

COURT FILE NUMBER

1903-04121

COURT

**COURT OF KING'S BENCH OF
ALBERTA**

JUDICIAL CENTRE

EDMONTON

**IN THE MATTER OF THE TRUSTEE ACT, RSAS 1970-04-21
T-8 SECTOINS 43 AND 46**

APPLICANTS

**WESTPOINT INVESTMENT TRUST BY ITS TRUSTEE
MUNIR VIRANI AND MARNIE KIEL**

RESPONDENTS

**WESTPOINT CAPITAL CORPORATION, WESTPOINT
CAPITAL MANAGEMENT CORPORATION, WESTPOINT
CPAITAL SERVICES CORPORATION, WESTPOINT
SYNDICATED MORTGAGE CORPORATION, CANADIAN
PROPERTY DIRECTI CORPORATION, WESTPOINT
MASTER LIMITED PARTNERSHIP, RIVER'S CROSSING
LTD., 1897849 ALBERTA LTD., 1780384 ALBERTA
LTD., 1897837 ALBERTA LTD.**

DOCUMENT

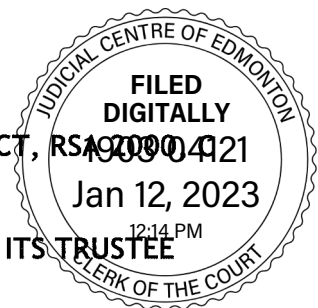
**THE FIRST SUPPLEMENTAL REPORT TO THE JUDICIAL
TRUSTEE'S THIRD REPORT TO THE COURT OF BDO
CANADA LIMITED IN ITS CAPACITY AS JUDICIAL
TRUSTEE OF WESTPOINT INVESTMENT TRUST**

DATED JANUARY 11, 2023

JUDICIAL TRUSTEE
BDO Canada Limited
920, 10130 103 Street
Edmonton, AB T5J 3N9
David Lewis
Phone : 780.424.3434
Fax : 780.424.3222
dlewis@bdo.ca

**ADDRESS FOR SERVICE AND
CONTACT INFORMATION OF
PARTY FILING THIS DOCUMENT**

COUNSEL
Miller Thomson LLP
2700 Commerce Place
10155 102 Street
Edmonton, AB T5J 4G8
Terrence M. Warner
Phone: 780.429.9727
Fax: 780.424.5866
twarner@millerthomson.com



Westpoint Investment Trust
The First Supplemental Report to the Judicial Trustee’s Third Report
January 11, 2023

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Westpoint Investment Trust
The First Supplemental Report to the Judicial Trustee's Third Report
January 11, 2023

List of Exhibits

1. Listing of Creditors Provided by Management of the Respondent Corporations
2. Affidavit of Mailing of the Notices to Known Creditors
3. Advertisements ran by the Receiver
4. Copy of the Bryan & Co. Email and Correspondence
5. Exhibit 6 from the Eighth Report to the Court of BDO Canada Limited in its Capacity as Receiver of Westpoint Capital Corporation et al dated April 11, 2022 (the "**Eighth Report**")
6. Calculation of the City of Spruce Grove's Share of the proceeds distributed in the first claims process

Purpose and Limitation of Report

1. This report is supplemental to the Third Report to the Court of BDO Canada Limited in its Capacity as Judicial Trustee of WIT dated January 6, 2023 (the "**Third Report**") and should therefore be read in conjunction with the Third Report, and subject to the same limitations and conditions as set out therein, which are incorporated by reference in this Supplemental First Report.
2. The defined terms in the Third Report are incorporated by reference herein and unless otherwise noted, have the same meaning as specified in the Third Report.
3. The various parties listed as Respondents in these proceedings are collectively referred to herein as the "**Respondent Corporations**".

Trustee's Comments on the City of Spruce Grove's Brief of Law and Argument

4. The Judicial Trustee has reviewed the City of Spruce Grove's Brief of Law and Argument (the "**City's Argument**") and provides the following comments.

Letter of Credit

5. Attached as Exhibit A to the Pedlar affidavit is a copy of the Letter of Credit ("**LOC**"). In the first paragraph, the LOC states:

"We hereby authorize you to draw on the Westpoint Capital Performance Mortgage Investment Corporation (the bank), 4636 Calgary Trail NW, Edmonton, Alberta for the account of 1831575 Alberta Ltd. (the Customer) up to an aggregate amount of \$1,155,378.50."

6. The City's Argument makes it sound as if the City could claim the entire amount without any support, however the LOC states it will pay to the aggregate amount of \$1,155,378 based upon actual costs incurred to address deficiencies.
7. Based on the support provided, the Trustee does not object to the quantum of the claim and does not take issue with the amount being sought by the City of Spruce Grove pursuant to the LOC.

Spruce Grove as a Potential Creditor of the Respondent Corporations

8. The fact is, at the time the First Claims Process Order was issued in 2019, the Trustee was not aware that the City was a creditor of PMIC, or had a claim against any of the Respondent corporations.

9. On November 25, 2019, when the Receiver sent out its claims process notices (the "**Notices**"), these were sent to all known creditors of WCC et al. This was based on information provided initially by management of the Respondent Corporations ("**Management**") and a review by the Receiver of the books and records of the various Respondent Corporations, and in particular, their accounting records. Attached as **Exhibit 1** is a listing of creditors provided by management of the Respondent corporations. Attached as **Exhibit 2** is a copy of the affidavit of mailing the Notices to the known creditors of the Respondent Corporations.
10. It should be noted that the Receiver received numerous proofs of claim from creditors not included in the Notices mailout, which the Receiver assumes were as a result of the various advertisements ran in the newspapers, specifically the Edmonton Journal, Vancouver Sun, and the Globe and Mail. Attached as **Exhibit 3** is a copy of the advertisements that were run in the three newspapers.
11. The City of Spruce Grove was not identified to the Receiver by Management as a creditor, nor was it apparent from the Receiver's review of the books and records of the Respondent Corporations that the City of Spruce Grove was a creditor.
12. An explanation for excluding the City of Spruce Grove in the claims process is best summarized in Exhibit G to the Pedlar Affidavit, which is an email from Ms. Marnie Kiel which states:

"Unfortunately, Westpoint Performance Mortgage Investment Corporation, the company that issued the Letter of Credit, was dissolved in 2015 and therefore does not exist to fund the Letter of Credit."
13. The Trustee concludes from this that Management did not believe that the City of Spruce Grove was a debtor of the Respondent Corporations. The Trustee assumes that is why the City of Spruce Grove was not identified to the Receiver as a creditor or potential creditor by Management, and why Management did not provide any information regarding this lawsuit to the Receiver.
14. Further, at the time of the granting of the first Claims Process Order in these proceedings (the "**First Claims Process Order**"), the Receiver was not aware that a Statement of Claim had been filed against Westpoint Capital Corporation ("**WCC**"), as there was no copy of the Statement of Claim in the records of the Respondent Corporations and nothing was found to alert the Receiver to the effect that a Statement of Claim had been filed as against WCC.

15. As discussed in previous reports of the Receiver, obtaining detailed information regarding the various litigation matters of the Respondent Corporations took significant effort and time on the part of the Receiver.
16. It was not until September 14, 2020, that the Receiver, as a result of an email from previous counsel for the Respondent Corporations, became aware of the proceedings commenced by the City of Spruce Grove.
17. The Receiver received an email from previous counsel with information that the City of Spruce Grove was seeking to amend its Statement of Claim by expanding the claim to include additional parties, Westpoint Investment Trust ("**WIT**") and Westpoint Capital Management Corporation ("**WCMC**"). Attached as **Exhibit 4** is a copy of the email and correspondence. Prior to this, the Receiver was unaware of the Statement of Claim against WCC.
18. As stated previously, the City of Spruce Grove was not recorded in the Respondent Corporations' financial records as a creditor.

Claim Against WCC

19. It should be noted that the City of Spruce Grove's claim, as originally framed in the Statement of Claim, was against WCC.
20. Had the City of Spruce Grove received notice of the Claims Process Order in November of 2019 when the Notices were sent out, and had they submitted a proof of claim as against WCC, based upon the analysis contained in the Third Report, the claim would have been denied, as this is not an obligation of WCC either.
21. At paragraph 18 of the City's Argument, it states that counsel for the Trustee wrote to counsel for the City confirming that the Order obtained on April 20, 2022, was not intended to have any effect on Spruce Grove's claim, which accurately represented the Trustee's position. The claim stands or falls on its own merit.
22. As stated in the Third Report:

"43. As part of the restructuring, PMIC was wound up into HMIC and HMIC was amalgamated with WCMC, so WCMC is the combination of the PMIC and HMIC predecessor entities.

44. As a result of the foregoing, the liability resulting from the letter of credit issued by PMIC currently resides with WCMC and not WIT as alleged by the City of Spruce Grove."

