

Form 31
Proof of Claim

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

The creditor's preference is to receive all notices and correspondence regarding this claim at the following address *and/or* facsimile number *and/or* email address (a mailing address must be provided in all cases):

Address: _____

Facsimile: _____

Email: _____

Contact person name or position: _____

Telephone number for contact person: _____

In the matter of the bankruptcy of **EMERGENCY ENERGY PRODUCTS LTD.** of the **CITY** of **OSHAWA, ONTARIO** 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)*) and that I am authorized to represent and (*if the creditor is a corporation*) that I have authority to bind the creditor of the above-named debtor).

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 bankruptcy (*or the date of the receivership or, in the case of a proposal, the date of the notice of intention or of the proposal, if no notice of intention was filed*), namely the **12th day of MAY 2026**, 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. Any debt payable in a currency other than Canadian currency was converted to Canadian currency as of the date of bankruptcy (*or the date of the receivership or, in the case of a proposal, the date of the notice of intention or of the proposal, if no notice of intention was filed*). **Attach as Appendix "A" a statement of account or affidavit including supporting documents or other evidence in support of the claim**

4. That, to the best of my knowledge, this debt has never been (*or this debt has been or part of this debt has been*) statute-barred as determined under the relevant legislation.

5. That payment for this debt by the debtor to the creditor has been due (*or has been in default*) since the ____ day of _____, and that the last payment, if any, on this debt by the debtor to the creditor was made on the ____ day of _____, *and/or* that the last acknowledgement, if any, of liability for this debt by the debtor to the creditor was made on the ____ day of _____, as follows: **If not evident from Appendix "A" attach Appendix "B" giving full particulars of the claim, including its history, any acknowledgement or legal action.**

6. (*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.

Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d) of the Act (*Complete paragraph 6E below.*)

Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.01) of the Act.

- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.02) of the Act.
- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(d.1) of the Act.
- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(e) of the Act.
- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(f) of the Act.
- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(g) of the Act.
- Regarding the amount of \$ _____, I claim a right to a priority under paragraph 136(1)(i) of the Act.

If not evident from prior appendices, attach further Appendix which sets out details to support priority claim.

B. Claim of Lessor for disclaimer of a lease of \$ _____
That I make a claim under subsection 65.2(4) of the Act, the 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, the particulars of which are as follows: *(If not evident from prior appendices, attach further Appendix to 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)*

.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 the proof of security, by the secured creditor.

D. Claim by Farmer, Fisherman or Aquaculturist of \$ _____
That I 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)

E. Claim by Wage Earner of \$ _____
 That I make a claim under subsection 81.3(8) of the Act in the amount of \$ _____
 That I make a claim under subsection 81.4(8) of the Act in the amount of \$ _____

F. Claim by Pension Plan for unpaid amount of \$ _____
 That I make a claim under section 81.5 of the Act in the amount of \$ _____
 That I make a claim under section 81.6 of the Act in the amount of \$ _____

G. Claim against Director of \$ _____
(To be completed when a proposal provides for the compromise of claims against directors)
That I make a claim under subsection 50(13) of the Act, the particulars of which are as follows:
(If not evident from prior appendices, attach further Appendix to 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 of \$ _____
That I make a claim as a customer for net equity as contemplated by section 262 of the Act, the particulars of which are as follows: *(If not evident from prior appendices, attach further Appendix to give full particulars of the claim, including the calculations upon which the claim is based)*

7. 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.

8. That the following are the payments that I have received from the debtor, the credits that I have allowed to the debtor, and the transfers at undervalue within the meaning of section 2 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 section 2 of the Act:

9. (Applicable only in the case of the bankruptcy of an individual)

Whenever the trustee reviews the financial situation of a bankrupt to redetermine whether or not the bankrupt is required to make payments under section 68 of the Act, I request to be informed, pursuant to subsection 68(4) of the Act, of the new fixed amount or of the fact that there is no longer surplus income.

I request that a copy of the report filed by the trustee regarding the bankrupt's application for discharge pursuant to subsection 170(1) of the Act be sent to the above address.

Warning: Subsection 201(1) of the Act provides for the imposition of severe penalties in the event that a creditor or person claiming to be a creditor makes any false claim, proof, declaration or statement of account.

Dated at _____, this _____ day of _____.

