

CANADA
Province de Québec
District de : Québec
No division : 01-Montréal
No cour : 500-11-041409-117
No dossier : 41-343000

COUR SUPÉRIEURE
(Chambre commerciale)
Loi sur la faillite et l'insolvabilité

Rapport définitif du séquestre et état de compte
(article 246(3) et règle 127 de la *Loi sur la faillite et l'insolvabilité*)

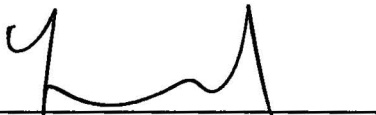
**Dans l'affaire de la mise sous séquestre de
Groupe Orbi Construction Inc. (« Orbi »)
de la ville de Laval
dans la province de Québec**

Le séquestre donne avis de ce qui suit et déclare que :

1. Le 4 Octobre 2011, conformément à une requête déposée par la Banque HSBC du Canada («HSBC»), créancier garanti de premier rang, la Cour supérieure du Québec a nommé Richter Groupe Conseil Inc. (anciennement RSM Richter Inc.) ("Richter") séquestre à l'actif de Orbi.
2. Le 14 octobre 2011, le soussigné, Richter, a émis l'*Avis et déclaration du séquestre* en vertu de l'article 245(1).
3. Le séquestre a complété la réalisation des actifs de Orbi et son administration.
4. L'État définitif des recettes et débours du séquestre est joint aux présentes.
5. Le résultat net de la réalisation n'a pas généré de fonds pour le bénéfice du créancier garanti.

Fait à Montréal, province de Québec, le 6 novembre 2013.

Richter Groupe Conseil Inc. – Séquestre
(anciennement RSM Richter Inc.)
Par :



Yves Vincent, FCPA, FCA, CIRP
1981, av. McGill College, 12^e étage
Montréal QC H3A 0G6
Téléphone : 514.934.3400
Télécopieur : 514.934.3504

IN THE MATTER OF THE RECEIVERSHIP OF ORBI CONSTRUCTION GROUP INC. (the "Company") a body politic and corporate, duly incorporated according to law and having its head office at 1 Place Ville-Marie, Montreal, Quebec H3B 2C8

RECEIVER'S FINAL STATEMENT OF RECEIPTS AND DISBURSEMENTS

Notes
 1

RECEIPTS

1. Realization of assets			
a) Accounts receivable collection	\$ 1,044,368.33		
b) Sale of Inventory	<u>65,000.00</u>	\$ 1,109,368.33	2
2. Taxes			
a) GST recovery	3,250.00		
b) QST recovery	5,801.25		
c) GST reimbursement	189.82		
d) QST reimbursement	<u>18,942.50</u>	28,183.57	
3. Interest		946.61	
4. Miscellaneous refunds		1,480.90	
5. Funds advanced from secured lender		<u>287,814.94</u>	3
TOTAL RECEIPTS		<u>1,407,774.36</u>	

DISBURSEMENTS

6. Fees paid to registrar		70.00	
7. Notice and Statement of the Receiver			
a) Photocopies	352.00		
b) Postage	<u>265.00</u>	617.00	
8. General administration			
a) Bank charges	76.78		
b) Photocopies	358.40		
c) Postage	126.63		
d) Courier	273.23		
e) Travel	1,585.51		
f) Telephone	6.73		
g) Storage	<u>630.16</u>	3,057.44	
9. Operating Cost			
a) Wages	51,840.15		
b) Purchases	13,196.73		
c) Security and safeguard measures	7,452.99		
d) Insurance	9,031.08		
e) Payroll services	1,478.26		
f) Utilities	597.11		
g) Other	<u>489.30</u>	84,085.62	
10. Settlement		30,053.30	
11. Advances to Trustee		<u>209,071.00</u>	4
TOTAL DISBURSEMENTS BEFORE TAXES, PROFESSIONAL FEES AND DISTRIBUTION		328,954.38	
12. Taxes			
a) GST paid	13,483.02		
b) QST paid	18,942.50		
c) GST remittance	3,250.00		
d) QST remittance	<u>\$ 5,801.25</u>	41,476.77	
13. Receiver's Remuneration		440,319.23	
14. Legal Fees		<u>34,768.26</u>	
TOTAL DISBURSEMENTS BEFORE DISTRIBUTION		843,518.62	
DISTRIBUTION			
15. Property Claim (Deductions at source) - (BIA Art. 67)		154,921.05	
16. Pension Plan Claim - Ontario (Iron workers) - (BIA Art. 81.5)		158,585.20	
17. Reimbursement of funds advanced by the secured lender - HSBC		250,749.48	
TOTAL DISBURSEMENTS		<u>1,407,774.36</u>	
SURPLUS AVAILABLE FOR DISTRIBUTION TO SECURED LENDER		<u>Nil</u>	

**IN THE MATTER OF THE RECEIVERSHIP OF ORBI CONSTRUCTION GROUP INC.
RECEIVER'S FINAL STATEMENT OF RECEIPTS AND DISBURSEMENTS (NOTE 1)
(Continued)**

Note 1: On October 4, 2011, pursuant to a motion filed by HSBC Bank Canada ("HSBC"), the primary secured lender, the Quebec Superior Court appointed Richter Advisory Group Inc. (formerly doing business under the name RSM Richter Inc.) ("Richter") Receiver to the assets of Orbi Construction Group Inc.

Orbi Construction Group Inc. ("Orbi") filed a Notice of Intention to make a Proposal ("Notice of Intention") under the Bankruptcy and Insolvency Act on October 5, 2011.

Subsequently, on October 28, 2011, Orbi filed an assignment in Bankruptcy under Section 49 of the *Bankruptcy and Insolvency Act* and Richter was duly appointed Trustee of the Estate.

Note 2: Richter conducted an inventory sales process, which took place between November 11 to 17, 2011. Subsequently, on November 22, 2011, the Receiver sold the inventory for a total amount of \$65,000.

Note 3: The secured creditor, HSBC, paid directly a portion of the Receiver's fees.

Note 4: The Receiver advanced the required funds to the Trustee in bankruptcy to cover priority claims and costs relating to the bankruptcy.

Richter Advisory Group Inc.
(Formerly known as RSM Richter Inc.)
Receiver

October 8th 2013
Date


Per: Yves Vincent, FCPA, FCA, CIRP