23. It should also be noted that WCMC itself had no assets based upon the analysis completed in the Receivership but owed significant intercorporate debt to various other Respondent Corporations and to WIT. Attached as **Exhibit 5** is a copy of Exhibit 6 that was included in the Eighth Report, which is an analysis prepared by the Receiver outlining the intercorporate debt.
24. Given that the obligation arising from the Letter of Credit, based upon the analysis of the transactions set out in the Arrangement Agreement, shows that the obligation currently resides with WCMC, a Proof of Claim submitted by the City of Spruce Grove in regard to WCMC would have been accepted by the Trustee but there would have been no funds available to pay out on this claim.

Alleged Misrepresentations

25. Counsel for the City of Spruce Grove sought fit to attack the integrity of the Receiver and Trustee in its Argument by alleging that the Trustee represented that the City's claim would be accepted in the WIT claims process.
26. While it is accurate to say that the Trustee indicated it would be addressed in the WIT claims process, the Trustee at no point alleged it would be accepted *carte blanche*, or addressed without any examination or analysis.
27. The Trustee is required to do a proper analysis of the claims submitted.
28. The Argument suggests in paragraph 39 that what the Trustee says was a deliberate act on the part of the Trustee "...with the intent of forestalling any challenge." This suggestion is highly offensive and suggests that the Trustee has something to gain by denying the claim of the City of Spruce Grove.
29. The Trustee is simply performing the task assigned to it by this Honourable Court when it was appointed Judicial Trustee. There is nothing to gain or lose by the Trustee either accepting or rejecting the claim of the City of Spruce Grove.

Calculation of potential recovery from WCC et al.

30. If this Honourable Court determines that the City of Spruce Grove should have participated in the first claims process include a distribution regarding the Respondent Corporations, the City of Spruce Grove's share of the \$299,900 available for distribution would have been \$134,773. Attached as **Exhibit 6** is a copy of this calculation.

Intended Course of Action

31. If the Trustee's recommendations are approved, the Trustee's intended course of action thereafter is as follows:

- a. Proceed with the payment of creditor(s) claims as proven;
- b. Proceed with payment to the investors in a manner based upon the direction of this honourable court; and
- c. Complete the administration of the Judicial Trustee, leading to an application for discharge.

Dated at Edmonton, Alberta this 11th day of January 2023.
BDO CANADA LIMITED, solely in its
Capacity as Court Appointed Judicial Trustee Of
Westpoint Investment Trust and
not in its personal Capacity

Per: _____



David Lewis, CPA, CIRP, LIT
Senior Vice-President

EXHIBIT 1

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

Name	Address	City	Province	Postal Code	Amount
					\$
Minister of Finance	2600 Manulife Place, 10180 101 Street	Edmonton	AB	T5J 3Y2	9,619
Bryan and Company	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	294
WCC	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	455,238
WCCS	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	370,005
SMC	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	102,857
Stirling Capital Partners Ltd	7103-63 Street	Edmonton	AB	T5J 4K2	872,055
R. Stewart	1201 TD Tower, 10088-102 Ave NW	Edmonton	AB	T0B 2R0	1
Lamont County	5303 - 50th Avenue	Lamont	AB	T6X 0P7	30,608
KV Capital	Suite #108 2627 Ellwood Drive SW	Edmonton	AB	T5J 3Y3	300,000
EPCOR	PO Box 500	Edmonton	AB	T5J 3Y3	523
Great west life	PO BOX 1053	Winnipeg	MB	R3C 2X4	1,461
PWC	10088 102 Avenue NW, Suite 1501,	Edmonton	AB	T5J 3N5	63,394
Pure logic	9419 152 Avenue	Edmonton	AB	T5E 2R8	320
Frontrunner Financial	Unit 2408 One San Miguel Avenue Ortigas Center	San Antonio, Pasig City	ON	M5W 2E6	1,627
RBC VISA	PO Box 4016, Station A	Toronto	ON	T5J 3Y2	5,732
Bryan and Company	2600 Manulife Place, 10180 101 Street	Edmonton	AB	T5A 0L4	66,630
Challenger Geomatics Ltd	200,9945 - 50th Street	Edmonton	AB	T5N 1S8	19,097
Executive Cleaning Services	10231-125 Street	Edmonton	AB	T5N 1S8	1,103
Aikins, Macaulay & Thorvaldson LLP	30th Floor - 360 Main Street	Winnipeg	MB	R3C 4G1	1
Hendrix Law	500, 707 - 7th Avenue SW	Calgary	AB	T2P 3H6	1
Herman, Kloot & Company	98 - 3rd Avenue West, Box 970	Drumheller	AB	T0J 0Y0	1
HMC Lawyers LLP	320, 903 - 8th Ave. S.W., AB, T2P 0P7	Vancouver	BC	V6C 1E5	1
Lunny Atmore LLP	Suite 900-900, West Hastings Street	Edmonton	AB	T5J 3H1	1
Odishaw & Guido	2200 Sun Life Place, 10123-99 Street	Edmonton	AB	T5J 3N6	1
Ogilvie LLP	1400, 10303 Jasper Avenue	St. Albert	AB	T8N 1E4	1
Ormod & Company LLP	Suite 203, 12 Perron Street	Victoria	BC	V8V 3K5	1
Reed Pope Law Corporation	Suite 202, 1007 Fort Street	Edmonton	AB	T5J3W8	1
Reynolds Mirth Richard and Farmer	10180 - 101 Street	Edmonton	AB	T6X 0P2	248,642
Virani Capital Corporation	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	761
Red Owl Enterprises	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	1,420
Trust Energy Marketing Ltd	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	499
Summerhill Group Inc	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T5J 3V9	2,651
Duncan and Craig	2800 Scotia Place, 10060 Jasper Avenue	Edmonton	AB	V7X 1S8	6,937
Boughton Law	Suite 700 - 595 Burrard Street, P.O. Box 49290	Vancouver	BC	V7X 1S8	4,911
Scotiabank VISA	2600 Manulife Place, 10180 101 Street	Edmonton	AB	T5J 3Y2	30,954
Bryan and Company	PO Box 3892, Stn. Main	Spruce Grove	AB	T7X 3B1	55,309
Sierra Site Works Ltd					1
ATB Financial	200, 807 Manning Road N.E.	Calgary	AB	T2E 7M8	210
Consolidated Civil Enforcement	4668 25th Street SE	Calgary	AB	T2B 3M2	1,977
Waste Management of Canada Corporation	Canada Revenue Agency Technology Centre, 875 Heron Road	Ottawa	ON	K1A 1B1	24,748
Receiver General	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	178,489
Virani Capital Corporation					183,076
Orest Pyszniak	7217 Brentview Road	Brentwood Bay	BC	V8M 1B9	1,605
Denis Bettson	16344-119 Street	Edmonton	AB	T5X 4T5	148
Kathy Bogacz	Unit 201, 1230 - 91 Street SW	Edmonton	AB	T6X 0P2	220,088
WCC	687 Macdonald Road, Cranbrook, BC, V1C 6V9				1,969
Tony Yost Excavating Ltd.	1524 Industrial Road#2, Cranbrook, BC V1C 6R2				454,297
New Dawn Developments					
Total					\$ 3,719,264.14

EXHIBIT 2

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

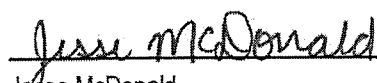
CANADA
Province of Alberta
District of: Alberta
Division No. 01 - Edmonton
Court No. 24-115987
Estate No. 24-115987

Affidavit of Mailing

In the matter of the receivership of
Westpoint Capital Corporation, et al
of the City of Edmonton, in the Province of Alberta

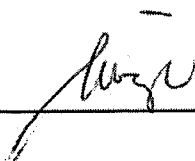
I, Jesse McDonald, of the Trustee's office of BDO Canada Limited / BDO Canada Limitée, 616, 10216 124 Street, Edmonton, AB, T5N 4A3, hereby make oath (or solemnly affirm) and say:

That on the 25th day of November 2019, I did cause to be sent by E-mail, Fax, and prepaid ordinary mail to as per attached mailing list, whose names and addresses appear on the paper writing marked exhibit "A" annexed hereto, a copy of: Notice of Claims Procedure and Proof of Claim.



Jesse McDonald
Phone: (780) 424-3434
Fax: (877) 454-0160

SWORN (or SOLEMNLY DECLARED) before me in the City of Edmonton in the Province of Alberta, this 25th day of November 2019.



