing with Court Endorsement

Reference

- The Reference Number for this transaction is: **19222173**.
- Submitted by Ashley Smithson.
- 2021-12-09 10:41 EST

[Submit another document for this estate.](#)

If you would like to submit a document against a different estate, please click on the **Update** link in the left hand side menu.

Date modified: 2021-12-02

Exhibit “M”

Bryan Gelman

From: Forbes, Lisa <Lisa.Forbes@cra-arc.gc.ca>
 Sent: January 5, 2022 10:46 AM
 To: Bryan Gelman
 Subject: RE: FOLMUR CONSTRUCTION (2004) LTD - Amended claim

Categorization: Unclassified

Hi Bryan,

The payroll has been paid in full.

Lisa Forbes
 Collection Officer
 Accounts Receivable – Insolvency
 Phone: 905-706-9163
 TCTSO – London Site
 Canada Revenue Agency
 Email: lisa.forbes@cra-arc.gc.ca

From: Bryan Gelman <bgelman@albertgelman.com>
 Sent: January 5, 2022 10:44 AM
 To: Forbes, Lisa <Lisa.Forbes@cra-arc.gc.ca>
 Subject: RE: FOLMUR CONSTRUCTION (2004) LTD - Amended claim

*****ATTENTION*****

This email originated from outside of the Government of Canada. **Do not click links or open attachments unless you recognize the sender and believe the content is safe.** For more information regarding reporting suspicious emails, please visit the KnowHow webpage: [Suspicious emails - how to report](#)
 Ce courriel provient de l'extérieur du Gouvernement du Canada. **Ne cliquez pas sur les liens et n'ouvrez pas les pièces jointes, à moins de connaître l'expéditeur et croire que le contenu est sécuritaire.** Pour de plus amples renseignements sur la façon de signaler les courriels suspects, veuillez consulter la page Web SavoirFaire: [Courriels suspects – Comment signaler](#)

Thank you Lisa.

I believe that the payroll debt has been paid in full but please confirm.

Bryan A. Gelman, CIRP, LIT
 Managing Director



Albert Gelman Inc. | T: 416.504.1650 ext. 115 | E: bgelman@albertgelman.com | A: 100 Simcoe Street, Suite 125,
Toronto, ON, M5H 3G2

This message and any attachments are solely for the intended recipient and may contain confidential or privileged information. If you are not the intended recipient, any disclosure, copying, use, or distribution of the information included in this message and any attachments is prohibited. If you have received this communication in error, please notify us by reply e-mail and immediately and permanently delete this message and any attachments. Thank you.

From: Forbes, Lisa <Lisa.Forbes@cra-arc.gc.ca>
Sent: January 5, 2022 9:51 AM
To: Bryan Gelman <bgelman@albertgelman.com>
Subject: FOLMUR CONSTRUCTION (2004) LTD - Amended claim

Categorization: Unclassified

Good morning Bryan,

Re: FOLMUR CONSTRUCTION (2004) LTD.
Date of filing March 18, 2021
Estate No. 35-2721875

Please accept my apologies for the delay in getting the amended proof of claim out to you. CRA has experienced several issues during the pandemic resulting in the delay of several items on this file, the most recent of which is the printing of the amended proof of claim.

At this time, there is limited access to CRA's buildings, which has restricted/halted our printing capabilities.

In order to allow you to move forward, I have provided the numbers below and will send them in proper signed format just as soon as I am able.

Re: FOLMUR CONSTRUCTION (2004) LTD
of the City of Guelph
in the Province of Ontario
Date of the proposal: May 18, 2021
Amended claim in the above-noted insolvency event for the amount of \$356,344.91.

In the matter of the proposal of FOLMUR CONSTRUCTION (2004) LTD of the City of Toronto in the Province of Ontario, and the claim of Her Majesty the Queen in Right of Canada as represented by the Minister of National Revenue, creditor.
I, L. Forbes (1217), of the City of London in the Province of Ontario, do hereby certify:

1. That I am a collections officer of the Canada Revenue Agency.
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 the proposal namely the 18th day of May, 2021, and still is, indebted to the creditor in the sum of \$356,344.91, as specified in the statement of account attached and marked Schedule "A", after deducting any

counterclaims to which the debtor is entitled.

4. (X) UNSECURED CLAIM of \$356,344.91. That in respect of this debt, I do not hold any assets of the debtor as security.

5. That, to the best of my knowledge, the above-named creditor is not related to the debtor within the meaning of section 4 of the Act, and 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 the debtor within the three months immediately before the date of the initial bankruptcy event within the meaning of section 2 of the Act. NIL

Unsecured claim

Income Tax Act

Account number: 857503700 RC 0001

Assessed period(s): 2019 - 2021

Principal: \$81,416.78

Penalty and interest: \$6,894.52

Total: \$88,311.30

Excise Tax Act

Account number: 857503700 RT 0001

Assessed period(s): 2020-06-30 to 2021-03-18

Principal: \$259,183.77

Penalty and interest: \$8,849.84

Total: \$268,033.61

Total Unsecured claim: \$356,344.91

If you require anything further, please let me know. Thank you for your patience.

