

# RSM Richter Inc.

RSM Richter Inc.  
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C A N A D A  
Province of Québec  
District of: Québec  
Division No.: 04 - Saint-François  
Court No.: 450-11-000033-104  
Estate No.: 42-1324469

SUPERIOR COURT  
(In Bankruptcy and Insolvency)

## Notice of Bankruptcy and First Meeting of Creditors (Subsection 102(1) of the Act)

In the Matter of the Bankruptcy of  
**Importations Zena Inc.**

Take notice that:

1. Importations Zena Inc. filed an assignment on February 19, 2010, and the undersigned, RSM Richter Inc. , was appointed as trustee of the estate of the bankrupt by the official receiver, subject to affirmation by the creditors of the trustee's appointment or substitution of another trustee by the creditors.
2. The first meeting of creditors of the bankrupt will be held on March 9, 2010, at 2:00 o'clock in the afternoon, at the Office of the Superintendent of Bankruptcy at 5 Place Ville-Marie, Suite 800, Montreal, Quebec.
3. To be entitled to vote at the meeting, a creditor must lodge with the trustee, before the meeting, a proof of claim and, where necessary, a proxy.
4. Enclosed with this notice is a form of proof of claim, a form of proxy, and a list of creditors with claims amounting to 25 dollars or more, showing the amounts of their claims.
5. Creditors must prove their claims against the estate of the bankrupt in order to share in any distribution of the proceeds realized from the estate.

Dated at the City of Montréal in the Province of Quebec, February 23, 2010.

RSM Richter Inc. - Trustee  
Per:

  
\_\_\_\_\_  
Andre Hebert, CA, CIRP

District of: Quebec  
 Division No. 04 - Saint-François  
 Court No. 450-11-000033-104  
 Estate No. 42-1324469

Original  Amended

\_FORM 78\_  
 Statement of Affairs (Business Bankruptcy) made by an entity  
 (Subsection 49(2) and Paragraph 158(d) of the Act / Subsections 50(2) and 62(1) of the Act) TRANSLATION  
 In the Matter of the Bankruptcy of  
 Importations Zena Inc.

To the bankrupt:

You are required to carefully and accurately complete this Form and the applicable attachments, showing the state of your affairs on the date of the bankruptcy, on the 19th day of February 2010. When completed, this Form and the applicable attached lists will constitute the Statement of Affairs and must be verified by oath or solemn

LIABILITIES (as stated and estimated by the officer)	ASSETS (As stated and estimated by the officer)
1. Unsecured creditors as per list "A" .....	1. Inventory .....
233,701.82	0.00
Balance of secured claims as per list "B" .....	2. Trade fixtures, etc. ....
500,869.21	0.00
Total unsecured creditors .....	3. Accounts receivable and other receivables, as per List "E"
734,571.03	Good .....
2. Secured creditors as per list "B" .....	67,040.02
77,040.20	Doubtful .....
3. Preferred creditors as per list "C" .....	16,760.05
0.00	Bad .....
4. Contingent, trust claims or other liabilities as per list "D" estimated to be reclaimable for .....	0.00
0.00	Estimated to produce .....
Total liabilities .....	67,040.20
811,611.23	4. Bills of exchange, promissory note, etc., as per List "F" .....
Surplus .....	0.00
NIL	5. Deposits in Financial Institutions .....
	0.00
	6. Cash .....
	0.00
	7. Livestock .....
	0.00
	8. Machinery, equipment and plant .....
	8,500.00
	9. Real property or immovable as per List "G" .....
	0.00
	10. Furniture .....
	1,500.00
	11. RRSPs, RRIFs, Life insurance, etc. ....
	0.00
	12. Securities (Shares, Bonds, Debentures, etc.) .....
	0.00
	13. Interests under wills .....
	0.00
	14. Vehicles .....
	0.00
	15. Other property, as per List "H" .....
	0.00
	If bankrupt is a corporation, add:
	Amount of subscribed capital .....
	100.00
	Amount paid on capital .....
	100.00
	Balance subscribed and unpaid .....
	0.00
	Estimated to produce .....
	0.00
	Total assets .....
	77,040.20
	Deficiency .....
	734,571.03

I, Marc Patenaude, of the Ville of Magog in the Province of Quebec, do swear (or solemnly declare) that this statement and the attached lists are to the best of my knowledge a full, true and complete statement of my affairs on the 19th day of February 2010 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 Montréal in the Province of Quebec, on this 19th day of February 2010.