Maria Nina Roazol
A Commissioner for Oaths
in and for Alberta
My Commission Expires Nov. 2, 2021

Creditor Mailing List

"A"

In the matter of the receivership of
Westpoint Capital Corporation, et al
of the City of Edmonton, in the Province of Alberta

Creditor Type	Name	Attention	Address	
Deemed Trust Claim	CRA - Tax - Prairies		Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1 Fax: (866) 219-0311	} FAX
	CRA - Tax - Prairies		Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1 Fax: (866) 219-0311	
Unsecured	Aikins, Macaulay & Thorvaldson LLP		30th Floor - 360 Main Street Winnipeg MB R3C 4G1	MAIL
	ATB Financial - Asset Management	Frances Grills	ATB Asset Management - Tr 900 PO Box 6000, Marlborough CRO Calgary AB T2A 6K2 bankruptcydocs@atb.com	EMAIL
	BC Hydro & Power Authority	Credit Admin	333 Dunsmuir St, 11th floor Vancouver BC V6B 5R3 Fax: (604) 528-2518	FAX
	Boughton Law		Suite 700 - 595 Burrard Street, P.O. Box 49290 Vancouver BC V7X 1S8	MAIL
	Bryan and Company		2600 Manulife Place, 10180 101 Street Edmonton AB T5J 3Y2	} MAIL
	Bryan and Company		2600 Manulife Place, 10180 101 Street Edmonton AB T5J 3Y2	
	Bryan and Company		2600 Manulife Place, 10180 101 Street Edmonton AB T5J 3Y2	
	Castlepeak Hospitality Inc.		4505 - 97 Street NW Edmonton AB T6E 5Y8	MAIL
	Challenger Geomatics Ltd		200,9945 - 50th Street Edmonton AB T5A 0L4	MAIL
	Cherry Creek Property Services Ltd.		155 Howard Street Kimberley BC V1A 2G5	MAIL
	Consolidated Civil Enforcement		200, 807 Manning Road N.E. Calgary AB T2E 7M8	MAIL
	CRA - Tax - Prairies		Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1 Fax: (866) 219-0311	} FAX
	CRA - Tax - Prairies		Surrey National Verification and Collection Centre 9755 King George Blvd Surrey BC V3T 5E1 Fax: (866) 219-0311	
	Denis Bettson		7217 Brentview Road Brentwood Bay BC V8M 1B9	MAIL
	Direct Energy Regulated Services	Credit & Collections Centre	PO Box 1520 639-5 Avenue SW Calgary AB T2P 5R6 Fax: (866) 374-6199 ders_inquiries@directenergy.com	EMAIL

Creditor Mailing List

In the matter of the receivership of
Westpoint Capital Corporation, et al
of the City of Edmonton, in the Province of Alberta

Creditor Type	Name	Attention	Address	
Unsecured	Duncan and Craig		2800 Scotia Place, 10060 Jasper Avenue Edmonton AB T5J 3V9	MAIL
	EPCOR		PO Box 500 Edmonton AB T5J 3Y3	MAIL
	Executive Cleaning Services		1023 1-125 Street Edmonton AB T5N 1S8	MAIL
	Frontrunner Financial		Unit 2408 One San Miguel Avenue Ortigas Center San Antonio, Pasig City manager@frontrunner-financial.com	EMAIL
	Great west life		PO BOX 1053 Winnipeg MB R3C 2X4	MAIL
	Hendrix Law		500, 707 - 7th Avenue SW Calgary AB T2P 3H6	MAIL
	Herman, Kloot & Company		98 - 3rd Avenue West, Box 970 Drumheller AB T0J 0Y0	MAIL
	HMC Lawyers LLP		320, 903 - 8th Ave. S.W. Calgary AB T2P 0P7	MAIL
	Iron Mountain Canada Corporation		P.O. Box 3527, Station A Toronto ON M5W 3G4	MAIL
	Jason So		4505 - 97 Street NW Edmonton AB T6E 5Y8	MAIL
	Kathy Bogacz		16344-119 Street Edmonton AB T5X 4T5	MAIL
	KV Capital		Suite #108 2627 Ellwood Drive SW Edmonton AB T6X 0P7	MAIL
	Lamont County		5303 - 50th Avenue Lamont AB T0B 2R0	MAIL
	Lunny Atmore LLP		Suite 900-900, West Hastings Street Vancouver BC V6C 1E5	MAIL
	New Dawn Developments		1524 Industrial Road#2 Cranbrook BC V1C 6R2	MAIL
	Odishaw & Guido		2200 Sun Life Place, 10123-99 Street Edmonton AB T5J 3H1	MAIL
	Ogilvie LLP		1400, 10303 Jasper Avenue Edmonton AB T5J 3N6	MAIL
	Orest Pyshniak		#79, 260106 TWP RD 532A Spruce Grove AB T7Y 1A3	MAIL
	Ormrod & Company LLP		Suite 203, 12 Perron Street St. Albert AB T8N 1E4	MAIL
	Pitney Bowes Canada Ltd. c/o BankruptcyHighway.com	Mike Timko	PO Box 57100 Etobicoke ON M8Y 3Y2 Fax: (416) 253-3610 bankruptcydocuments@asset.net	EMAIL
	Pure logic		9419 152 Avenue Edmonton AB T5E 2R8	MAIL
	PWC		10088 102 Avenue NW, Suite 1501, Edmonton AB T5J 3N5	MAIL
	RBC Royal Bank Visa c/o BankruptcyHighway.com	Razel Bowen	PO Box 57100 Etobicoke ON M8Y 3Y2 Fax: (416) 253-3610 bankruptcydocuments@asset.net	EMAIL
	Reed Pope Law Corporation		Suite 202, 1007 Fort Street Victoria BC V8V 3K5	MAIL

Creditor Mailing List

In the matter of the receivership of
Westpoint Capital Corporation, et al
of the City of Edmonton, in the Province of Alberta

Creditor Type	Name	Attention	Address
Unsecured	Reynolds Mirth Richard and Farmer		10180 - 101 Street Edmonton AB T5J3W8 MAIL
	River Light Media		NO ADDRESS
	Scotiabank Visa c/o Canaccede International Management Ltd.		PO Box 758 Stn B London ON N6A 4Y8 Fax: (844) 827-9220 SBinsolvency@canaccede.com EMAIL
	Shaw Cable Systems - Edmonton	Payment Solutions	900-1067 W Cordova St Vancouver BC V6C 3T5 Fax: (604) 629-4066 Shaw.PaymentSolutionsBankruptcy@sjrb.ca EMAIL
	Shell Canada Products	John McKeown	PO Box 100, Stn. M, 400 4th Ave. SW Calgary AB T2P 2H5 Fax: (403) 691-4060 john.mckeown@shell.com EMAIL
	Sierra Site Works Ltd		PO Box 3892, Stn. Main Spruce Grove AB T7X 3B1 MAIL
	Stirling Capital Partners Ltd		7103-63 Street Edmonton AB T5A 1B1 MAIL
	Tax and Revenue Administration	Colleen Adair, Alberta Finance and Enterprise	9811 109th Street 6th Floor Edmonton AB T5K 2L5 Fax: (780) 644-4924 FAX
	Telus Residential/Business Services	Rick Wan	3rd Fl - 4519 Canada Way Burnaby BC V5G 4S4 Fax: (800) 665-1170 bankruptcy@telus.com EMAIL
	Tony Yost Excavating Ltd.		687 Macdonald Road Cranbook BC V1C 6V9 MAIL
	Virani Capital Corporation		Unit 201, 1230 - 91 Street SW Edmonton AB T6X 0P2 MAIL
	Virani Capital Corporation		Unit 201, 1230 - 91 Street SW Edmonton AB T6X 0P2 MAIL
	Waste Management of Canada Corporation		4668 25th Street SE Calgary AB T2B 3M2 MAIL
	Workspace		NO ADDRESS
	WSP Canada Group Limited		1600 Boulevard René-Lévesque West, 11th Floor Montreal QC H3H 1P9 MAIL



Tel: 780 424 3434
Fax: 780 424 3222
www.bdo.ca

BDO Canada Limited
616, 10216 124 Street NW
Edmonton, AB T5N 4A3

**NOTICE TO CREDITORS OF
WESTPOINT CAPITAL CORPORATION, WESTPOINT CAPITAL MANAGEMENT CORPORATION,
WESTPOINT CAPITAL SERVICES CORPORATION, WESTPOINT SYNDICATED MORTGAGE
CORPORATION, CANADIAN PROPERTY DIRECT CORPORATION, WESTPOINT MASTER LIMITED
PARTNERSHIP, RIVER'S CROSSING LTD., 1897869 ALBERTA LTD., 1780384 ALBERTA LTD.,
1897837 ALBERTA LTD. and THE VILLAGE AT PALDI ENT. LTD.**

RE: Notice of Claims Procedure for the creditors of
Westpoint Capital Corporation, Westpoint Capital Management Corporation, Westpoint Capital
Service Corporation, Westpoint Syndicated Mortgage Corporation, Canadian Property Direct
Corporation, Westpoint Master Limited Partnership, River's Crossing Ltd., 1897869 Alberta Ltd.,
1780384 Alberta Ltd., 1897837 Alberta Ltd. and The Village at Paldi Ent Ltd. (collectively the
"Companies" or "WCC et al.")

DEADLINE: January 31, 2020 at 5:00 p.m. (Mountain Standard Time)

INTRODUCTION

Notice is hereby given that pursuant to an Order of the Court of Queen's Bench of Alberta (the "Court") granted November 13, 2019 (the "Claims Procedure Order") the Court has ordered a procedure for the filing of claims by creditors against one or more of the Companies (as outlined in the Claims Procedure Order). A copy of the Claims Procedure Order and a blank proof of claim form are enclosed herein or may also be obtained from BDO Canada Limited, the Court-Appointed Receiver ("Receiver") by contacting Jesse McDonald at jemcdonald@bdo.ca or by phone at 780-441-2159.

Any person who believes that they have a claim against one or more of the Companies may send a completed Proof of Claim to the Receiver, which must be delivered no later than 5:00 PM (Mountain Standard Time) on January 31, 2020 (the "Claims Bar Date").

