

DISTRICT OF: BRITISH COLUMBIA
DIVISION NO.03 - VANCOUVER
COURT NO. B-230032
ESTATE NO. 11-2910320

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN BANKRUPTCY AND INSOLVENCY

IN THE MATTER OF THE BANKRUPTCY OF BRAELOCH HOLDING FORTY-ONE INC.

ORDER MADE AFTER APPLICATION
(CLAIMS PROCESS RECOGNITION ORDER)

BEFORE) THE HONOURABLE)
) J. POWER) FEB / 16 / 2023
))

ON THE APPLICATION of Alvarez & Marsal Canada Inc., as bankruptcy trustee (the "Trustee") in the bankruptcy of Braeloch Holding Forty-One Inc. ("Braeloch Forty-One"), coming on for hearing at Vancouver, British Columbia on the 16th day of February, 2023, and on hearing Emma Newbery, counsel for the Trustee, and those other counsel set forth on Schedule "A" hereto;

THIS COURT ORDERS AND DECLARES that:

1. The time for service of the Trustee's Notice of Application dated February 10, 2023 is hereby abridged and deemed good and sufficient and this Application is properly returnable today.
2. All claims filed or deemed to have been filed in the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, as amended, proceedings (Vancouver Registry No. S197744) with respect to the bankrupt, Braeloch Forty-One as a debtor (the "CCAA Proceedings") shall be used in these bankruptcy proceedings of Braeloch Forty-One (the "Bankruptcy Proceedings"). A creditor who has filed, or has been deemed to have filed a proof of claim in the CCAA Proceedings (a "Proof of Claim") shall not be required to file an additional Proof of Claim in these Bankruptcy Proceedings, unless otherwise requested by a creditor who filed the claim within 14 days of that creditor receiving notice from the Trustee of this Order and these Bankruptcy Proceedings, in which case, if a creditor files such a new Proof of Claim, that Proof of Claim shall be adjudicated *de novo* in these Bankruptcy Proceedings by the Trustee pursuant to the *Bankruptcy and Insolvency Act*, R.S.C., 1985, c. B-3, as amended (the "BIA").
3. The adjudication of all claims listed in Schedule "B" (the "Adjudicated Claims"), that were previously adjudicated in the CCAA Proceedings, shall be recognized in these Bankruptcy

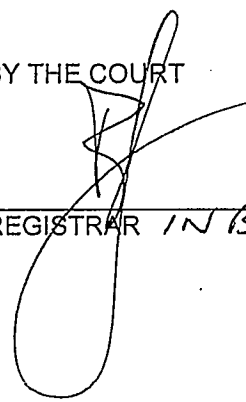
Proceedings, unless (a) otherwise requested by a creditor who filed the claim within 14 days of that creditor receiving notice from the Trustee of this Order and these bankruptcy proceedings of Braeloch Forty-One, in which case, if a creditor files such a new Proof of Claim, that Proof of Claim shall be adjudicated *de novo* in these Bankruptcy Proceedings by the Trustee pursuant to the BIA; or (b) upon further review of the Trustee in accordance with the terms of the BIA.

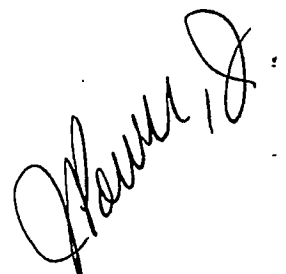
4. The claims listed in Schedule "C" (the "JV Claims" and the "Late Claims"), that were not previously adjudicated in the CCAA Proceedings, shall be recognized as received in these Bankruptcy Proceedings and shall be adjudicated *de novo* in these Bankruptcy Proceedings by the Trustee pursuant to the BIA. For clarity, the creditors who have filed the JV Claims and Late Claims listed in Schedule C shall not be required to file an additional Proof of Claim in these Bankruptcy Proceedings, unless otherwise requested by a creditor who filed the claim within 14 days of that creditor receiving notice from the Trustee of this Order and these Bankruptcy Proceedings, in which case, if a creditor files such a new Proof of Claim, that Proof of Claim shall be adjudicated *de novo* in these Bankruptcy Proceedings by the Trustee pursuant to the BIA.
5. Endorsement of this Order by counsel appearing on this application, other than counsel for the Trustee, is hereby dispensed with.

