

# RICHTER

CANADA  
Province of Québec  
District of: Québec  
Division No.: 01-Montréal  
Court No.: 500-11-043820-121  
Estate No.: 41-1697486

SUPERIOR COURT  
(Commercial Division)  
*Bankruptcy and Insolvency Act*

**Notice of Final Dividend and Application for Discharge of Trustee  
(Paragraph 152(5)(c), Rule 61)**

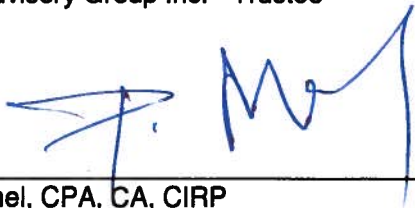
**In the matter of the bankruptcy of  
Matériaux de Construction Probex Inc./Probex Building Supplies Inc.  
of the City of Roxboro  
in the Province of Quebec**

Take notice that:

1. A final dividend sheet has been prepared. There is enclosed with this form a copy of our final statement of receipts and disbursements as taxed and a copy of the dividend sheet.
2. The final dividend has already been paid.
3. Notice of objection of the final statement and dividend sheet must be filed with the registrar at the Quebec Superior Court – Montréal, 1 Notre-Dame Street East, Room 1.146, Montréal QC H2Y 1B6 before January 4, 2013, and a copy of the notice served on the undersigned. The notice must state the reasons for the objection.
4. We will apply to the court on February 7, 2014, at the hour of 9:00 a.m. or so soon thereafter as the motion can be heard, for an order of discharge with respect to the above-mentioned matter.
5. Notice of objection to the discharge, setting out the reasons for opposition, must be filed with the registrar at the Quebec Superior Court – Montréal, 1 Notre-Dame Street East, Room 1.146, Montréal QC H2Y 1B6, at least five days before the date of the hearing, and a copy of the notice must be served on us within those five days.

Dated at Montréal in the Province of Quebec, December 19, 2013.

Richter Advisory Group Inc. - Trustee  
Per:



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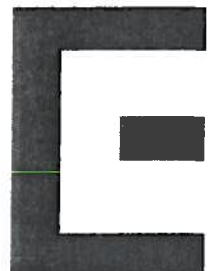
Philip Manel, CPA, CA, CIRP

T. 514.934.3400  
F. 514.934.8603

Richter Groupe Consell Inc.  
Richter Advisory Group Inc.  
1981 McGill College  
Mtl (Qc) H3A 0G6  
[www.richter.ca](http://www.richter.ca)

Montréal, Toronto

(français – recto)



CANADA  
 PROVINCE OF QUÉBEC  
 DISTRICT OF QUÉBEC  
 DIVISION NO.: 01-MONTREAL  
 COURT NO.: 500-11-043820-121  
 ESTATE NO.: 41-1887488

**SUPERIOR COURT**  
 (Commercial Division)  
 Bankruptcy and Insolvency Act

IN THE MATTER OF THE BANKRUPTCY OF PROBEX BUILDING SUPPLIES INC.  
 a body politic and corporate, duly incorporated according to law and having its head office and principal place of  
 business at 10000 Gouin Blvd. West, Roxboro, Canada, H8Y 3K9

**FINAL TRUSTEE'S STATEMENT OF RECEIPTS AND DISBURSEMENTS (Note 1)** Bankrupt

**RECEIPTS**

1. Advance by Secured Creditors		\$ 22 784,27
2. Advances of funds from Debtor to cover fees and expenses of the Trustee in the Notice of Intention		22 000,00
3. Proceeds of sale of flatbed truck		29 800,00
4. Interest		171,43
5. Taxes		
a) GST collected	\$ 1 480,00	
b) GST collected	2 872,55	
c) Reimbursement of GST	1 485,41	
d) Reimbursement of GST	<u>2 823,48</u>	<u>8 851,44</u>

**TOTAL RECEIPTS**

83 807,14

**DISBURSEMENTS**

6. Fees paid		
a) To registrar	150,00	
b) To official receiver	<u>150,00</u>	300,00
7. Notice of Intention to make proposal		
a) To 112 creditors	158,00	
b) Postage	<u>117,60</u>	273,60
8. Notice of first meeting		
a) To 121 creditors	157,60	
b) Postage	208,88	
c) Local paper	<u>578,39</u>	939,77
9. Notice of final dividend and trustee's application		
a) To 13 creditors	13,00	
b) Postage	<u>19,50</u>	32,50
10. Inspector fees		80,00
11. Miscellaneous		
a) Bank charges	50,88	
b) Photocopies	308,00	
c) Telephone	29,53	
d) Courier	48,73	
e) Postage on general correspondence	29,48	
f) Travel	18,30	
g) Storage	331,81	
h) Other	<u>802,71</u>	<u>1 418,54</u>

**DISBURSEMENTS BEFORE TRUSTEE'S  
 REMUNERATION, LEGAL FEES AND COSTS**

3 058,41

**12. Taxes:**

a) GST paid on disbursements	\$ 1 485,41	
b) QST paid on disbursements	2 823,48	
c) GST remitted	1 480,00	
d) QST remitted	<u>2 872,55</u>	8 851,44