Claims which are not received by the Claims Bar Date will not be entitled to share in the distribution of funds by the Receiver.

CONTACT INFORMATION AND FILING OF PROOF OF CLAIM


Completed proofs of claim must include a statement of account or other similar documentation evidencing the debt owed by one or more of the Companies, and may be delivered to the Receiver by mail, fax, courier, personal delivery or email as follows:

BDO Canada Limited
Attn: Jesse McDonald
616, 10216 124 Street Edmonton AB T5N 4A3
Fax: (780) 424-3222
Email: jemcdonald@bdo.ca

If you have any questions respecting anything contained in this Notice, have any questions respecting the completion of the Proof of Claim Form, wish copies of any of the documents or have any other inquiries you may contact the Receiver at the address and contact information indicated herein.

BDO CANADA LIMITED
in its capacity as Court-Appointed Receiver of
WCC et al.

Per: _____


David Lewis

District of: Alberta
Division No. 01 - Edmonton
Court No. 24-115987
Estate No. 24-115987

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)

In the matter of the receivership of
Westpoint Capital Corporation, et al
of the City of Edmonton, in the Province of Alberta

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

In the matter of the receivership of Westpoint Capital Corporation, et al of the City of Edmonton in the Province of Alberta and the claim of _____ creditor.

I, _____ (name of creditor or representative of the creditor), of the city of _____ in the province of _____, do hereby certify:

1. That I am a creditor of the above named debtor (or I am _____ (position/title) of _____ creditor).
2. That I have knowledge of all the circumstances connected with the claim referred to below.
3. That the debtor was, at the date of receivership, namely the 10th day of April 2019, 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 claim a right to a priority under section 136 of the Act.

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

- 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/am not) (or the above-named creditor _____ (is/is not)) related to the debtor within the meaning of section 4 of the Act, and _____ (have/has/have not/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, and 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 Section 2 of the Act: *(Provide details of payments, credits and transfers at undervalue.)*

7. *(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 paragraph 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.

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

 Witness

 Creditor

Phone Number: _____
 Fax Number : _____
 E-mail Address : _____

NOTE: 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.

McDonald, Jesse

From: BDOWESTCLAIMS
Sent: November-25-19 2:54 PM
To: McDonald, Jesse
Subject: FaxFinder Fax Notification: Successfully sent fax to 7806444924
Attachments: fax_outbound_7806444924_20191125_145339_00001EEC-0002.pdf

Create Time: 11/25/2019 14:50:11 -0700
Schedule Time: 11/25/2019 14:53:39 -0700
State: sent
Schedule Message: Successfully sent fax
Hangup code: 0
Try #: 1
Username: jemcdonald
Sender name: Jesse McDonald
Sender email: jemcdonald@bdo.ca
Sender phone: 780-424-3434
Sender fax: 1-877-454-0158
Sender org: BDO Canada FRS
Subject: In the Matter of the Court-Appointed Receivership of WCC et al.
Max tries: 3
Try interval: 300
Priority: 3
Pages: 4
Recipient fax: 7806444924
Recipient phone:
Recipient name: Tax and Revenue Administration Recipient org: Tax and Revenue
Administration Use cover page: true
Receipt: always

McDonald, Jesse

From: BDOWESTCLAIMS
Sent: November-25-19 2:58 PM
To: McDonald, Jesse
Subject: FaxFinder Fax Notification: Successfully sent fax to 16045282518
Attachments: fax_outbound_16045282518_20191125_145712_00001EEC-0001.pdf

Create Time: 11/25/2019 14:50:11 -0700
Schedule Time: 11/25/2019 14:57:12 -0700
State: sent
Schedule Message: Successfully sent fax
Hangup code: 0
Try #: 1
Username: jemcdonald
Sender name: Jesse McDonald
Sender email: jemcdonald@bdo.ca
Sender phone: 780-424-3434
Sender fax: 1-877-454-0158
Sender org: BDO Canada FRS
Subject: In the Matter of the Court-Appointed Receivership of WCC et al.
Max tries: 3
Try interval: 300
Priority: 3
Pages: 4
Recipient fax: 16045282518
Recipient phone:
Recipient name: BC Hydro
Recipient org: BC Hydro
Use cover page: true
Receipt: always

McDonald, Jesse

From: BDOWESTCLAIMS
Sent: November-25-19 2:59 PM
To: McDonald, Jesse
Subject: FaxFinder Fax Notification: Successfully sent fax to 18662190311
Attachments: fax_outbound_18662190311_20191125_145825_00001EEC-0000.pdf

Create Time: 11/25/2019 14:50:11 -0700
Schedule Time: 11/25/2019 14:58:25 -0700
State: sent
Schedule Message: Successfully sent fax
Hangup code: 0
Try #: 1
Username: jemcdonald
Sender name: Jesse McDonald
Sender email: jemcdonald@bdo.ca
Sender phone: 780-424-3434
Sender fax: 1-877-454-0158
Sender org: BDO Canada FRS
Subject: In the Matter of the Court-Appointed Receivership of WCC et al.
Max tries: 3
Try interval: 300
Priority: 3
Pages: 4
Recipient fax: 18662190311
Recipient phone:
Recipient name: Canada Revenue Agency
Recipient org: Canada Revenue Agency
Use cover page: true
Receipt: always

McDonald, Jesse

From: Microsoft Outlook
To: manager@frontrunner-financial.com
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

manager@frontrunner-financial.com (manager@frontrunner-financial.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: Microsoft Outlook
To: bankruptcydocs@atb.com
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

bankruptcydocs@atb.com (bankruptcydocs@atb.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: Microsoft Outlook
To: Shaw.PaymentSolutionsBankruptcy@sjrb.ca
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Shaw.PaymentSolutionsBankruptcy@sjrb.ca (Shaw.PaymentSolutionsBankruptcy@sjrb.ca)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: Microsoft Outlook
To: ders_inquiries@directenergy.com
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

ders_inquiries@directenergy.com (ders_inquiries@directenergy.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: postmaster@canaccede.com
To: SBinsolvency@canaccede.com
Sent: November-25-19 2:42 PM
Subject: Delivered: In the Matter of the Court-Appointed Receivership of WCC et al.

Your message has been delivered to the following recipients:

SBinsolvency@canaccede.com (SBinsolvency@canaccede.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: Microsoft Outlook
To: bankruptcy@telus.com
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

bankruptcy@telus.com (bankruptcy@telus.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: Microsoft Outlook
To: bankruptcydocuments@asset.net
Sent: November-25-19 2:42 PM
Subject: Relayed: In the Matter of the Court-Appointed Receivership of WCC et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

bankruptcydocuments@asset.net (bankruptcydocuments@asset.net)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.



In the Matter of
the Court-App...

McDonald, Jesse

From: postmaster@ShellCorp.onmicrosoft.com
To: john.mckeown@shell.com
Sent: November-25-19 2:43 PM
Subject: Delivered: In the Matter of the Court-Appointed Receivership of WCC et al.

Your message has been delivered to the following recipients:

john.mckeown@shell.com (john.mckeown@shell.com)

Subject: In the Matter of the Court-Appointed Receivership of WCC et al.




In the Matter of
the Court-App...

EXHIBIT 3

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

CLASSIFIEDS CLASSIFIEDS.VANCOUVERSUN.COM



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Chandler Stephenson was a Knights on Monday for a 2C difficulty staying under the

Capitals out cre

Legal & Tender Notices

IN THE COURT OF QUEEN'S BENCH OF ALBERTA (COMMERCIAL LIST)

IN THE MATTER OF THE TRUSTEE ACT, RSA 2000, C T-8 SECTIONS 43 AND 46 AND IN THE MATTER OF

WESTPOINT CAPITAL CORPORATION, WESTPOINT CAPITAL MANAGEMENT CORPORATION, WESTPOINT CAPITAL SERVICES CORPORATION, WESTPOINT SYNDICATED MORTGAGE CORPORATION, CANADIAN PROPERTY DIRECT CORPORATION, WESTPOINT MASTER LIMITED PARTNERSHIP, RIVER'S CROSSING LTD., 1897869 ALBERTA LTD., 1780384 ALBERTA LTD., 1897837 ALBERTA LTD., and THE VILLAGE AT PALDI ENT. LTD.

Notice To Creditors of Westpoint Capital Corporation, Westpoint Capital Management Corporation, Westpoint Capital Services Corporation, Westpoint Syndicated Mortgage Corporation, Canadian Property Direct Corporation, Westpoint Master Limited Partnership, River's Crossing Ltd., 1897869 Alberta Ltd., 1780384 Alberta Ltd., 1897837 Alberta Ltd. and The Village at Paldi Ent Ltd. (collectively the "Companies" or "WCC et al.")