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:


Signature of EMMA NEWBERY
☐ Party ☒ Lawyer for the Monitor

BY THE COURT


REGISTRAR IN BANKRUPTCY



SCHEDULE "A"

List of Counsel

Counsel Name	Party Represented

SCHEDULE "B"

Adjudicated Claims

(See attached)

BraeLoch Holdings Forty-One Inc.
Adjudicated claims

Ref	Category	Creditor	Filed	Allowed	Disallowed
1-001	Adjudicated	Lemond Food Corp.	\$ 10,352.23	\$ 10,352.23	\$ -
1-020	Adjudicated	Mibusoft Inc.	19,962.94	19,962.94	-
1-021	Adjudicated	Breakaway Staffing Solution Inc	148,874.06	148,874.06	-
1-024	Adjudicated	1182193 B.C. Ltd (Erin Mills)	208,215.00	208,215.00	-
1-026	Adjudicated	Prime Packaging Company Ltd. RacerBoxes	2,541.00	2,541.00	-
1-028	Adjudicated	ADP	17,143.17	17,143.17	-
1-034	Adjudicated	Coca-Cola Canada Bottling Ltd	2,174.40	2,174.40	-
1-035	Adjudicated	Griesbach Village Properties Inc.	150,000.00	-	150,000.00
1-043	Adjudicated	First Capital (Indemnifier)	21,942.04	21,942.04	-
1-045	Adjudicated	1103069 B.C. Ltd (Hillcrest)	74,137.50	74,137.50	-
2-005	Adjudicated	Ivanhoe Cambridge II Inc (Vaughan Mills)	16,032.98	16,032.98	-
2-006	Adjudicated	Ivanhoe Cambridge II Inc (Metro)	37,783.03	37,783.03	-
2-007	Adjudicated	Crossiron Mills Holdings Inc	6,988.07	6,988.07	-
2-015	Adjudicated	Miniso International Hong Kong Limited, Miniso International (Guangzhou) Co. Limited, Miniso Corporation, Guangdong Salman Investment Co. Limited, MIHK Management Inc., Miniso Trading Canada Inc., Miniso Lifestyle Canada Inc.	38,459,352.62	21,383,082.75	-
2-016	Adjudicated	Wismettac Asian Foods, Inc. (Toronto)	51,898.00	51,898.00	-
2-023	Adjudicated	Intelife Security & Automation Ltd.	5,029.50	262.50	4,767.00
2-026	Adjudicated	Seoul Trading Corp.	1,625.40	1,625.40	-
3-007	Adjudicated	10725951 Canada Ltd (Fairview Park Mall)	431,262.30	431,262.30	-
3-020	Adjudicated	1162138 BC Ltd (ErinMills)	208,215.00	208,215.00	-
4-007	Adjudicated	AFOD LTD	11,575.11	11,575.11	-
4-008	Adjudicated	Revenu Québec	966,204.03	700,629.18	265,574.85
4-009	Adjudicated	1136127 B.C. Ltd (Hillcrest)	21,404.32	21,404.32	-
4-010	Adjudicated	2121335 Alberta Ltd.	320,000.00	320,000.00	-
4-016	Adjudicated	1120975 B.C. Ltd (Hillcrest)	74,137.50	74,137.50	-
4-017	Adjudicated	1132945 B.C. Ltd. (Hillcrest)	51,896.29	51,896.29	-
4-019	Adjudicated	West Coast Mountain Capital (Hillcrest)	74,137.50	74,137.50	-
4-020	Adjudicated	Agripallet Inc.	2,260.00	2,260.00	-
4-025	Adjudicated	InterUrban Delivery Services Ltd.	15,054.58	15,054.58	-
4-032	Adjudicated	Pivotal Investment Inc.	278,016.04	278,016.04	-
4-033	Adjudicated	KHY & SPS	276,656.56	276,656.56	-
4-035	Adjudicated	Qiang Guo	-	50,000.00	-
4-036	Adjudicated	Shi Yun (Cheryl) Tu	1,131.90	-	1,131.90
4-037	Adjudicated	7754353 Canada Inc. EXOD International	30,850.38	30,850.38	-
4-039	Adjudicated	NORTHERN NATIONAL SALES INC. / Market Wise	17,344.94	17,344.94	-
4-040	Adjudicated	Qian Peng	50,000.00	50,000.00	-
4-041	Adjudicated	CTG Brands Inc.	5,101.99	5,101.99	-
4-042	Adjudicated	Ubing (Margaret) Xu	6,300.00	6,300.00	-
4-043	Adjudicated	Anna Zhang	6,300.00	6,300.00	-
4-044	Adjudicated	Xi Chen (Dawn)	2,500.00	2,500.00	-