Lisa Forbes

Collection Officer

Accounts Receivable – Insolvency

Phone: 905-706-9163

TCTSO – London Site

Canada Revenue Agency

Email: lisa.forbes@cra-arc.gc.ca

District of Ontario
 Division No.: 08 - Waterloo
 Estate No.: 35-2721875
 Court No.: 35-2721875

ONTARIO
SUPERIOR COURT OF JUSTICE
(In Bankruptcy and Insolvency)

In the matter of the proposal of
 Folmur Construction (2004) Limited
 of the Township of Rockwood, in the Province of Ontario

AMENDED PROPOSAL

(Dated January 5, 2022)

Folmur Construction (2004) Ltd., the above named Debtor, hereby submits the following Proposal under Part III of the *Bankruptcy and Insolvency Act*, R.S.C. (1985), c.B-3, as amended (the “BIA”).

1. DEFINITIONS

In this Proposal, the following terms have the meaning herein set out:

- (a) **Claim.** Any right of any person against the Debtor in connection with any indebtedness, liability or obligation of the Debtor of any kind which was in existence at the NOI Date, whether or not reduced to judgement, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, unsecured, perfected, unperfected, present, future, known, unknown, by guarantee, surety or otherwise, and whether or not such a right is executory in nature, including, without limitation, any claim referred to in this Proposal in respect of the termination or disclaimer by the Debtor of a lease, any product warranty liability and the right or ability of any person to advance a claim for contribution or indemnity or otherwise with respect to any matter, action, cause of action or chose in action, whether existing at present or commenced in the future based in whole or in part on facts which existed prior the NOI Date;
- (b) **Debtor.** Folmur Construction (2004) Ltd.;
- (c) **Final Approval.** Approval of the Proposal by the Creditors and the Court and any appeal period with respect to the Court Approval having expired;
- (d) **NOI Date.** Date of the filing of the Notice of Intention to Make a Proposal with the Official Receiver being March 18, 2021;

- (e) **Ordinary Creditors.** Unsecured Creditors, excluding the Preferred Creditors;
- (f) **Preferred Creditors.** Creditors with proven claims for which the BIA prescribes payment in priority to claims of Ordinary Creditors;
- (g) **Proposal.** This Proposal, as it may be amended from time to time;
- (h) **Proposal Date.** Date of the filing of the Proposal with the Official Receiver;
- (i) **Proven Claim.** Any claim which was the subject of a proof of claim in accordance with the BIA, filed with the Trustee and considered admissible by it;
- (j) **Secured Creditors.** Those creditors with a security interest in the assets of the Debtor;
- (k) **Trustee.** Albert Gelman Inc., as Trustee to the Proposal of the Debtor;
- (l) **Trustee's Fees and Disbursements.** The Trustee's Fees and Disbursements are comprised of all fees and out of pocket disbursements, including legal fees, of Albert Gelman Inc. incidental to the Proposal. The Trustee's fees shall be billed on a time and hourly rate basis and shall include HST. The Trustee shall be at liberty to withdraw and pay its fees and disbursements from the Proposal Fund, from time to time. The Trustee's hourly billing rates for its professional and administrative staff are subject to change without notice.
- (m) **Unsecured Creditors.** Collectively, the Preferred Creditors, the Ordinary Creditors;

2. DEBTS OWED TO THE CROWN

- (a) Proven claims of Her Majesty in right of Canada or a province of all amounts of a kind that could be subject to a demand under subsection 224(1.2) of the Income Tax Act or under any substantially similar provision of provincial legislation that were outstanding on the NOI Date shall be paid in full within six (6) months of Court approval of this Proposal unless Her Majesty in Right of Canada or a province consents to some other arrangement. The amount payable pursuant to this section of the Proposal will be paid directly by the Debtor to the CRA. The Trustee will not be responsible to monitor payment of this provision of the Proposal.

3. SECURED CREDITORS

- (a) This Proposal is not made to Secured Creditors. Payment of the claims of Secured Creditors shall be made in the usual manner or as may be agreed between the Debtor and the Secured Creditors.

4. **PREFERRED CREDITORS**

- (a) Proven Claims of Preferred Creditors, without interest, shall be paid in full in priority to all Unsecured Creditors;
- (b) Claims of employees and former employees of amounts equal to the amounts that they would be qualified to receive under paragraph 136(1)(d) of the BIA as well as wages, salaries, commissions or compensation for services rendered after the NOI Date and before Final Approval of this Proposal, together with, in the case of travelling salesmen, disbursements properly incurred by those salesmen in and about the Debtor's business during the same period shall be paid by the Debtor immediately after Final Approval of this Proposal.