RE: NOTICE OF CLAIMS PROCEDURE FOR WCC et al. PURSUANT TO THE CLAIMS PROCEDURE ORDER

PLEASE TAKE NOTICE that this notice is being published pursuant to an order of the Court of Queen's Bench of Alberta dated November 13, 2019 (the "Claims Procedure Order") establishing a procedure for determining the amount of Claims (as defined in the Order) against WCC et al. The Court has ordered that the Receiver send Proof of Claim forms to the known creditors of the Companies. Any person who has not received a Proof of Claim form and who believes that they have a claim against the Companies should send a completed Proof of Claim to the Receiver to be received by 5:00 p.m. (Mountain Standard Time) on January 31, 2020 (the "Claims Bar Date").

CLAIMS WHICH ARE NOT RECEIVED BY THE RECEIVER BY THE CLAIMS BAR DATE WILL BE BARRED AND EXTINGUISHED FOREVER.

a. Creditors who have not received a Proof of Claim from the Receiver may download a copy from our website at <http://www.extranets.bdo.ca/WCC.ET.AL>, or alternatively you may contact Jesse McDonald at BDO Canada Limited, the Court-Appointed Receiver of WCC et al. to obtain a Proof of Claim package.

DATED at Edmonton, this 4th day of December 2019.

BDO CANADA LIMITED
616, 10216 124 Street
Edmonton, AB T5N 4A3
Attention: Jesse McDonald
Email: jemcdonald@bdo.ca
Phone: 780-441-2159
Fax: 780-424-3222



Books



Rooms & Roommates

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NEW LISTING

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Accounting & Finance

FINANCIAL MANAGER
lead/manage financial department info@greystonedesigntmanagement.ca

Technology & Telecommunications

Telecom Aerial Technician
Tower & Rooftop Site installs. Network upgrades maintenance. familiar with Cabling, Fiber, Antennas. Tech savvy bob.brylikowski@trilinks.ca

Lost & Found

BRACELET FOUND
Tennis bracelet in DT Vancouver close to St. Paul's Hospital on the eve of Nov 28th. Please contact me with description. Call: 604-710-5990

FOUND - Bin with Drywall finishing tools on Sutherland Ave & N. Vancouver. 604-987-3637

LOST CAT \$\$\$ DLH Neut. Male Light Grey/White/Tan mix.

Electronics & Entertainment

SLIDE PROJECTOR
Kodak, Top Model \$225 604-999-6939

WINEGARD ANTENNA GM
MOD.700 tailgate or mount for SHAW TV \$275. 604-551-0402

WINEGARD ANTENNA GM
mod .700 tailgate or TRAVEL, SHAW TV \$300 604-551-0402

WINEGARD ANTENNA GM
mod .700 tailgate or TRAVEL, SHAW TV \$300 604-551-0402

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3 ARM STACKING CHAIRS
Fushia upholstery \$45.00 CALL: 604-802-2984

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52"X80". beige, blue, peach \$175.00 Call: 604-802-2984

HYDRAULIC MESSAGE TABLE
White.very good condition \$390.00 Call: 604-802-2984

MODERN AREA RUG 5'x7'
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On wheels. Classy \$110.00 Call: 604-802-2984

VICTORIAN LITTLE TIKES BENCH Pink. 34" wide \$60.00 Call: 604-802-2984



We pay top dollar for

Home - Indoor

Ice Cream Maker
1 1/2 Qt. \$25.00 Call: 604-535-9924

Mikasa Park Lane
sherbets \$15.00 ea. Call: 604-535-9924

Punch Bowl
with 12 cups \$15.00 Call: 604-535-9924

Retro
Neat stuff!Cutlery, Decor,Linens, Lace, Wood, Glass \$30 Call: 604-563-0345

shirley temple doll/book
doll and book \$95.00 Call: 604-931-1137 jwmurd@shaw.ca

Silver Frame Mirror
25x21 \$15.00 Call: 604-535-9924

STEP LADDER MULTI SET UP
can be used in diff.ways \$75.00 Call: 604-538-5664

STEP LADDERS HEAVY DUTY
8ft (2) types, as new, alum, multi Position \$75. 604-538-5664

Val'dor China
cup/saucers \$10.00 Call: 604-535-9924

Val'dor China
cream/sugar \$35.00 Call: 604-535-9924

Xmas Table Cloth
green fits card table \$15 604-535-9924

Home - Outdoor

PRESSURE WASHER ELEC.
easy move around works good \$50.00 Call: 604-5510402

PRESSURE WASHER ELEC.
easy move around works good \$50.00 Call: 604-538-5664

STEP LADDER

Sports Equipment

GOLF TRAVEL BAG
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GORDON SMITH LONG BOARD
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PEUGEOT VINTAGE ROAD/RACE BIKE
A rare find! \$290.00 Call: 604-802-2984

Power Treadmill
variable speed, asking \$95. Call: 604-985-6545

SANFRAN 49ERS CLUBJACKET
XL LEATHER WITH CAP \$100.00 Call: 604-298-6275

TWO PAIRS OF SKIS
Request for pictures.\$65 - \$75 Call: 604-802-2984

Cars

2006 MERCEDES ML 500 4X4 SUV
\$5995 MINT CONDITION



V8 - GAS ENGINE AUTOMATIC EVERY OPTION NAVIGATION LEATHER POWER SUNROOF IMMACULATE IN/OUT- RELIABLE 193000 KMS-LIKE NEW \$5995-778-773-0572 ANYTIME

2009 BMW 750 Li
\$10,995 MINT SHOWROOM 160,000kms



Takeover: Catalyst seeks to bar Baker group from acquiring additional shares

FROM B1

Catalyst also said it made a formal complaint about the disclosure on Nov. 27. It made its application Monday for the hearing.

Catalyst is seeking to "permanently prohibit" Mr. Baker and his group of shareholders from acquiring any additional shares or amend his offer, and to postpone the Dec. 17 special shareholder meeting.

HBC's special committee said Monday it is skeptical of Catalyst's financing plans, but also noted the Baker group's warning that it was unwilling to sell its 20-per-cent stake in the company.

In a statement Tuesday, the Baker group said it will not sue again, and laid into Catalyst. The group, known legally as Rupert Acquisition LLC (Prince Rupert was the first governor of Hudson's Bay Co.), said the rejected Catalyst

bid is "an illusory offer, intended to mislead minority shareholders [and] manipulate the market."

The Baker group said Catalyst's financing assumptions were unrealistic, and even if successful, would lead the company's balance sheet with too much debt.

Rupert Acquisition said it has filed a complaint with the OSC about Catalyst's "misleading disclosure" regarding "the adequacy of its publicly stated financing arrangements... and their purported 'locking position' in respect of our transaction."

The machinations set the stage for a busy two weeks. If regulators allow the bid to proceed, the sides will then jockey for support from undecided shareholders.

Catalyst runs just under one-third of the two million shares of HBC not held by the Baker group. The Baker group needs to get a majority of the votes cast by the

other shareholders. Every share left unvoted helps the Catalyst cause.

Catalyst has said it has spoken to shareholders opposed to the transaction and believes there are enough votes to kill the deal—but it hasn't filed any documents with regulators saying they have voting agreements with them to support the Catalyst position.

Shareholders, who hold a stock in the deal as low as \$0.22 this year, may ultimately have to decide between retaining ownership in a troubled public company led by Mr. Baker or selling their shares to create a troubled private company led by Mr. Baker.

HBC closed at \$9.24, down nearly 5 per cent from Monday. The OSC confirmed after the market closed that it would hold the hearing.

Catalyst is "a handful of minority shareholders opposing

the bid, saying it undervalues the company's real estate to the benefit of the executive chairman and his fellow holders. The group includes Rhone Capital LLC, Work Property Advisors, Hanover Investments (Luxembourg) SA and Abrams Capital Management LP.

The Baker group announced a plan to privatize HBC last June, saying the move would allow the company to complete its turnaround of the struggling retail operations away from the attention of public shareholders who have seen their investments dwindle despite a series of asset sales and store closures.

But Catalyst and other minority shareholders have complained that the money on offer does not reflect the value of its properties, some of which are in prime locations such as midtown Manhattan and downtown Vancouver.

Desjardins replaces senior leaders after privacy breach

NICOLA VAN PRAET

Desjardins Group is shaking up its senior leadership ranks in the wake of a massive privacy breach that hit all its 4.2 million members earlier this year.

The Quebec-based banking co-operative said Tuesday it has severed ties with chief operating officer Denis Berthiaume, the institution's second highest-ranking executive, as well as with information technology chief Charles Hétu.

Both men are no longer employed with Desjardins effective immediately, the group said.

"Trust between a president and their management committee is essential, in light of the events of the last few months. Few decided changes must be made to our senior management team," Desjardins Group president and CEO Guy Cormier said in a statement.

Desjardins stunned clients and observers last month when it revealed that a theft of customer data it disclosed in June was much worse than first thought.

Based on new information provided by police, the co-operative said information belonging to 4.2 million members were compromised, up from an initial tally of 2.6 million.

The personal information includes names, birth dates and social insurance numbers on largely personal records, according to Desjardins. Account access information, such as passwords, were not accessed, the group has said.

The data breach, among the largest known leaks in the Canadian financial services sector, has rattled Desjardins and forced it to the defensive.

Mr. Cormier was summoned in front of Quebec politicians last month to explain the situation, an appearance in which he said Desjardins was not the first company to experience fraud from an employee.