Signature of creditor or representative

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

If there are any questions in completing the proof of claim, please refer to the instructions below the proxy on the last page and refer to the guidance available from the Superintendent of Bankruptcy at: <https://ised-isde.canada.ca/site/office-superintendent-bankruptcy/en/instructions-completing-form-31-proof-claim> or please write or telephone the office of the Licensed Insolvency Trustee.



LICENSED INSOLVENCY TRUSTEE

167 Applewood Cres. Suite 6, Concord, ON L4K 4K7

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Fax: 905.738.9848

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Email: brandon@irasmithinc.com

GENERAL PROXY
(with power of substitution)

In the matter of the bankruptcy or proposal of the debtor, the creditor hereby appoints (with power of substitution)

_____ of the _____ of _____
to be the creditor's general proxy in the above matter (excepting only as to the receipt of dividends).

Dated at _____, this _____ day of _____, 20_____.

Name of creditor (print)

Per: _____

Signature

Witness

Instructions for completing proof of claim forms

Every creditor who does not prove his claim is not entitled to share in any distribution. Claims not completed correctly in every respect will be returned.

In completing the attached form, your attention is directed to the marginal notes on the form and to the following requirements:

Proof of Claim:

1. The form must be completed by an individual and not by a corporation. If you are acting for a corporation or other person, you must state the capacity in which you are acting, such as, "Credit Manager", "Treasurer", "Authorized Agent", etc.
2. The person signing the form must have knowledge of the circumstances connected with the claim.
3. The debtor's name and date of the bankruptcy must be filled in and a Statement of Account containing details of the claim must be attached and marked "A". The date at which claims are to be calculated and the correct name of the debtor may be found on the Notice sent to the creditor.
4. Indicate by striking out the incorrect information relating to the statute barred status of the claim.
5. Indicate by completing the appropriate dates and/or striking incorrect fields.
6. The nature of the claim must be indicated by ticking the type of claim which applies, e.g.-

Ticking A indicates the claim is unsecured and
Ticking: the first box below indicates that the creditor is not claiming any priority or
Ticking: and completing subsequent boxes below indicates the creditor is claiming preferred status under specific subsections of 136 of the Act as indicated within the form. Details to support the priority claim must be set out on an attached schedule.

Ticking B indicates a claim of landlord for disclaimer of a lease under subsection 65.2(4) of the Act. Details to support this claim must be set out on an attached schedule.

Ticking C indicates the claim is secured and the value at which the creditor assesses the security must be inserted. Details of each item of security held should be attached as a separate schedule and submitted with a copy of the chattel mortgage, conditional sales contract, security agreement, etc.

Ticking D indicates that the creditor is a farmer, fisherman or aquaculturist who supplied goods within 15 days prior to the date of receivership or bankruptcy and has not yet been paid for those goods.

Ticking E indicates that the creditor is a wage earner under subsection 81.3(8) or 81.4(8) of the Act. Details to support this claim must be set out on an attached schedule.

Ticking F indicates the claim is made by a Pension Plan under subsection 81.5 or 81.6 of the Act.

Ticking G indicates the claim is against a director under subsection 50(13) of the Act. It is applicable only in the case of a proposal which provides for the compromise of claims against directors. Details to support this claim must be set out on an attached schedule.

Ticking H indicates the claim is of a Customer of a Bankrupt Securities Firm, who is a customer for net equity as contemplated by section 262 of the Act. Details to support this claim must be set out on an attached schedule.

7. The person signing the form must indicate (by striking out the incorrect information) to indicate whether the creditor and the debtor are related. Section 4 of the Act defines persons related to a debtor. If the creditor is related by blood or marriage to the debtor, the creditor should consider itself to be a related person. If the debtor is a corporation, a creditor would be related if it was a shareholder or if the creditor was controlled by the same shareholders as the debtor.
8. The person signing the form must provide full details of all payments and credits received from or allowed to the debtor during the period indicated. Leaving a blank will indicate that there were no such payments and credits.
9. In the case of the bankruptcy of an individual, tick one or more of the three boxes in No. 9 as appropriate.
10. The person signing the form must insert the place and date. If an affidavit is attached, it must have been made before a person qualified to take affidavits.

General Proxy:

If it is desired to appoint a proxy, the proxy form must be completed and signed by the creditor; if the creditor is a corporation, the proxy form must be signed in the corporate name (not necessarily by the individual signing the proof of claim form) and the proxy must be witnessed.