5. **UNSECURED CREDITORS**

- (a) The Debtor shall remit to the Trustee the total sum of \$550,683.43 (the "**Proposal Fund**"), to be remitted in 24 consecutive monthly payments of \$22,945.15 each commencing in the month following Final Approval.
- (b) The Trustee shall distribute the Proposal Fund in the following order:
 - i. Proven Claims of Preferred Creditors;
 - ii. To Ordinary Creditors with Proven Claims under the Proposal on a *pro rata pari passu* basis, less the required levy payable to the Office of the Superintendent of Bankruptcy.
- (c) Creditors shall accept these payments as full, final and complete satisfaction of their claims.
- (d) The Debtor shall have the right to prepay the balance due under the Proposal prior to the expiration of the scheduled payment terms.

6. **TRUSTEE'S FEES AND DISBURSEMENTS**

- (a) In addition to the Proposal Fund, the Debtor has agreed to fund the Trustee's Fees and Disbursements. The funds paid by the Debtor to fund the Trustee's Fees and Disbursements are in addition to the Proposal Fund. The Debtor shall fund the entirety of the Trustee's Fees and Disbursements before the Trustee issues a certificate of full completion.

7. **GENERAL PROVISIONS**

- (a) The Trustee is acting in its capacity as trustee under this Proposal and shall not be responsible or liable for any obligations of the Debtor. The Trustee shall have the powers granted to it by the Proposal, by the BIA, and by any order of the Court. The Trustee will be exempt from all personal liability in fulfilling any duties or exercising any powers conferred upon it by the Proposal or generally in carrying out the terms of this Proposal unless such acts have been

Exhibit “N”

carried out in bad faith and constitute a wilful or wrongful act or default. Sections 91 to 101 of the BIA (with the exception of Section 97(3)) shall not apply in connection with this Proposal or any dealing by the Debtor prior to the NOI Date, and the Trustee shall have no responsibility, liability or authority whatsoever in connection therewith. The Trustee shall not monitor or in any way manage the Debtor's business or financial affairs.

- (b) The Trustee under this Proposal is acting solely as Trustee and not in its personal capacity and shall not be responsible or liable for any obligations of the Debtor.
- (c) All monies payable under the terms of this Proposal, unless otherwise stated herein, shall be paid over to the Trustee who shall make all payments in accordance with the terms of this Proposal.
- (d) The Creditors, at the meeting of creditors to consider this Proposal, may appoint up to five Inspectors who will have, in addition to any powers of Inspectors under the BIA, the power to:
 - i. receive any notice of default in the performance of the Proposal and waive any such default;
 - ii. advise the Trustee in respect of such matters as may be referred to the inspectors by the Trustee; and,
 - iii. extend the time for any payment due under this Proposal provided that any such extension does not lengthen the total term of the Proposal.
- (e) Upon the issuance of the Certificate of Full Performance by the Trustee to the Debtor, the Directors shall be released and discharged by all Creditors from all Claims, which any Preferred Creditors or Ordinary Creditors may have or have been entitled to assert against any of the directors for which they would be, by law, liable in their capacity as directors for the payment of such claims which arose prior to the NOI Date, provided that nothing herein shall release or discharge any of the directors from Claims that:
 - i. Relate to contractual right of one or more of the Ordinary Creditors arising from contract with one or more of the directors; or
 - ii. Are based on allegations of misrepresentation made by the directors to the Ordinary Creditors or of wrongful or oppressive conduct by the directors.
- (f) All proper claims against the Debtor arising with respect to goods supplied, services rendered, or other consideration given or provided after the NOI Date, up to the date of approval of this Proposal by the Superior Court of Justice in Bankruptcy, and not otherwise dealt with pursuant to this Proposal, shall be paid in full by the Debtor in the ordinary course, in priority to the claims of all other Creditors.

(g) The provisions of this Proposal will be binding on the creditors with Claims and the Debtor, and their respective heirs, executors, administrators, successors and assigns, upon issuance of the Final Approval.

(h) The following creditor(s) have agreed not to file a Claim in this Proposal and will not participate in distributions to Unsecured Creditors under this Proposal:

- 2602763 Ontario Ltd.

(i) Any notices or communication to be made or given in this Proposal shall be in writing and shall refer to this Proposal and may, subject as hereinafter provided, be made or given by personal delivery, by prepaid mail or by e-mail.

i. if addressed to the Debtor use the following address:

Goldman, Sloan, Nash and Haber LLP, counsel to the Debtor
480 University Ave Suite 1600
Toronto, Ontario M5G 1V2
Attention: Brendan Bissell
E-mail: bissell@gsnh.com

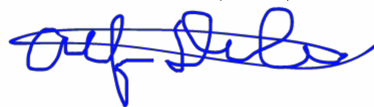
ii. if addressed to the Trustee use the following address:

Albert Gelman Inc.
100 Simcoe St. Suite 125
Toronto, Ontario M5H 3G2
Attention: Bryan Gelman
E-mail: bgelman@albertgelman.com

(j) For purposes of this Proposal, Claims denominated in a currency other than Canadian funds will be converted to Canadian Dollars at the closing spot rate of exchange of the Bank of Canada on the NOI Date.

Dated at Toronto, Ontario, this 5th day of January, 2022,

Folmur Construction (2004) Ltd.