What happened to Desjardins amounts to "a brutal wake-up call that shouldn't be wasted," Mr. Cormier told a legislative committee. He called for better protection of personal data by all those who keep it, including governments.

A rogue employee at Desjardins was behind the data leak, the co-operative has said. The person has since been fired and a police investigation continues.

Desjardins offered identified theft protection and fraud insurance free of charge to its members as a result of the breach. It also launched an internal review. The senior executive changes are based on the findings of the review, Desjardins said in Tuesday's statement. It did not elaborate.

Desjardins has named Réal Bellemare, chief financial officer, to replace Mr. Berthiaume. Mr. Bellemare will also take over Mr. Hétu's duties as executive vice-president of information technology on an interim basis, the group said. Alain Lepoulain, currently vice-president of finance, takes over as CFO.

One of Mr. Bellemare's main tasks will be to form what Desjardins calls a new "security of life." The bureau will co-ordinate initiatives across the group and put in place integrated, cross-sector security strategies to protect Desjardins members and clients, the co-operative said.

BUSINESS CLASSIFIED

TO PLACE AN AD CALL: 1-866-999-9237 EMAIL: ADVERTISING@GLOBEANDMAIL.COM

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF ILLINOIS
AMERICAN, INC. Chapter 11, Title 11, U.S.C. Debtor
WORK OF CLASSIFIED FOR FILING OF PROCEEDINGS UNDER TITLE 11 OF THE U.S. BANKRUPTCY CODE
MEMORANDUM OF DECISION
 The Court has reviewed the proposed Plan of Reorganization and the Disclosure Statement filed by the Debtor and the Committee of Creditors. The Court finds that the Plan and Disclosure Statement comply with the requirements of the Bankruptcy Code and the Federal Bankruptcy Rules. The Court grants the Debtor's motion for approval of the Plan and Disclosure Statement.

IN THE COURT OF QUEEN'S BENCH OF ALBERTA (COMMERCIAL LIST)
IN THE MATTER OF THE TRUSTEE ACT, RSA 2000, C T-8 SECTIONS 43 AND 46
AND IN THE MATTER OF WESTPOINT CAPITAL CORPORATION, WESTPOINT CAPITAL MANAGEMENT CORPORATION, WESTPOINT CAPITAL SERVICES CORPORATION, WESTPOINT SYNDICATED MORTGAGE CORPORATION, CANADIAN PROPERTY DIRECT CORPORATION, WESTPOINT MASTER LIMITED PARTNERSHIP, RIVER'S CROSSING LTD., 1897869 ALBERTA LTD., 1780384 ALBERTA LTD., 1897837 ALBERTA LTD. AND THE VILLAGE AT PALDI ENT. LTD.

Notice To Creditors of Westpoint Capital Corporation, Westpoint Capital Management Corporation, Westpoint Capital Services Corporation, Westpoint Syndicated Mortgage Corporation, Canadian Property Direct Corporation, Westpoint Master Limited Partnership, River's Crossing Ltd., 1780384 Alberta Ltd., 1897837 Alberta Ltd. and The Village at Paldi Ent Ltd. (collectively the "Companies" or "WCC et al.")

RE: NOTICE OF CLAIMS PROCEDURE FOR WCC et al.

PURSUANT TO THE CLAIMS PROCEDURE ORDER PLEASE TAKE NOTICE that this notice is being published pursuant to an order of the Court of Queen's Bench for Alberta dated November 13, 2019 (the "Claims Procedure Order") establishing a procedure for determining the amount of Claims (as defined in the Order) against WCC et al. The Court has ordered that the Receiver send Proof of Claims forms to the known creditors of the Companies. Any person who has not received a Proof of Claim form and who believes that they have a claim against the Companies should send a completed Proof of Claim to the Receiver to be received by 5:00 p.m. (Mountain Standard Time) on January 31, 2020 (the "Claims Bar Date").

CLAIMS WHICH ARE NOT RECEIVED BY THE RECEIVER BY THE CLAIMS BAR DATE WILL BE BARRED AND EXTINGUISHED FOREVER.
 a) Creditors who have not received a Proof of Claim from the Receiver may download a copy from our website at: <http://www.exchangers.bdo.ca/WCC ET AL.>, or alternatively you may contact Jesse McDonald at BDO Canada Limited, the Court-Appointed Receiver of WCC et al. to obtain a Proof of Claim package.

DATED at Edmonton, this 4th day of December, 2019.

BDO CANADA LIMITED
 616, 10236 124 Street
 Edmonton, AB T5N 4A3
 Attention: Jesse McDonald
 Email: jmcdonald@bdo.ca
 Tel: 780-441-2159
 Fax: 780-424-3222



COURT FILE NO. CV-19-631523-00CL ONTARIO SUPERIOR COURT OF JUSTICE COMMERCIAL LIST

IN THE MATTER OF THE COMPANIES' CREDITORS ARRANGEMENT ACT, R.S.C. 1985, c. C-36, AS AMENDED ("CCAA")

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF CLOVER LEAF HOLDINGS COMPANY, CONNORS BROS. CLOVER LEAF SEAFOODS COMPANY, K.C.R. FISHERIES LTD., 6162410 CANADA LIMITED, CONNORS BROS. HOLDING COMPANY AND CONNORS BROS. SEAFOODS COMPANY (collectively, "CLOVER LEAF" or the "APPLICANTS").

TAKE NOTICE THAT the Applicants commenced proceedings under the Companies' Creditors Arrangement Act ("CCAA") and were granted the "Trustee Order" by the Ontario Superior Court of Justice (Commercial List) (the "Court") on November 22, 2019.

The Initial Order, among other things, appointed Alvarez & Marsal Canada Inc. as Monitor (the "Monitor") of the business and financial affairs of Clover Leaf.

As required by section 23(1)(xxi) of the CCAA, notice is hereby given that a copy of the Initial Order has been posted on the Monitor's website at www.alvarezandmarsal.com/cloverleaf.

The Monitor will post additional relevant information and documentation related to these proceedings on the Monitor's website as they become available. For further information, contact the Monitor directly at:

Alvarez & Marsal Canada Inc.
 Royal Bank Plaza, South Tower
 250 Bay Street, Suite 2900
 P.O. Box 22
 Toronto ON M5J 2J1

Attention: Clover Leaf Monitor
 Monitor Hotline: 1-888-447-5187
 Email: cloverleaf@alvarezandmarsal.com

Notice of Meeting Computershare

Notice is hereby given that the following meeting of shareholders has been decided.

Issuer	Type	Record Date	Meeting Date
Devoir GDM Corporation	Special Meeting	December 16, 2019	January 28, 2020

Report on Business

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HOROSCOPE by Jacqueline Bigar

HOROSCOPE

JACQUELINE BIGAR

Note: Bigar's Stars is based on the degree of your sun at birth. The sign name is simply a label astrologers put on a set of degrees for convenience. For best results, readers should refer to the dates following each sign.

A baby born today has a Sun in Sagittarius and a Moon in Pisces.

Wednesday, Dec. 4, 2019

Aries (March 21-April 19)

★★★ You may feel subdued, but you will recharge during the day. Your power of observation will be enhanced. You could feel as if you cannot express your feelings about a key matter just yet. Tonight: Let someone else make the first move.

Taurus (April 20-May 20)

★★★★★ Your vision of what is possible could be enhanced because of a discussion. You also see the power of brainstorming and suggestions. An older friend has an interesting approach. Tonight: Spontaneity works.

Gemini (May 21-June 20)

★★★★ Be responsive to another person's suggestions. You might not completely get the logic behind his or her ideas. Work with an inner tension that seems to be building between work and your innate desires. Tonight: Up till the wee hours.

Cancer (June 21-July 22)

★★★★ Defer to a child or loved one. This person has a lot on his or her mind but also can be a vessel for great ideas. Feelings seem to emote from others as well as you. Tonight: Follow the music.

Leo (July 23-Aug. 22)

★★★★ Do not take offense from someone who often assumes a very strong stand. Sometimes you find this person's sense of right and wrong somewhat cloudy. Enjoy your differences. Tonight: Dinner for two.

Virgo (Aug. 23-Sept. 22)

★★★★ Knowing when to defer to others, or specifically one person, is nothing less than smart. Today, you want to flow with this specific person. You often feel influenced by others, which you need sometimes. Tonight: Why not accept an invitation?

Libra (Sept. 23-Oct. 22)

★★★ Focus on clearing out your errands and any extra work you might have. Once involved in a project, you might not want to stop or even visit with others. Tonight: Know when to call it a night.

Scorpio (Oct. 23-Nov. 21)

★★★ For some of you, you might be dealing with making the first move toward someone of interest. You really have nothing to lose. Tonight: Allow your creativity to flow.

Sagittarius (Nov. 22-Dec. 21)

★★★ Emphasize your priorities. You also might appreciate a conversation with those who might be involved. Discussing how much you are willing to invest in a home or some family business might be important. Tonight: Chat over dinner.

Capricorn (Dec. 22-Jan. 19)

★★★★ Your efforts come back in multiples. If you ask a question, you might easily get one or more answers. If trying to encourage others to pitch in on a project, expect too many volunteers. Do not worry; you can handle this. Tonight: Visit with a friend.