**13. Trustee's remuneration (Note 2)**

a) Notice of intention	21 728,40	
b) Bankruptcy	<u>24 800,00</u>	48 528,40

**14. Legal fees and costs of Davies Ward Phillips & Vineberg LLP**

2 870,28

**TOTAL DISBURSEMENTS**

81 103,54

**AMOUNT AVAILABLE FOR DISTRIBUTION**

\$22 503,60

**15. Levy**

\$ 1 125,18

**16. Distribution**

a) 81.3 Claims	\$ 22 503,60	
b) Levy	<u>(1 125,18)</u>	<u>21 378,42</u>

\$22 803,60

**IN THE MATTER OF THE BANKRUPTCY OF PROBEX BUILDING SUPPLIES INC.  
FINAL TRUSTEE'S STATEMENT OF RECEIPTS AND DISBURSEMENTS (Note 1)**

**REALIZATION OF ASSETS**

	<b>STATEMENT OF AFFAIRS</b>	<b>TRUSTEE'S REALIZATION</b>
1. Inventory	\$ 500 000,00	Note 2
2. Accounts receivable	120 000,00	Note 2
3. Machinery, equipment and plant	40 000,00	Note 2
4. Securities	120 000,00	Note 2
5. Vehicles	34 000,00	29 800,00
	<b>\$ 814 000,00</b>	<b>29 800,00</b>

**NOTES**

**Note 1:** On December 17, 2012, Probex Building Supplies Inc. ("Probex") filed a Notice of Intention to make a Proposal ("NOI") in accordance with the Bankruptcy and Insolvency Act of Canada ("BIA") and Richter Advisory Group Inc. ("Richter") was named as Trustee to the NOI. On January 14, 2013, Probex made a motion to the Court for an extension of the delay to file a Proposal.

On January 18, 2013, the Court granted the Company with the requested delay to file a Proposal, namely to March 1, 2013.

Following the granting of the extension, it became apparent to Probex that it would not be able to make a viable Proposal to its creditors and consequently, on January 31, 2013, the Company made a Voluntary Assignment in Bankruptcy under s. 49 of the BIA. On the same day, Richter was appointed as Trustee to the Bankrupt Estate of Probex.

**Note 2:** On April 2, 2013, the Canadian Imperial Bank of Commerce filed with the Quebec Superior Court a Motion for the Appointment of Richter as Receiver to the assets Probex for the Authorization of a Sale of certain of the Company's Assets and for a Vesting Order.

**Note 3:** In the case the Trustee collects further amounts they will be applied against any balance due on the Trustee's fees and disbursements.

4 Sept. 2013  
Date

Richter Advisory Group Inc.  
Trustee

Per: Philip March, CA, CPA  
Administrator of the Estate

Approved by:

Claude Murray - Inspector

Jean Arseneault - Inspector

Sylvie Guérin - Inspector

Probex Building Supplies Inc.  
COURT NO.: 500-11-043820-121

Taxed at the sum of \$ 3055.46 for the disbursements and at the sum of \$ 46526.40

for the trustee's remuneration, this 3 day of December, 2013.

By:  
Registrar  
Taxing Officer

District of Quebec  
 Division No. 01 - Montréal  
 Court No. 500-11-043820-121  
 Estate No. 41-1697486

**DIVIDEND SHEET**  
 In the matter of the bankruptcy of  
 Matériaux de Construction Probex Inc./Probex Building Supplies Inc.  
 of the City of Roxboro  
 in the Province of Quebec

Date declared: August 27, 2013

	Claim \$	Total			Interim Payment \$	Current		
		Dividend \$	Levy \$	Payment \$		Dividend \$	Levy \$	Payment \$
<b>Secured</b>								
BATISTA, JOAQUIM	469.43	469.43	23.47	445.96	0.00	469.43	23.47	445.96
CARBONNEAU-CERAT, LAURENCE	37.28	37.28	1.86	35.42	0.00	37.28	1.86	35.42
CROSBY, ROBERT	2,000.00	2,000.00	100.00	1,900.00	0.00	2,000.00	100.00	1,900.00
LEBOEUF, MARIE-EVE C.	1,001.94	1,001.94	50.10	951.84	0.00	1,001.94	50.10	951.84
MARTINEAU, MICHEL	616.98	616.98	30.85	586.13	0.00	616.98	30.85	586.13
RECEVEUR GENERAL DU CANADA	17,793.19	17,793.18	889.68	16,903.52	0.00	17,793.18	889.68	16,903.52
ROBINSON, CASTER-DALE	558.28	558.28	27.91	530.37	0.00	558.28	27.91	530.37
SPINSBY-ROBINSON, KAMAL	28.50	28.50	1.32	25.18	0.00	28.50	1.32	25.18
<b>Total:</b>	<b>22,503.60</b>	<b>22,503.59</b>	<b>1,125.17</b>	<b>21,378.42</b>	<b>0.00</b>	<b>22,503.59</b>	<b>1,125.17</b>	<b>21,378.42</b>
<b>Grand Totals:</b>	<b>22,503.60</b>	<b>22,503.59</b>	<b>1,125.17</b>	<b>21,378.42</b>	<b>0.00</b>	<b>22,503.59</b>	<b>1,125.17</b>	<b>21,378.42</b>