Per: _____
Alfred Drexler

I have the authority to bind the corporation.

District of Ontario
Division No.: 08 - Waterloo
Estate No.: 35-2721875
Court No.: 35-2721875

ONTARIO
SUPERIOR COURT OF JUSTICE
(In Bankruptcy and Insolvency)

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

CREDITOR ACKNOWLEDGEMENT

Pursuant to the Debtor's Proposal, the following creditors hereby confirm that they will not file a Claim in this Proposal and will not participate in any distributions to Unsecured Creditors under this Proposal.

2602763 Ontario Ltd.



Per: _____
Alfred Drexler

I have authority to bind the corporation.

Exhibit “O”

District of: Ontario
 Division No. 08 - Waterloo
 Court No. 35-2721875
 Estate No. 35-2721875

☐ Original

☒ Amended **154**

Form 78

Statement of Affairs (Business Proposal) 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 proposal of
 Folmur Construction (2004) Limited
 of the Township of Rockwood, in the Province of Ontario

To the debtor:

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 filing of your proposal (or notice of intention, if applicable), on the 18th day of March 2021. When completed, this form and the applicable attachments will constitute the Statement of Affairs and must be verified by oath or solemn declaration.

LIABILITIES (as stated and estimated by the officer)		ASSETS (as stated and estimated by the officer)	
1. Unsecured creditors as per list "A"	885,885.03	1. Inventory	143,490.00
Balance of secured claims as per list "B"	0.00	2. Trade fixtures, etc.	0.00
Total unsecured creditors	885,885.03	3. Accounts receivable and other receivables, as per list "E"	
		Good	3,797,743.30
2. Secured creditors as per list "B"	0.00	Doubtful	0.00
		Bad	0.00
3. Preferred creditors as per list "C"	0.00	Estimated to produce	3,797,743.30
4. Contingent, trust claims or other liabilities as per list "D"		4. Bills of exchange, promissory note, etc., as per list "F" . . .	0.00
estimated to be reclaimable for	0.00	5. Deposits in financial institutions	0.00
Total liabilities	885,885.03	6. Cash	106,421.00
Surplus	3,421,550.27	7. Livestock	0.00
		8. Machinery, equipment and plant	104,602.00
		9. Real property or immovable as per list "G"	0.00
		10. Furniture	0.00
		11. RRSPs, RRIAs, life insurance, etc.	0.00
		12. Securities (shares, bonds, debentures, etc.)	0.00
		13. Interests under wills	0.00
		14. Vehicles	155,178.00
		15. Other property, as per list "H"	1.00
		If debtor 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	4,307,435.30
		Deficiency	NIL

I, Anthony Alfred Drexler, of the Town of Rockwood in the Province of Ontario, do swear (or solemnly declare) that this statement and the attached lists are to the best of my knowledge, a full, true and complete statement of the affairs of the Corporation on the 30th day of August 2021 and fully disclose all property of every description that is in my possession or that may devolve on me in accordance with the Act.

SWORN (or SOLEMNLY DECLARED)

before me at the City of Rockwood in the Province of Ontario, on this 5th day of January 2022.

 Digitally signed
 by Bryan
 Gelman

Bryan Gelman, Commissioner of Oaths
 For the Province of Ontario
 Expires November 22, 2022


 Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

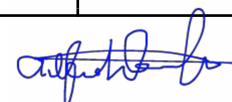
List "A"
Unsecured Creditors

Folmur Construction (2004) Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
1	2602763 Ontario Limited	339 Elgin St. Port Elgin ON N0H 2C0	335,197.60	0.00	335,197.60
2	Anixter Power Solutions Canada Inc.	188 Purdy Rd P.O. Box 399 Colborne ON K0K 1S0	25,248.49	0.00	25,248.49
3	Artic Clear 1993 Inc.	509 Dickson Drive Fergus ON N1M 2W7	7.60	0.00	7.60
4	Bolts Plus Incorporated	8800 George Bolton Parkway Bolton ON L7E 2Y4	42.62	0.00	42.62
5	Brandt Tractor Ltd	365 Industrial Road Cambridge ON N3H 5S1	1,447.25	0.00	1,447.25
6	CG Equipment	521 Michener Road Kitchener ON N1K 1C8	2,217.63	0.00	2,217.63
7	Cooper Equipment Rentals Ltd	C/O TX4009C P.O. Box 4590 Stn A Toronto ON M5W 7B1	4,234.60	0.00	4,234.60
8	Corwin Mortgage Capital Inc. Attn: Kyle Fenwick	300 - 333 Wilson Avenue Toronto ON M3H 1T2	1.00	0.00	1.00
9	CRA - Sudbury Tax Services Office 857503700RP0001	PO Box 5548 3 - 451 Talbot St. London ON N6A 4R3	0.00	0.00	0.00
10	CRA - Tax - Ontario 85750 3700 RC0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9	88,311.30	0.00	88,311.30
11	CRA - Tax - Ontario 857503700 RT0001	Shawinigan-Sud National Verification and Collection Centre 4695 Shawinigan-Sud Blvd Shawinigan-Sud QC G9P 5H9	268,033.61	0.00	268,033.61
12	Danplas Pipe Systems	20 High Meadow Place North York ON M9L 2Z5	28,479.50	0.00	28,479.50
13	Electrical Safety Authority	400 Sheldon Dr, Unit # 1 Cambridge ON N1T 2H9	172.89	0.00	172.89
14	Graybar Electric Ltd.	P.O. Box 1000 Kitchener ON N2G 4E	38,916.68	0.00	38,916.68
15	John Deere Credit Inc. Attn: Ryan Szymusiak	3430 Superior Court Oakville ON L6L 0C4	1.00	0.00	1.00
16	John Deere Credit Inc. Attn: Ryan Szymusiak	3430 Superior Court Oakville ON L6L 0C4	1.00	0.00	1.00
17	Mann 2018 Limited	7367 Wellington Road 30 Guelph ON N1H 6J2	392.54	0.00	392.54
18	Ministry of Finance - ON PST, EHT & Other Taxes Attn: Mrs. Asta Alberry 857 503 700TE0001	Ministry of Revenue 33 King Street West 6th Floor Oshawa ON L1H 8H5	213.73	0.00	213.73
19	Noramco	160 Traders Blvd East Unit # 203 Mississauga ON L4Z 3K7	43,891.92	0.00	43,891.92