Aquarius (Jan. 20-Feb. 18)

★★★ You cannot be too cautious about your actions and your spending. Matters easily could get out of control, which in the long run will discourage you. Tonight: A meeting or get-together of friends could set you back on course.

Pisces (Feb. 19-March 20)

★★★★★ You naturally say and do the right thing. A friend could urge you to make an important decision that you might have been putting off. Tonight: Up to you.

Born Today

Actor Jeff Bridges (1949), model/TV personality Tyra Banks (1973), rapper/entrepreneur Jay-Z (1969)

Legal & Tender Notices

IN THE COURT OF QUEEN'S BENCH OF ALBERTA (COMMERCIAL LIST)

IN THE MATTER OF THE TRUSTEE ACT, RSA 2000, C T-8 SECTIONS 43 AND 46 AND IN THE MATTER OF

WESTPOINT CAPITAL CORPORATION, WESTPOINT CAPITAL MANAGEMENT CORPORATION, WESTPOINT CAPITAL SERVICES CORPORATION, WESTPOINT SYNDICATED MORTGAGE CORPORATION, CANADIAN PROPERTY DIRECT CORPORATION, WESTPOINT MASTER LIMITED PARTNERSHIP, RIVER'S CROSSING LTD., 1897869 ALBERTA LTD., 1780384 ALBERTA LTD., 1897837 ALBERTA LTD., and THE VILLAGE AT PALDI ENT. LTD.

Notice To Creditors of Westpoint Capital Corporation, Westpoint Capital Management Corporation, Westpoint Capital Services Corporation, Westpoint Syndicated Mortgage Corporation, Canadian Property Direct Corporation, Westpoint Master Limited Partnership, River's Crossing Ltd., 1897869 Alberta Ltd., 1780384 Alberta Ltd., 1897837 Alberta Ltd. and The Village at Paldi Ent Ltd. (collectively the "Companies" or "WCC et al.")

RE: NOTICE OF CLAIMS PROCEDURE FOR WCC ET AL. PURSUANT TO THE CLAIMS PROCEDURE ORDER

PLEASE TAKE NOTICE that this notice is being published pursuant to an order of the Court of Queen's Bench of Alberta dated November 13, 2019 (the "Claims Procedure Order") establishing a procedure for determining the amount of Claims (as defined in the Order) against WCC et al. The Court has ordered that the Receiver send Proof of Claim forms to the known creditors of the Companies. Any person who has not received a Proof of Claim form and who believes that they have a claim against the Companies should send a completed Proof of Claim to the Receiver to be received by 5:00 p.m. (Mountain Standard Time) on January 31, 2020 (the "Claims Bar Date").

CLAIMS WHICH ARE NOT RECEIVED BY THE RECEIVER BY THE CLAIMS BAR DATE WILL BE BARRED AND EXTINGUISHED FOREVER.

a. Creditors who have not received a Proof of Claim from the Receiver may download a copy from our website at <http://www.extranets.bdo.ca/WCC ET AL.>, or alternatively you may contact Jesse McDonald at BDO Canada Limited, the Court-Appointed Receiver of WCC et al. to obtain a Proof of Claim package.

DATED at Edmonton, this 4th day of December 2019.
BDO CANADA LIMITED
616, 10216 124 Street
Edmonton, AB T5N 4A3
Attention: Jesse McDonald
Email: jemcdonald@bdo.ca
Phone: 780-441-2159
Fax: 780-424-3222



Notice to the Creditors of

Ticho Landtran Transport Ltd. ("Ticho Landtran"), 1456998 Alberta Ltd. ("1456998"), 1456982 Alberta Ltd. ("1456982") and Ventures West Transport Limited Partnership ("Ventures West", collectively the "Companies")

UNIVERSAL Sudoku Solution

SOLUTION:

6	8	1	4	7	5	9	2	3
9	3	5	8	1	2	7	4	6
2	4	7	6	3	9	8	1	5
8	9	9	7	6	1	5	2	1

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EXHIBIT 4

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

Lewis, David

From: Kevin Chapotelle <kpchapotelle@bryanco.com>
Sent: September 14, 2020 4:38 PM
To: 'twarner@millerthomson.com'; Lewis, David
Subject: [EXT] FW: City of Spruce Grove v Westpoint Capital Corporation (B&C file: 26105-227)
Attachments: Proposed Consent Order.PDF

Gentlemen,

I received the attached letter earlier today. The letter was sent to my attention as I filed a Statement of Defence on behalf of Westpoint Capital Corporation back on January 30, 2019 and my office is therefore the address for service for Westpoint Capital Corporation in this matter.

As this matter would be caught by the receivership order, is the action not stayed?

If you require my office to respond, let me know. Otherwise, I will assume that Terry's office will handle the response.

Respectfully,

Kevin P. Chapotelle

Partner

780-420-4716

kpchapotelle@bryanco.com



Bryan & Company LLP
2900 Manulife Place, 10180 101 Street,
Edmonton, Alberta, T5J 3V5
Office (780) 423-5730 | Fax (780) 428 6324
Toll free 1 800 357 9265
bryanco.com

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Information contained in this communication may be confidential and is intended only for the use of the individual named above subject to solicitor client privilege. If you are not the named addressee you should not disseminate, distribute or copy this e-mail. If you have received this email in error please notify the sender

From: Ashley Chahade [mailto:ACHahade@kennedyagrios.com]
Sent: Monday, September 14, 2020 3:13 PM
To: Kevin Chapotelle <kpchapotelle@bryanco.com>
Cc: twarner@millerthomson.com; Scott Harwardt <SHarwardt@kennedyagrios.com>
Subject: City of Spruce Grove v Westpoint Capital Corporation (B&C file: 26105-227)

Please refer to the attached correspondence, along with the enclosures, sent on behalf of Scott Harwardt.

Ashley Chahade

Legal Assistant

Kennedy Agrios LLP

Barristers and Solicitors

1325 Manulife Place

10180 - 101 Street

Edmonton AB T5J 3S4

Phone: (780) 969-6920

Fax: (780) 969-6901

Email: achahade@kennedyagrios.com

Scott E. B. Harwardt
Direct Line: (780) 969-6907
sharwardt@kennedyagrios.com

Delivered via Email
(kpchapotelle@bryanco.com)

Our File No.: 76009-4 JAA

September 14, 2020

Bryan & Company LLP
Barristers & Solicitors
2600 Manulife Plce
10180 - 101 Street
Edmonton AB T5J 3Y2

Attention: Kevin P. Chapotelle

Dear Sir:

Re: City of Spruce Grove v Westpoint Capital Corporation
Court File Number 1803 20784

We are writing in respect of this matter to seek your consent to an Order amending the Statement of Claim to name Westpoint Investment Trust and Westpoint Capital Management Corporation as additional defendants on the basis that they received the liabilities of Westpoint Capital Performance Mortgage Investment Corporation under the plan of arrangement.

Attached please find a draft Consent Order, together with a draft Amended Statement of Claim for your review.

If you are able to consent to the proposed amendment, please confirm same and return an executed copy of the Consent Order to our office by no later than Friday, September 18, 2020, failing which we anticipate receiving instructions to commence an Application in respect of same.

Yours truly,

KENNEDY AGRIOS LLP

Per: 

SCOTT E. B. HARWARDT
SEBH/ac
Enclosure

cc. Miller Thomsen LLP
Attention: Terrence M. Warner
- delivered via email -

cc. client

Clerk's Stamps

COURT FILE NUMBER: 1803 20784

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE: EDMONTON

PLAINTIFF: CITY OF SPRUCE GROVE

DEFENDANTS: WESTPOINT CAPITAL CORPORATION

DOCUMENT: CONSENT ORDER

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT: **Janice A, Agrios, Q.C. / Scott E. B. Harwardt**
Kennedy Agrios LLP
Barristers and Solicitors
1325, 10180 – 101 Street
Edmonton, AB T5J 3S4

Phone: (780) 969-a
Fax: (780) 969-6901

File: 76009-4 JAA

DATE ON WHICH ORDER WAS PRONOUNCED:

LOCATION WHERE ORDER WAS PRONOUNCED:

NAME OF THE MASTER/JUDGE WHO MADE ORDER:

UPON THE APPLICATION of the Plaintiff, the City of Spruce Grove; AND UPON REVIEWING the pleadings in this action and proposed Amended Statement of Claim; AND UPON NOTING the consent of counsel for the Defendant, Westpoint Capital Corporation and counsel for the court appointed Receiver of the proposed added Defendants, Westpoint Investment Trust and Westpoint Capital Management Corporation; IT IS HEREBY ORDERED AND DIRECTED THAT:

1. Westpoint Investment Trust and Westpoint Capital Management Corporation be added as Defendants to this action.

2. The Plaintiff shall be at liberty to file an Amended Statement of Claim in accordance with the proposed Amended Statement of Claim attached hereto as Schedule "A".
3. The Plaintiff shall serve the Defendants with a copy of this Order, along with the Amended Statement of Claim within 14 days of the date of this Order.
4. Each party shall bear its own costs of this Application.