4-045	Adjudicated	Aerrotek ULC	12,889.80	12,889.80	-
4-046	Adjudicated	National Iron & Metal Inc.	2,515.72	2,515.72	-
4-047	Adjudicated	Amplus Marketing & Design Inc.	1,105.13	1,105.13	-
4-049	Adjudicated	Electronic Products Recycling Association, Operating as EPRA British Columbia	12,700.25	12,700.25	-
4-050	Adjudicated	Electronic Products Recycling Association, Operating as EPRA Nova Scotia	1,338.61	-	1,338.61
4-051	Adjudicated	Electronic Products Recycling Association, Operating as APRE Quebec/EPRA Quebec	10,172.78	10,172.78	-
4-052	Adjudicated	Workers Compensation Board BC	7,208.64	7,208.64	-
4-054	Adjudicated	Ontario Electronic Stewardship	35,551.79	35,551.79	-
4-055	Adjudicated	Korsmet Inc.	78,838.15	36,994.36	41,843.79
4-056	Adjudicated	Canda Six Fortune Enterprise Co. Ltd.	75,508.97	75,508.97	-
4-057	Adjudicated	Don Don Trading Co. Ltd.	10,721.34	10,721.34	-
4-059	Adjudicated	0777792 B.C. Ltd dba Vancouver Fire & Radius Security	-	613.55	-
5-001	Adjudicated	Jet Trading Co. Ltd.	11,267.80	11,267.80	-
5-002	Adjudicated	Prince Janitorial Services	2,856.64	2,856.64	-
5-003	Adjudicated	Fukuda Trading Company Limited	10,424.19	10,424.19	-
5-005	Adjudicated	Racking Direct (POC updated - amount lowered)	149,189.08	149,189.08	-
5-006	Adjudicated	3144976 Canada Inc. (JRC Toys)	65,000.00	65,000.00	-
5-008	Adjudicated	T.P. Electric (Tony Presuth Electric Limited)	44,670.71	44,670.71	-
5-009	Adjudicated	Great North Lumper Service Inc.	-	9,119.10	-
5-012	Adjudicated	SS-Laser Tech Ltd	140.03	140.03	-
5-013	Adjudicated	rock-it Promotions	17,880.38	17,880.38	-
5-015	Adjudicated	UNO Foods Inc.	3,381.42	3,381.42	-
5-018	Adjudicated	APO Products Ltd. - Toronto	14,409.67	14,409.67	-
5-019	Adjudicated	Canon Canada Inc.	2,008.63	2,008.63	-
5-020	Adjudicated	CDW Canada Corp	170,583.82	170,583.82	-
5-021	Adjudicated	DANAWARES CORPORATION	3,587.88	3,587.88	-
5-022	Adjudicated	Royal Specialty Sales	3,271.59	3,271.59	-
5-023	Adjudicated	CLS Sales Inc.	303.54	303.54	-
5-025	Adjudicated	2539595 Ontario Limited (Chens Enterprises Corporation)	5,747.28	5,747.28	-
5-029	Adjudicated	Winkel Cleaning Services	1,734.00	1,734.00	-
5-030	Adjudicated	JNF Signs Ltd.	-	3,762.90	-
5-031	Adjudicated	Jireh Trading & Marketing Inc.	14,250.00	14,250.00	-
5-033	Adjudicated	De Lage Landen Financial Services Canada Inc.	18,200.52	-	18,200.52
5-035	Adjudicated	CBSC Capital Inc. (Claim 3)	14,723.50	1,582.00	13,141.50
5-036	Adjudicated	CBSC Capital Inc. (Claim 2)	14,979.26	1,609.65	13,369.61
5-037	Adjudicated	CBSC Capital Inc. (Claim 1)	14,328.00	1,582.00	12,746.00
5-038	Adjudicated	Miniso Alberta Inc.	1,686,000.00	1,000,000.00	686,000.00
5-039	Adjudicated	Toyota Industries Commercial Finance Canada, Inc.	17,107.93	-	17,107.93
5-040	Adjudicated	FCMT Holdings (Ontario) Corporation (Parkway Mall Indemnifier)	606,477.97	-	606,477.97
5-042	Adjudicated	SAMHFOOS	120,527.15	120,527.15	-
5-044	Adjudicated	Transport & Distribution MTL Inc.	20,788.68	20,788.68	-
5-047	Adjudicated	Meridian OneCap Credit Corp	29,443.67	-	29,443.67
Total			\$ 45,396,234.90	\$ 26,522,317.23	\$ 1,861,143.35