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
 Division No. 08 - Waterloo
 Court No. 35-2721875
 Estate No. 35-2721875

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FORM 78 – Continued

In the matter of the proposal of
 Folmur Construction (2004) Limited
 of the Township of Rockwood, in the Province of Ontario

List "A"
 Unsecured Creditors

Folmur Construction (2004) Ltd.

No.	Name of creditor	Address	Unsecured claim	Balance of claim	Total claim
20	Rubberline Products	Po Box 336 Kitchener ON N2G 3Y9	399.96	0.00	399.96
21	Stop 124 Services Inc.	7000 Wellington Rd # 124 Guelph ON N1H 6J4	1,427.05	0.00	1,427.05
22	Thorton Sand & Gravel (1995) Ltd.	545021 Clarke Rd. R.R.#1 Woodstock ON N4S 7V6	5,287.21	0.00	5,287.21
23	Transaxle	155 Werlich Drive Cambridge ON N1T 1Y2	42.71	0.00	42.71
24	Tri City Ready Mix Limited	36 Manitou Drive Kitchener ON N2C 1L3	16,968.10	0.00	16,968.10
25	Trillium Ford Lincoln Ltd	4589 Industrial Parkway Box 849 Alliston ON L9R 1W1	1,026.05	0.00	1,026.05
26	Underground Conduit Solutions Inc.	446 Angling Road Waterford ON N0E 1Y0	8,034.30	0.00	8,034.30
27	Underground Specialties Inc	131 Shearson Crescent Cambridge ON N1T 1J3	1.00	0.00	1.00
28	UPI Energy	105 Silvercreek Parkway North SUite 200 Guelph ON N1H 8M1	10,257.20	0.00	10,257.20
29	Wasteco	235 Curtis Drive Guelph ON N1K 1Y3	218.81	0.00	218.81
30	Wilson Sand and Gravel Ltd.	1368 Beke Road Cambridge ON N1R-5S5	5,411.68	0.00	5,411.68
Total:			885,885.03	0.00	885,885.03

05-Jan-2022

Date

Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Continued

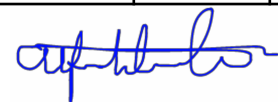
In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario
List "B"
Secured Creditors

Folmur Construction (2004) Ltd.