\_\_\_\_\_  
 Nicole Fournier, Commissioner of Oaths  
 For the Province of Quebec  
 Expires Apr. 4, 2010

\_\_\_\_\_  
 Marc Patenaude

District of: Quebec  
 Division No. 04 - Saint-François  
 Court No. 450-11-000033-104  
 Estate No. 42-1324469

TRANSLATION

FORM 78 -- Continued

List "A"  
 Unsecured Creditors

Importations Zena Inc.

No.	Name of creditor	Address	Unsecured Claim	Balance of Claim	Total Claim
1	BDC Prêt no. 042940-02	1165, boul. LeBourgneuf, bur. 310 Québec QC G2K 2C9	0.00	192,300.00	192,300.00
2	DINERS CLUB INTERNATIONAL 204241749	P.O.Box 7000 COMMERCE COURT STATION TORONTO ON M5L 1L2	0.00	0.00	0.00
3	DINERS CLUB INTERNATIONAL 204241756	P.O.Box 7000 COMMERCE COURT STATION TORONTO ON M5L 1L2	0.00	0.00	0.00
4	HONDA CANADA FINANCE INC. bail 203-121298323	1750, EIFFEL BOUCHERVILLE QC J4B 7W1	0.00	0.00	0.00
5	HONDA FINANCIAL SERVICES 108436311	1750, RUE EIFFEL BOUCHERVILLE QC J4B 7W1	0.00	0.00	0.00
6	HSBC	SUITE 300 2001, MCGILL COLLEGE MONTREAL QC H3A 1G1	0.00	308,569.21	308,569.21
7	MINISTERE DU REVENU DU QUEBEC	REF: 1009436118RS0002 3800, RUE DE MARLY SAINTE-FOY QC G1X 4A5	0.00	0.00	0.00
8	MINISTRE DU REVENU	REF: 1009436118TQ0001 1600, BOUL RENE-LEVESQUE OUEST MONTREAL QC H3H 2V2	30,750.24	0.00	30,750.24
9	NATEXPORT	DIVISION DE BNC (1614-1) 600 RUE DE LA GAUCHETIERE O MONTREAL QC H3B 4L2	162,895.04	0.00	162,895.04
10	RECEVEUR GENERAL DU CANADA	875 HERON OTTAWA ON K1A 1G9	4,268.38	0.00	4,268.38
11	RECEVEUR GENERAL DU CANADA	875 HERON OTTAWA QC K1A 1G9	34,113.00	0.00	34,113.00
12	RECEVEUR GENERAL DU CANADA	REF: 131972432RP0001 875 CHEMIN HERON OTTAWA ON K1A 1G9	0.00	0.00	0.00
13	ROCK SIMARD ENTREPOSAGES	419, ST-MICHEL Omerville QC J1X 4J1	0.00	0.00	0.00
14	SERVICES FINANCIERS CHRYSLER 7002486329	C.P. 2300 St-Laurent QC H4L 4Y3	0.00	0.00	0.00
15	Xerox Canada Ltd. Attn: Frank Varrone No client 957038557	33 Bloor St. East Toronto ON M4W 3H1	1,675.16	0.00	1,675.16
<b>Total:</b>			<b>233,701.82</b>	<b>500,869.21</b>	<b>734,571.03</b>

22-Feb-2010

Date

Marc Patenaude

District of: Quebec  
 Division No. 04 - Saint-François  
 Court No. 450-11-000033-104  
 Estate No. 42-1324469

TRANSLATION

FORM 78 -- Continued

List "B"  
 Secured Creditors

Importations Zena Inc.