SCHEDULE "C"

JV Claims and Late Claims

(See attached)

Braeloch Holdings Forty-One Inc.
JV Claims and Late Claims

Ref	Category	Creditor	Filed	Allowed	Disallowed	Not reviewed
1-002	JV Claims	10287881 Canada Inc. (Upper Canada)	132,093.41	-	132,093.41	-
1-004	JV Claims	1122024 B.C. Ltd (SFU)	277,362.76	-	277,362.76	-
1-008	JV Claims	2633772 Ontario Inc. (STC)	690,392.63	-	690,392.63	-
1-009	JV Claims	Horon Enterprise Ltd (W41st)	369,968.37	-	369,968.37	-
1-010	JV Claims	2592256 Ontario Inc. (Markville)	79,565.20	-	79,565.20	-
1-011	JV Claims	2592256 Ontario Inc. (Oshawa)	106,937.78	-	106,937.78	-
1-012	JV Claims	2592256 Ontario Inc. (Yonge Sheppard)	72,446.00	-	72,446.00	-
1-013	JV Claims	2592256 Ontario Inc. (Upper Canada)	82,428.59	-	82,428.59	-
1-014	JV Claims	Long Li (Conestoga)	202,919.00	-	202,919.00	-
1-015	JV Claims	9361-2208 Quebec Inc. (Oshawa)	111,798.59	-	111,798.59	-
1-016	JV Claims	9361-2208 Quebec Inc. (Upper Canada)	86,175.34	-	86,175.34	-
1-017	JV Claims	9361-2208 Quebec Inc. (Galerie d'An)	102,067.36	-	102,067.36	-
1-018	JV Claims	Ying Ying Investments Ltd	244,172.50	-	244,172.50	-
1-019	JV Claims	0895465 B.C. Ltd	274,091.00	-	274,091.00	-
1-022	JV Claims	1182193 B.C. Ltd (Georgian Mall)	65,738.75	-	65,738.75	-
1-023	JV Claims	1182193 B.C. Ltd (Centre Point)	180,202.16	-	180,202.16	-
1-029	JV Claims	9361-2208 Quebec Inc. (Yonge Sheppard)	72,446.00	-	72,446.00	-
1-036	Late Claims	Cominar Real Estate Investment Trust	177,871.07	-	-	177,871.07
2-010	JV Claims	9361-2208 Quebec Inc. (1631 St Catherine)	104,623.88	-	104,623.88	-
2-011	JV Claims	9361-2208 Quebec Inc. (Carrefour Laval)	90,499.26	-	90,499.26	-
2-012	JV Claims	9361-2208 Quebec Inc. (Markville)	103,434.80	-	103,434.80	-
2-013	JV Claims	2130680 Alberta Ltd. (841 Granville)	437,739.50	-	437,739.50	-
2-014	JV Claims	Xiaochen Xu (Conestoga)	202,919.00	-	202,919.00	-
2-017	JV Claims	Ying Lin, Hao Yang Deng	30,000.00	-	30,000.00	-
2-018	JV Claims	Sunshine Creative Accessories Ltd.	334,361.70	-	334,361.70	-
2-019	JV Claims	9375-1642 Quebec Inc. (Galerie d'An)	41,583.00	-	41,583.00	-
2-020	JV Claims	9375-1642 Quebec Inc. (1631 St Catherine)	48,287.94	-	48,287.94	-
2-024	JV Claims	9375-1642 Quebec Inc. (Carrefour Laval)	36,849.70	-	36,849.70	-
2-025	JV Claims	Dan's Red Autumn Inc.	376,631.70	-	376,631.70	-
2-027	JV Claims	9376-6319 Quebec Inc. (Carrefour Laval)	43,549.64	-	43,549.64	-
2-029	JV Claims	Morfly Investments Inc. (Galerie d'An)	56,704.09	-	56,704.09	-
2-030	JV Claims	9374-9828 Quebec Inc. (Galerie d'An)	37,802.72	-	37,802.72	-
2-031	JV Claims	9374-9828 Quebec Inc. (Carrefour Laval)	33,499.72	-	33,499.72	-
2-032	JV Claims	9374-9828 Quebec Inc. (1631 St. Catherine)	56,335.94	-	56,335.94	-
2-033	JV Claims	Morfly Investments Inc. (1631 St Catherine)	64,383.93	-	64,383.93	-
2-039	JV Claims	Echo and Alex Management Consulting	403,367.29	-	403,367.29	-
2-043	Late Claims	MInSo Ottawa Inc.	467,200.00	-	-	467,200.00
3-001	JV Claims	Unite YIHua Technology Canada Co. Ltd (Masonville)	443,345.20	-	443,345.20	-
3-002	JV Claims	Unite YIHua Technology Canada Co. Ltd (White Oaks)	395,085.10	-	395,085.10	-