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	GM Financial Canada Leasing Ltd. c/o BankruptcyHighway.com Attn: Mike Timko 5GAEVBKW6JJ133458	PO Box 57100 Etobicoke ON M8Y 3Y2	1.00	Motor Vehicles - Automobile - 2018 - Buick - Enclave AWD Premium - 5GAEVBKW6JJ133458	20-Dec-2017	0.00		1.00
2	John Deere Financial Inc. 1T0310SLPGD299927/1T0310SLL JD338	3430 Superior Court Oakville ON L6L 0C4	1.00	Motor Vehicles - Automobile - 2016 - John Deere - 310SLT - 1T0310SLPGD299927 Motor Vehicles - Automobile - 2018 - John Deere - 310SLT - 1T0310SLLJD338127	13-Mar-2018 30-Oct-2018	0.00 0.00		1.00
3	John Deere Financial Inc. 1T0310SLPLF387956	295 Hunter Road, P.O. Box 100 Grimsby ON L3M 4H5	1.00	Motor Vehicles - Automobile - 2020 - John Deere - 310SL - 1T0310SLPLF387956	12-Mar-2021	0.00		1.00
4	John Deere Financial Inc. 1T0310SLPLF387956/1FF245800 489	295 Hunter Road, P.O. Box 1000 Grimsby ON L3M 4H5	1.00	Motor Vehicles - Automobile - 2018 - John Deere - 245GFFF - 1FF245GXPHF800489	03-Jun-2019	0.00		1.00
5	Royal Bank of Canada 1GC5YME77LF349752R	10 York Mills Road 3rd Floor Toronto ON M2P 0A2	1.00	Motor Vehicles - Automobile - 2020 - Chevrolet - Silverado 2500 - 1GC5YME77LF349752	27-Oct-2020	0.00		1.00
6	Royal Bank of Canada Attn: c/o BankruptcyHighway.com 1GTV2LEC0GZ230356/1GCVKPE C9HZ402	10 York Mills Road Toronto ON M2P 0A2	1.00	Motor Vehicles - Automobile - 2016 - GMC - Sierra 1500 - 1GTV2LEC0GZ230356 Motor Vehicles - Automobile - 2017 - Chevrolet - Silverado 1500 - 1GCVKPEC9HZ402540	12-May-2016 15-Nov-2017	0.00 0.00		1.00
7	The Bank of Nova Scotia 1GCWGAFP5L1248596/1GC5YM E73MF106	10 Wright Boulevard Stratford ON N5A 7X9	1.00	Motor Vehicles - Automobile - 2020 - Chevrolet - Express Cargo - 1GCWGAFP5L1248596 Motor Vehicles - Automobile - 2021 - Chevrolet - Silverado 2500 - 1GC5YME73MF106425	14-Oct-2020 19-Nov-2020	0.00 0.00		1.00
8	Xerox Canada Ltd.	20 York Mills Road, Suite 500 Box 700 Toronto ON M2P 2C2	1.00	Other - Photocopier Machine	09-Nov-2016	0.00		1.00

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

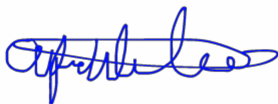
FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

Total:	8.00		0.00	0.00	8.00
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05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario
List "C"
Preferred Creditors for Wages, Rent, etc.

Folmur Construction (2004) Ltd.

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

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario
List "D"
Contingent or Other Liabilities

Folmur Construction (2004) Ltd.

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

05-Jan-2022

Date

Anthony Alfred Drexler

District of: Ontario
 Division No. 08 - Waterloo
 Court No. 35-2721875
 Estate No. 35-2721875

FORM 78 – Continued

In the matter of the proposal of
 Folmur Construction (2004) Limited
 of the Township of Rockwood, in the Province of Ontario

List "E"

Debts Due to the Debtor

Folmur Construction (2004) Ltd.

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	Account Receivables	Ontario ON	Unsecured	845,406.30 0.00 0.00		18-Mar-2021	845,406.30	None
2	Due from Related Party - Drexler Construction Limited	Ontario ON	Unsecured	2,952,337.00 0.00 0.00		18-Mar-2021	2,952,337.00	None
Total:				3,797,743.30 0.00 0.00			3,797,743.30	

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario
List "F"

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

Folmur Construction (2004) Ltd.

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

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Continued

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

List "G"

Real Property or Immovables Owned by Debtor

Folmur Construction (2004) Ltd.

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

05-Jan-2022

Date



Anthony Alfred Drexler

District of: Ontario
Division No. 08 - Waterloo
Court No. 35-2721875
Estate No. 35-2721875

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FORM 78 – Concluded

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

List "H"
Property

Folmur Construction (2004) Ltd.

FULL STATEMENT OF PROPERTY

Nature of property	Location	Details of property	Original cost	Estimated to produce
(a) Stock-in-trade		Inventories	143,490.00	143,490.00
(b) Trade fixtures, etc.			0.00	0.00
(c) Cash in financial institutions			0.00	0.00
(d) Cash on hand			0.00	106,421.00
(e) Livestock			0.00	0.00
(f) Machinery, equipment and plant		Equipment	104,602.00	104,602.00
(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		Automobile - 2016 - GMC - Sierra 1500 - 1GTV2LEC0GZ230356 Automobile - 2017 - Chevrolet - Silverado 1500 - 1GCVKPEC9HZ402540 Automobile - 2018 - Buick - Enclave AWD Premium - 5GAEVBKJ133458 Automobile - 2016 - John Deere - 310SLT - 1T0310SLPGD299927 Automobile - 2018 - John Deere - 310SLT - 1T0310SLLD338127 Automobile - 2018 - John Deere - 245GFFF - 1FF245GXPHF800489 Automobile - 2020 - Chevrolet - Express Cargo - 1GCWGAFF5L1248596 Automobile - 2020 - Chevrolet - Silverado 2500 - 1GC5YME77LF349752 Automobile - 2021 - Chevrolet - Silverado 2500 - 1GC5YME73MF106425 Automobile - 2020 - John Deere - 310SL - 1T0310SLPLF387956 Automobile - Other Vehicles	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 155,168.00	1.00 1.00 1.00 1.00 1.00 1.00 1.00 1.00 1.00 1.00 1.00 155,168.00
(l) Taxes			0.00	0.00
(m) Other		Photocopier Machine	0.00	1.00
			Total:	509,692.00

05-Jan-2022

Date



Anthony Alfred Drexler

Exhibit “P”

Albert Gelman Inc.