MASTER IN CHAMBERS
COURT OF QUEEN'S BENCH OF ALBERTA

CONSENTED TO BY:

BRYAN & COMPANY LLP

MILLER THOMSON LLP

Per: _____

Kevin P. Chapotelle,
Counsel for the Defendant,
Westpoint Capital Corporation

Per: _____

Terrence M. Warner,
Counsel for the Receiver,
BDO Canada Limited

KENNEDY AGRIOS LLP

Per: _____

Scott E. B. Harwardt,
Counsel for the Plaintiff,
City of Spruce Grove

SCHEDULE A

Clerk's Stamp:

COURT FILE NUMBER: 1803 20784

COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE: EDMONTON

PLAINTIFF: CITY OF SPRUCE GROVE

DEFENDANTS: **WESTPOINT CAPITAL CORPORATION,
WESTPOINT INVESTMENT TRUST, by its Trustee,
WESTPOINT CAPITAL CORPORATION and
WESTPOINT CAPITAL MANAGEMENT CORPORATION**

DOCUMENT: **AMENDED STATEMENT OF CLAIM**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT: **Janice A, Agrios, Q.C.
Kennedy Agrios LLP
Barristers and Solicitors
1325, 10180 – 101 Street
Edmonton, AB T5J 3S4**

Phone: (780) 969-6911

Fax: (780) 969-6901

File: 76009-4 JAA

NOTICE TO DEFENDANT

You are being sued. You are a defendant.

Go to the end of this document to see what you can do and when you must do it.

STATEMENT OF FACTS RELIED ON:

1. The Plaintiff, City of Spruce Grove, is a municipal corporation pursuant to the *Municipal Government Act*, RSA 2000, c M-26.
2. The Defendant, Westpoint Capital Corporation (the "Trustee"), is a named Alberta corporation and trustee of the Defendant, Westpoint Investment Trust (the "Trust").
3. The Defendant, Westpoint Capital Management Corporation ("WCMC") is a named Alberta corporation.

The Letter of Credit

4. On or about August 8th, 2014 the Westpoint Capital Performance Mortgage Investment Corporation (“PMIC”) issued an irrevocable letter of credit to the Plaintiff in the amount of \$1,155,378.50 (the “LOC”).

5. PMIC issued the LOC to the Plaintiff at the request of PMIC’s client 1831575 Alberta Ltd. (“575”) in relation to a development project known as Spruce Grove Ridge Gardens – Stage 3.

6. The terms of the LOC oblige PMIC to honor the Plaintiff’s written demands for payment up to the total amount of \$1,155,378.50, without enquiring whether the Plaintiff is entitled to such payment as against 575, and without recognizing any claim or objection by 575 to such payment.

7. Further, the LOC expressly states that it shall be automatically extended without amendment from year to year, unless at least 30 days prior to any expiration date, PMIC notifies the Plaintiff in writing by registered mail that PMIC has elected not to renew for any additional period (the “Termination Notice”).

8. The Plaintiff has not received a Termination Notice from PMIC by registered mail, as required by the conditions of the LOC, or at all.

9. The LOC represents, and has been at all material times, a conditional obligation on PMIC to pay the City upon demand.

Dissolution of PMIC and Articles of Arrangement

10. On or about July 14, 2015, PMIC was dissolved or wound up pursuant to the Articles of Arrangement filed at the Corporate Registry (Corporate Access # 2014957175) (the “Articles of Arrangement”) as approved by the Final Order of Madam Justice Veit of the same date (the “Veit Order”).

11. The Trustee was named as a party to the application to have the Articles of Arrangement approved by the Veit Order, and is expressly bound by the terms thereof.

12. Pursuant to the Articles of Arrangement and the Veit Order, the Trustee, the Trust and WCMC obtained all of PMIC's assets and assumed all of PMIC's obligations, including PMIC's obligation to the City pursuant to the LOC.

13. The City received no notice of the Articles of Arrangement or the Veit Order.

14. At no time did the Trustee, the Trust or WCMC notify the City, as required by the terms of the LOC or at all, that the LOC would not be renewed.

15. The LOC remains valid and represents a continuing obligation on the Trustee to honor any demand made in accordance with its terms.

The Demand

16. On or about July 26, 2018 the Plaintiff issued a written demand to PMIC for payment in the amount of \$1,155,378.50 pursuant to the LOC (the "First Demand Letter").

17. On or about August 27, 2018 the Plaintiff received a response to the First Demand Letter from Marnie Kiel, Chief Operating Officer of the Trustee, indicating that PMIC had been dissolved and therefore could not honor the LOC.

18. On or about September 6th, 2018 the solicitors for the Plaintiff sent a letter to the Trustee (the "Second Demand Letter") reiterating the City's demand for payment pursuant to the LOC, accompanied by copies of the First Demand Letter, Articles of Arrangement, and the Veit Order.

19. On or about September 25th, 2018, the City personally served copies of the First Demand Letter, the Second Demand Letter, the Articles of Arrangement, and the Veit Order on the counter of the Trustee's registered office.

20. The Trustee, the Trust and WCMC have failed to honor their obligations pursuant to the LOC, the Articles of Arrangement, and the Veit Order.

21. The Trustee, the Trust and WCMC are truly and justly indebted to the Plaintiff in the amount of \$1,155,378.50.

22. The Plaintiff proposes that the trial of this action be held at the Law Courts, in the City of Edmonton, in the Province of Alberta. In the Plaintiff's opinion, this action will not likely take more than twenty-five (25) days to try.

REMEDY SOUGHT:

23. Judgment against the Trustee, the Trust and WCMC joint and severally in the amount of \$1,155,378.50.

24. Pre-judgment interest pursuant to the *Judgment Interest Act*;

25. Costs of this action;

26. Such other remedy as this Honourable deems just in the circumstances.

NOTICE TO DEFENDANT(S)

You only have a short time to do something to defend yourself against this claim:

20 days if you are served in Alberta

1 month if you are served outside Alberta but in Canada

2 months if you are served outside Canada

You can respond by filing a statement of defence or a demand for notice in the office of the clerk of the Court of Queen's Bench at Edmonton, Alberta, AND serving your statement of defence or a demand for notice on the Plaintiff's address for service.

WARNING

If you do not file and serve a statement of defence or a demand of notice within your time period, you risk losing the law suit automatically. If you do not file, or do not serve, or are late in doing either of these things, a court may give a judgment to the Plaintiff against you.

EXHIBIT 5

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

Westpoint Capital Corporation
 Intercompany Matrix
 March 31, 2019

Intercompany Balances

	WCC	WIT	WCSC	WCMC	CPDC	MaLP	WCMC Rental
WCC							
WIT		(100.00)	(479,868.74)	(468,017.17)	-	(206,497.51)	-
WCSC	100.00		100.00	(23,116.87)	-	2,198,238.75	-
WCMC	479,868.74	(100.00)		(1,238,946.83)	-	876,238.56	-
CPDC	468,017.11	23,116.87	1,238,946.83		-	1,666,759.69	-
MaLP	4,302.11	-	-	-	-	164.00	-
WCMC Rental	206,497.49	(2,198,238.75)	(876,238.56)	(1,666,759.69)	-	92,958.35	(92,958.35)

WCC and WCMC

	WCC and MaLP	WCSC and WCMC	WCC and MaLP	WCSC and WCMC
WCC	468,017.11	WCC	206,497.49	WCC
WCMC	468,017.17	WCMC	206,497.51	WCMC
Variance	(0.06)	Variance	(0.02)	Variance
	NS		NS	

WCS and MaLP

	WCS	MaLP	Variance
WCS	1,238,946.83	WCS	(876,238.56)
MaLP	1,238,946.83	MaLP	(876,238.56)
Variance	0.00	Variance	0.00
	NS		NS

EXHIBIT 6

**The First Supplemental Report to the Judicial
Trustee's Third Report to Court**

Dated January 11, 2023

**Westpoint Capital Corporation et al
Admitted proof of claims filed by creditors**

Creditor Name	WCC	WCSC	WSMC
Bryan & Company LLP	\$ 105,837.82	\$ 24,137.65	\$ 692.99
Black & Associates Appraisal Inc. and Darren Black	13,137.80		
Canada Revenue Agency	-		1,000.00
PWC	8,268.75	-	-
Reynolds Mirth Richards & Farmer LLP	43,088.62	-	-
Waste Management	2,300.56	-	-
Star Prebuild Homes Ltd.	690,743.51	-	-
The City of Spruce Grove	704,667.97		
	\$ 1,568,045.03	\$ 24,137.65	\$ 1,692.99
Bryan & Company LLP	20,242.25	\$ 100.00	\$ -
Black & Associates Appraisal Inc. and Darren Black	2,512.70		
Canada Revenue Agency	-	-	-
PWC	1,581.46	-	-
Reynolds Mirth Richards & Farmer LLP	8,241.01	-	-
Waste Management	440.00	-	-
Star Prebuild Homes Ltd.	132,109.71	-	-
The City of Spruce Grove	134,772.87		
	\$ 299,900.00	\$ 100.00	\$ -
	299,900.00	299,900.00	299,900.00