3-003	JV Claims	1994993 Ontario Ltd. (219 Queen)	551,029.36	-	551,029.36	-
3-004	JV Claims	10287881 Canada Inc. (Yonge Sheppard)	72,446.00	-	72,446.00	-
3-005	JV Claims	10287865 Canada Inc. (Markville)	103,434.80	-	103,434.80	-
3-006	JV Claims	10306541 Canada Inc (Oshawa Centre)	145,824.24	-	145,824.24	-
3-008	JV Claims	10306541 Canada Inc. (Upper Canada)	112,434.76	-	112,434.76	-
3-009	JV Claims	9374-8762 Quebec Inc. (Galerie d'An)	45,363.27	-	45,363.27	-
3-010	JV Claims	9374-8762 Quebec Inc. (1631 St. Catherine)	68,407.92	-	68,407.92	-
3-011	JV Claims	9374-8762 Quebec Inc. (Carrefour Laval)	40,199.67	-	40,199.67	-
3-012	JV Claims	9360-3876 Quebec Inc. (475 St Catherine)	306,252.50	-	306,252.50	-
3-013	JV Claims	9360-3876 Quebec Inc. (Centre Laval)	328,605.10	-	328,605.10	-
3-014	JV Claims	9360-3876 Quebec Inc. (Mall Champlain)	321,470.70	-	321,470.70	-
3-015	JV Claims	9360-3876 Quebec Inc. (Pointe Claire)	407,339.10	-	407,339.10	-
3-016	JV Claims	9360-3876 Quebec Inc. (Alexis Nihon)	439,192.98	-	439,192.98	-
3-017	JV Claims	9360-3876 Quebec Inc. (Place Rosemere)	357,448.00	-	357,448.00	-
3-018	JV Claims	9360-3876 Quebec Inc. (Carrefour Angrignon)	326,553.50	-	326,553.50	-
3-019	JV Claims	1162138 BC Ltd (Georgian Mall)	65,738.75	-	65,738.75	-
3-021	JV Claims	1162138 BC Ltd (Centerpoint)	180,202.16	-	180,202.16	-
3-022	JV Claims	2627413 Ontario Ltd. (Burlington)	458,468.90	-	458,468.90	-
3-023	JV Claims	Enlight Max Enterprise Inc. (Promenade JV)	452,633.73	-	452,633.73	-
3-024	Late Claims	First Capital (Bayview) Corporation, First Capital (Chartwell) Corporation, First Capital (St Catherine) Corporation, SREIT (Oakville) Ltd, First Capital (Meadowdale) Corporation, First Capital (Morningside) Corporation	3,547,046.88	-	-	3,547,046.88
4-001	JV Claims	JKW Canada Inc.	160,000.00	-	160,000.00	-
4-002	JV Claims	9375-0883 Quebec Inc. (Carrefour Laval)	33,499.72	-	33,499.72	-
4-003	JV Claims	9375-0883 Quebec Inc. (Galerie d'An)	37,802.72	-	37,802.72	-
4-004	JV Claims	A&J Ontario Corp.	103,434.80	-	103,434.80	-
4-005	JV Claims	2623211 Ontario Inc.	432,429.48	-	432,429.48	-
4-006	JV Claims	2633134 Ontario Inc.	471,395.10	-	471,395.10	-
5-032	JV Claims	Fang Yu Luo	50,000.00	-	50,000.00	-
5-034	Late Claims	Overseas Container Forwarding Inc. NR	2,005.00	-	-	2,005.00
5-043	Late Claims	Tao Xu	3,335,615.00	-	-	3,335,615.00
5-045	JV Claims	10287881 Canada Inc. (Oshawa)	111,798.59	-	111,798.59	-
5-047	Late Claims	Her Majesty The Queen In Right Of The Province of Ontario - Ministry of Finance	138,343.11	-	-	138,343.11
5-048	Late Claims	9376-6319 Quebec Inc. (1631 St. Catherine)	52,311.94	-	-	52,311.94
5-049	JV Claims	9376-6319 Quebec Inc. (Galerie d'An)	49,143.54	-	49,143.54	-
5-050	JV Claims	A&J Ontario Corp. (Yonge & Sheppard)	72,446.00	-	72,446.00	-
5-053	Late Claims	Chaojie Li (NR)	150,000.00	-	-	150,000.00
5-054	Late Claims	10725951 Canada Ltd (Peru Loan)	212,322.50	-	-	212,322.50
5-055	Late Claims	Ten Ren Investment Group SAC	215,500.00	-	-	215,500.00
5-056	Late Claims	Mercedes Benz Financial Services	7,536.37	-	-	7,536.37

Total

\$ 21,102,556.81 \$ - \$ 12,796,804.94 \$ 8,305,751.87