Claims Register

In the matter of the proposal of
Folmur Construction (2004) Limited
of the Township of Rockwood, in the Province of Ontario

Insolvency Date: 18-Mar-2021

Estate Number: 35-2721875

Creditor Name	Proof of Claim?	Claim Status	Rank / Class	SOA Amount	Amount Filed	Admitted for Dividend
Unsecured creditors						
Anixter Power Solutions Canada Inc.	Yes	Admitted		25,248.49	25,248.49	25,248.49
Artic Clear 1993 Inc.	No	Not proved		7.60		
Bolts Plus Incorporated	No	Not proved		42.62		
Brandt Tractor Ltd	No	Not proved		1,447.25		
CG Equipment	No	Not proved		2,217.63		
Cooper Equipment Rentals Ltd	No	Not proved		4,234.60		
CRA - Tax - Ontario 85750 3700 RC0001	Yes	Admitted		88,311.30	88,311.30	88,311.30
CRA - Tax - Ontario 857503700 RT0001	Yes	Admitted		268,033.61	268,033.61	268,033.61
Danplas Pipe Systems	No	Not proved		28,479.50		
Electrical Safety Authority	No	Not proved		172.89		
Graybar Electric Ltd.	Yes	Admitted		38,916.68	38,916.68	38,916.68
John Deere Credit Inc. Attn: Ryan Szymusiak	No	Not proved		0.00		
John Deere Credit Inc. Attn: Ryan Szymusiak	No	Not proved		0.00		
Mann 2018 Limited	No	Not proved		392.54		
Ministry of Finance - ON PST, EHT & Other Taxes Attn: Mrs. Asta Alberry 857 503 700TE0001	Yes	Admitted		213.73	213.73	213.73
Noramco	Yes	Admitted		43,891.92	43,891.92	43,891.92
Rubberline Products	No	Not proved		399.96		
Stop 124 Services Inc.	No	Not proved		1,427.05		
Thorton Sand & Gravel (1995) Ltd.	No	Not proved		5,287.21		
Transaxle	No	Not proved		42.71		
Tri City Ready Mix Limited	Yes	Admitted		16,968.10	16,968.10	16,968.10
Trillium Ford Lincoln Ltd	No	Not proved		1,026.05		
Underground Conduit Solutions Inc.	No	Not proved		8,034.30		
Underground Specialties Inc	No	Not proved		0.00		
UPI Energy	No			10,257.20		
Wasteco	No	Not proved		218.81		
Wilson Sand and Gravel Ltd.	No	Not proved		5,411.68		
Total	Unsecured creditors			550,683.43	481,583.83	481,583.83
Grand Total:				885,885.03	481,583.83	481,583.83

2602763 Ontario Limited	No	Not proved	335,197.60
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Estate No. ~~35-272187~~
/Court File No. 35-2721875

**ONTARIO
SUPERIOR COURT OF JUSTICE**

**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE
THE PROPOSAL PROCEEDINGS OF DREXLER CONSTRUCTION
LIMITED, A CORPORATION INCORPORATED UNDER THE
ONTARIO BUSINESS CORPORATIONS ACT
FOLMUR CONSTRUCTION (2004) LTD., OF THE TOWN OF ROCKWOOD
IN THE PROVINCE OF ONTARIO
SERVICE LIST
(as at August 31, 2021)**

GOLDMAN SLOAN NASH & HABER LLP 480 University Avenue, Suite 1600 Toronto ON M5G 1V2 Fax: 416 597 3370 R. Brendan Bissell (LSO# 40354V) Tel: 416 597 6489 Email: bissell@gsnh.com Joël Turgeon (LSO #80984R) Tel: 416 597 6486 Email: turgeon@gsnh.com Lawyers for the moving parties and debtor companies, Drexler Construction Limited, Folmur Construction (2004) Limited, and Down Under Pipe and Cable Locating Limited	ALBERT GELMAN INC. 100 Simcoe Street, Suite 125 Toronto ON M5H 3G2 Fax: 416 504 1655 Bryan Gelman Tel: 416 504 1650 ext. 115 Email: bgelman@albertgelman.com Tom McElroy Tel: 416 504 1650 ext. 117 Email: tmcelroy@albertgelman.com Proposal Trustee
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MACDONALD SAGER MANIS LLP 150 York Street, Suite 800 Toronto ON M5H 3S5 Fax: 416 364 1453 Howard Manis Tel: 416 364 5289 Email: hmanis@csmlaw.ca Lawyers for the Proposal Trustee	AIRD & BERLIS LLP 181 Bay Street, Suite 1800 Toronto ON M5J 2T9 Fax: 416 863 1515 Ian Aversa Tel: 416 865 3082 Email: iaversa@airdberlis.com Jeremy Nemers Tel: 416 865 7724 Email: jnemers@airdberlis.com Lawyers for Royal Bank of Canada
ATTORNEY GENERAL OF CANADA Department of Justice Canada Ontario Regional Office, Tax Law Section 120 Adelaide Street West, Suite 400 Toronto ON M5H 1P9 Diane Winters Tel: 647.256.7459 Email: diane.winters@justice.gc.ca Rakhee Bhandari Tel: 416.952.8563 Email: Rakhee.bhandari@justice.gc.ca	MINISTRY OF FINANCE (ONTARIO) Legal Services Branch 777 Bay Street, 11th Floor Toronto ON M5G 2C8 Kevin O'Hara Tel: 416.327.8463 Email: kevin.ohara@ontario.ca
MASTERS INSURANCE (HAMILTON) LTD. McMaster Innovation Park 175 Longwood Road South, Suite 209A Hamilton ON L8P 0A1 Fax: 905 577 9154 Doug Corby Tel: 905 577 1180 Email: dcorby@mastersinsurance.com	ZURICH CANADA 100 King Street West, Suite 5500 P.O Box 290 Toronto ON M5X 1C9 Fax: 416 586 6821 / 1 800 319 3219 Brent McAllister Tel: 416 586 2880 Email: brent.mcallister@zurich.com