No.	Name of creditor	Address	Amount of Claim	Particulars of Security	When given	Estimated value of security	Estimated surplus from security	Balance of claim unsecured
1	BDC Prêt no. 042940-02	1165, boul. LeBourgneuf, bur. 310 Québec QC G2K 2C9	202,300.00	Business Assets - Machinery - Machinerie, Outillage et Equipement informatique Furniture - Ameublement et présentoirs Other - Site Web Business Assets - Trade Fixtures - Aménagements	01-Apr-2008  01-Apr-2008 01-Apr-2008 01-Apr-2008	8,500.00  1,500.00 0.00 0.00		192,300.00
2	HSBC	SUITE 300 2001, MCGILL COLLEGE MONTREAL QC H3A 1G1	375,609.41	Debts Due - Business - Compte à recevoir	11-Apr-2008	67,040.20		308,569.21
<b>Total:</b>			<b>577,909.41</b>			<b>77,040.20</b>	<b>0.00</b>	<b>500,869.21</b>

22-Feb-2010

Date

Marc Patenaude

## THIS INFORMATION SHEET IS SUPPLIED IN ORDER TO ASSIST YOU IN COMPLETING THE PROOF OF CLAIM FORM

- The proof of claim must be signed by the individual completing the form.
- The signature of the claimant must be witnessed.
- Give the complete address (including postal code) where all notices and correspondence are to be forwarded.
- The amount on the statement of account must agree with the amount claimed on the proof of claim.

### PARAGRAPH 1 OF THE PROOF OF CLAIM

- If the individual completing the proof of claim is not the creditor himself, he must state his position or title.
- The creditor must state the full and complete legal name of the Company or the claimant.

### PARAGRAPH 3 OF THE PROOF OF CLAIM

- A detailed statement of account must be attached to the proof of claim and must show the date, the invoice number and the dollar amount of all the invoices or charges, together with the date, the number and the amount of all credits or payments. A statement of account is not complete if it begins with an amount brought forward. In addition, a creditor must indicate his/her address, phone number, fax number and E-mail address.

### PARAGRAPH 4 OF THE PROOF OF CLAIM

- An unsecured creditor (subparagraph (A)) must check and state whether or not a priority rank is claimed under Section 136 of the Bankruptcy and Insolvency Act.
- A claim of landlord (subparagraph (B)) for disclaim of lease must be completed with full particulars and calculations.
- A secured creditor must complete subparagraph (C) and attach a copy of the security documents.
- A farmer, fisherman or aquaculturist must complete subparagraph (D).
- A wage earner must complete subparagraph (E), if applicable.
- Section F must be completed with regard to a pension plan.
- A claim against director(s) (subparagraph (G)), in a proposal which compromises a creditor's claim, must contain full particulars and calculations.
- A customer of a bankrupt securities firm must complete subparagraph (H).

### PARAGRAPH 5 OF THE PROOF OF CLAIM

- The claimant must indicate whether he/she **is** or **is not related** to the debtor, as defined in the Bankruptcy and Insolvency Act, by striking out that which is not applicable.

### PARAGRAPH 6 OF THE PROOF OF CLAIM

- The claimant must attach a detailed list of all payments received and/or credits granted, as follows:
  - a) within the **three months** preceding the initial bankruptcy event, in the case where the claimant and the debtor are **not related**;
  - b) within the **twelve months** preceding the initial bankruptcy event, in the case where the claimant and the debtor are **related**.
- PROXY**
  - a) A creditor may vote either in person or by proxy;
  - b) A debtor may not be appointed as proxy to vote at any meeting of the creditors;
  - c) The Trustee may be appointed as a proxy for any creditor;
  - d) In order for a duly authorized person to have a right to vote he must himself be a creditor or be the holder of a properly executed proxy. The name of the creditor must appear in the proxy.

## PROOF OF CLAIM

(Section 50.1, Subsections 65.2(4), 81.2(1), 81.3(8), 81.4(8), 81.5, 81.6, 102(2), 124(2), 128(1),  
and Paragraphs 51(1)(e) and 66.14(b) of the Act)

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

\_\_\_\_\_  
\_\_\_\_\_

In the Matter of the Bankruptcy of **Importations Zena Inc.** of Omerville, Province of Quebec, and the claim of \_\_\_\_\_, creditor.

I, \_\_\_\_\_ (name of creditor or representative of the creditor), of \_\_\_\_\_ (city and province), do hereby certify:

1. That I am a creditor of the above-named debtor (or that I am \_\_\_\_\_ (state position or title) of \_\_\_\_\_ (name of creditor or representative of the creditor)).
2. That I have knowledge of all of the circumstances connected with the claim referred to below.
3. That the debtor was, at the date of the bankruptcy, namely February 19, 2010, and still is, indebted to the creditor in the sum of \$ \_\_\_\_\_, as specified in the statement of account (or affidavit) attached and marked Schedule "A," after deducting any counterclaims to which the debtor is entitled. (The attached statement of account or affidavit must specify the vouchers or other evidence in support of the claim.)
4. Check and complete appropriate category  
A. UNSECURED CLAIM OF \$ \_\_\_\_\_

(Other than as a customer contemplated by Section 262 of the Act)

That in respect of this debt, I do not hold any assets of the debtor as security and

(Check appropriate description)

Regarding the amount of \$ \_\_\_\_\_, I do not claim a right to a priority.

