

PROPOSAL MINUTES OF THE FIFTH RECONVENED FIRST MEETING OF CREDITORS	PROVINCE Alberta	DISTRICT #2	JUDICIAL CENTRE Edmonton
	ESTATE NUMBER 24-1568045		
IN THE MATTER OF THE PROPOSAL OF John (Jack) Kenneth Purdy	TRUSTEE APPOINTED BY OFFICIAL RECEIVER: Alvarez & Marsal Canada Inc.		
LOCATION OF MEETING: Office of Denton Canada LLP Suite 2900, 10180 – 101 Street, Edmonton, Alberta T5J 3V5	<u>CHAIRMAN OF MEETING:</u> Tim Reid <u>SECRETARY:</u> Tim Reid DATE OF MEETING: TIME OF MEETING: July 26, 2013 10:00 A.M.		

1. INTRODUCTION

The Chairman introduced himself, the Secretary and Counsel to the Proposal Trustee. John (Jack) Kenneth Purdy (the “Debtor”) was unable to attend today’s reconvened meeting, but Counsel to the Debtor was present.

The Chairman explained to the creditors that this meeting was the 5th reconvened meeting from the original first meeting of creditors (“FMOC”) that was held on June 22, 2012. The FMOC was adjourned to October 9, 2012 (the “October 9th Reconvened Meeting”) pursuant to s.52(a) of the BIA to enable further appraisal and investigation of the affairs and property of the Debtor by the Proposal Trustee. The October 9th Reconvened Meeting was held and adjourned by the creditors January 25, 2013 (the “January 25th Reconvened Meeting”) at the offices of Denton Canada LLP in Edmonton. The January 25th Reconvened Meeting was held and further adjourned by the creditors to February 20, 2013 (the “February 20th Reconvened Meeting”). The February 20th reconvened meeting was also adjourned by the creditors to May 16, 2013 (the “May 16th Reconvened Meeting”). The May 16, 2013 Reconvened Meeting was rescheduled to today’s meeting. (the “July 26, 2013 Reconvened Meeting”).

2. PRESENT

☒ See attached attendance list.

3. QUORUM

The Chairman examined the Proofs of Claim and the meeting was duly convened. The Chairman indicated that Axxess creditor groups, as represented by its proxy holder and counsel Mr. Andrew Macaig, were present and at this meeting (representing 131 creditors with an accepted unsecured claim value for voting purposes of \$5,866,619.57). CRA, as represented by its proxy holder and Counsel Mr. George Body, was also present for this meeting and was holding an accepted unsecured claim value for voting purposes of \$2,573,653.

☒ There was a legally constituted quorum.

4. MEETING CALLED TO ORDER

☒ The Chairman called the meeting to order at 10 A.M. The meeting was immediately adjourned by the Creditors to 11:50 A.M.

☒ The Chairman stated that the purpose of the meeting was to: a) advise the creditors on the further investigation of the affairs of the Jack Purdy and his Proposal as directed at the First Meeting of Creditors; b) give direction to the trustee as the creditors may see fit with reference to the administration of the estate; and c) vote on the Proposal or any further adjournment of the meeting.

5. DOCUMENTS TABLED

☒ The Thirteenth Report of the Monitor filed in the CCAA Proceedings updating Creditors on those proceedings.

☒ Minutes to the May 16th Reconvened Meeting

☒ Meeting Agenda

6. PRESENTATION OF TRUSTEE'S VERBAL REPORT TO CREDITORS

- a. The Chairman delivered an overview of the Proposal Proceeding and provided the following specific information to the creditors:
 - i. An update on the investigation of affairs of the Debtor
 - ii. An update on the status of the CCAA proceedings
 - iii. Trustee's recommendation to adjourn the meeting to a later date
- b. The Chairman asked the creditors if there were any questions and/or comments relating to the Proposal Trustee's recommendation.
 - i. No questions/concerns on the Proposal Trustee's recommendation were raised by the creditors.

7. PRESENTATION OF THE MAY 16TH RECONVENED MEETING MINUTES

- a. The Chairman tabled the May 16th Reconvened Meeting minutes to the creditors present at today's meeting.
- b. The Chairman asked the creditors if there were any questions and/or comments relating the May 16th Reconvened Meeting minutes.
 - i. No questions/concerns on the May 16th Meeting minutes were raised by the creditors.

8. QUESTION PERIOD

No questions were asked by the creditors present during the question period.

A motion was put forward by George Body, as proxy holder for CRA, to accept the May 16th Reconvened Meeting minutes.

Motion:

“To accept the Proposal Trustee’s recommendation and the May 16th Reconvened Meeting minutes, as presented”

Second: Andrew Macaig, as proxy holder for the Axxess

☒ Motion moved by CRA – approved unanimously

A second motion was put forward by Andrew Macaig, as proxy holder for the Axxess, to adjourn the creditors meeting to a later date.

Motion:

“To adjourn the creditor meeting for further investigation of the affairs of John (Jack) Kenneth Purdy and to be reconvened at the offices of Denton Canada LLP in Edmonton, Alberta at 12:00 P.M. MST within 10 days after the next proposed CCAA stay extension deadline, if any, without prejudice to further adjournment”

Second: George Body, as proxy holder for the CRA

☒ Motion moved by Axxess – approved unanimously

THE MEETING WAS ADJOURNED AT 12:30 PM

A handwritten signature in black ink, appearing to read 'Tim Reid', is written over a horizontal line.

Tim Reid, CA
Chairman and Secretary of the Meeting



**In the Matter of the Proposal of
John (Jack) Kenneth Purdy
Agenda of the Reconvened First Meeting of Creditors
Dentons Canada LLP; Suite 2900, Manulife Place, 10180-101 Street; Edmonton, Alberta
the 26th day of July, 2013 at 10:00 AM MST**

1. Introductions
2. Attendance List
3. Call To Order
 - a. Quorum
4. Purpose of the Meeting
5. Documents to be tabled
 - a. Minutes to the May 16th Reconvened Meeting
 - b. Thirteenth Report of the Monitor in the CCAA proceedings
6. Question period for the Creditors
7. Call for resolution to vote on Proposal or for an adjournment of the meeting.
8. Adjournment

JOHN (JACK) KENNETH PURDY

Denton Canada LLP, Suite 2900, Manulife Place, 10180 – 101 Street; Edmonton, Alberta

July 26, 2013 at 10:00 am MST + 11:50 as adjourned ✓.

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