JOHN DEERE FINANCIAL INC. 3430 Superior Court Oakville ON L6L 0C4 295 Hunter Road, PO Box 1000 Grimsby ON L3M 4H5 PPSA registrant	CANADIAN EQUIPMENT FINANCE & LEASING INC. 250 Woolwich Street South, Suite 5 Breslau ON N0B 1M0 Brent Keenan Tel: 519 648 3898 Email: brent.keenan@cefl.ca PPSA registrant
HARRISON PENZA LLP 450 Talbot St. (map) London ON N6A 5J6 Fax: 519 667 3362 Michael Cassone Tel: 519 661 6765 Email: mcassone@harrisonpensa.com Lawyers for TD Auto Finance (Canada) Inc.	THE BANK OF NOVA SCOTIA 10 Wright Boulevard Stratford ON N5A 7X9 4715 Tahoe Boulevard Mississauga ON L4W 0B4 PPSA Registrant
WELLS FARGO EQUIPMENT FINANCE COMPANY 1290 Central Parkway West, Suite 1100 Mississauga ON L5C 4R3 Connie Roberts Tel: 905-283-4444 Fax: 1-866-967-4047 Email : connie.roberts@myleasingsource.com with a copy to: dean.langle@td.com and gloria.myers2@myleasingsource.com	BANK OF MONTREAL 5750 Explorer Drive Mississauga ON L4W 0A9 PPSA Registrant

GM FINANCIAL CANADA LEASING LTD. 2001 Sheppard Avenue, Suite 600 Toronto ON M2J 4Z8 Sulake Araye Tel: 416 753 4064 Email: sulake.araye@gmfinancial.com	XEROX CANADA LTD. 20 York Mills Road, Suite 500, Box 700 Toronto ON M2P 2C2 PPSA Registrant
CORWIN MORTGAGE CAPITAL INC. 330 Wilson Avenue, Suite 300 Toronto ON M3H 1T2 Kyle Fenwick Tel: 416 543 1298 Email: kyle@corwincapital.ca Debtor-in-possession lender	COCO GROUP 949 Wilson Avenue Toronto, ON M3K 1G2 Ilia Valitsky Tel: 416-633-9670 Fax: 416-633-6765 Email: ivalitsky@cocogroup.com

EMAIL ADDRESS LIST

bissell@gsnh.com ; turgeon@gsnh.com ; bgelman@albertgelman.com ; tmcelroy@albertgelman.com ;
hmanis@msmlaw.ca ; iaversa@airdberlis.com ; jnemers@airdberlis.com ; diane.winters@justice.gc.ca
; Rakhee.bhandari@justice.gc.ca ; kevin.ohara@ontario.ca ; dcorby@mastersinsurance.com ;
brent.mcallister@zurich.com ; brent.keenan@cefl.ca ; kyle@corwincapital.ca ;
connie.roberts@myleasingsource.com ; mcassone@harrisonpensa.com ; sulake.araye@gmfinancial.com
; dean.langley@td.com ; gloria.myers2@myleasingsource.com ; ivalitsky@cocogroup.com

**IN THE MATTER OF PROPOSAL OF FOLMUR CONSTRUCTION
(2004) LIMITED OF THE TOWN OF ROCKWOOD, IN THE
PROVINCE OF ONTARIO**

Court File No./Estate No.
35-2721875;

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY**

(LONDON)

REPORT OF THE TRUSTEE ON PROPOSAL

**HOWARD MANIS PROFESSIONAL
CORPORATION**

operating as Manis Law
2300 Yonge Street, Suite 1600
Toronto, Ontario M4P 1E4

Howard Manis (LSO# 34366V)
Tel: (416) 364-5289
Email: hmanis@manislaw.ca

Lawyers for the Licensed Insolvency Trustee,
Albert Gelman Inc.