**(Ordinary Creditor)**

Regarding the amount of \$ \_\_\_\_\_, I claim a right to a priority under section 136 of the Act.

**(Preferred Creditor)**

(Set out on an attached sheet details to support priority claim)

B. CLAIM OF LESSOR FOR DISCLAIMER OF A LEASE \$ \_\_\_\_\_

That I hereby make a claim under subsection 65.2(4) of the Act, particulars of which are as follows:

(Give full particulars of the claim, including the calculations upon which the claim is based)

C. SECURED CLAIM OF \$ \_\_\_\_\_.

That in respect of this debt, I hold assets of the debtor valued at \$ \_\_\_\_\_ as security, particulars of which are as follows:

(Give full particulars of the security, including the date on which the security was given and the value at which you assess the security, and attach a copy of the security documents.)

D. CLAIM BY FARMER, FISHERMAN OR AQUACULTURIST OF \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.2(1) of the Act for the unpaid amount of \$ \_\_\_\_\_  
(Attach a copy of sales agreement and delivery receipts).

FORM 31 (Continued)

E. CLAIM BY WAGE EARNER OF \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.3(8) of the Act in the amount of \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.4(8) of the Act in the amount of \$ \_\_\_\_\_

F. CLAIM BY EMPLOYEE FOR UNPAID AMOUNT REGARDING PENSION PLAN OF \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.5 of the Act in the amount of \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.6 of the Act in the amount of \$ \_\_\_\_\_

G. CLAIM AGAINST DIRECTOR \$ \_\_\_\_\_

(To be completed when a proposal provides for the compromise of claims against directors.)

That I hereby make a claim under subsection 50(13) of the Act, particulars of which are as follows:

(Give full particulars of the claim, including the calculations upon which the claim is based.)

H. CLAIM OF A CUSTOMER OF A BANKRUPT SECURITIES FIRM \$ \_\_\_\_\_

That I hereby make a claim as a customer for net equity as contemplated by section 262 of the Act, particulars of which are as follows:

(Give full particulars of the claim, including the calculations upon which the claim is based.)

5. That, to the best of my knowledge, I am (or the above-named creditor is) (or am not or is not) related to the debtor within the meaning of section 4 of the Act, and have (or has) (or have not or 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, the credits that I have allowed to, and the transfers at undervalue within the meaning of subsection 2(1) of the Act that I have been privy to or a party to with the debtor within the three months (or, if the creditor and the debtor are related within the meaning of section 4 of the Act or were not dealing with each other at arm's length, within the 12 months) immediately before the date of the initial bankruptcy event within the meaning of subsection 2(1) of the Act: (provide details of payments, credits and transfers at undervalue)

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Creditor

\_\_\_\_\_  
Witness

Telephone number: \_\_\_\_\_

Fax number: \_\_\_\_\_

E-mail address: \_\_\_\_\_

NOTES: If an affidavit is attached, it must have been made before a person qualified to take affidavits.

WARNINGS: A trustee may, pursuant to subsection 128(3) of the Act, redeem a security on payment to the secured creditor of the debt or the value of the security as assessed, in a proof of security, by the secured creditor.

Subsection 201(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

**PROXY**

(Subsection 102(2) and paragraphs 51(1)e) and 66.15(3)b) of the Act)

In the Matter of the Bankruptcy of **Importations Zena Inc.**

I, \_\_\_\_\_, of \_\_\_\_\_  
(name of creditor) (name of town or city)

a creditor in the above matter, hereby appoint \_\_\_\_\_ of \_\_\_\_\_, to be my proxyholder in the above matter, except as to the receipt of dividends, with (or without) power to appoint another proxyholder in his or her place.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Creditor

Per: \_\_\_\_\_  
Name and Title of Signing Officer

\_\_\_\_\_  
Witness