

District of: ONTARIO  
Division No. 12-Ottawa  
Court No. 33-2618511  
Estate No. 33-2618511

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**IN THE MATTER OF THE BANKRUPTCY OF  
EUREKA 93 INC.  
OF THE CITY OF OTTAWA  
IN THE PROVINCE OF ONTARIO**

**Notice of Bankruptcy**

Take notice that:

1. On February 14, 2020, Eureka 93 Inc. (“**Eureka**” or the “**Bankrupt**”), filed a Notice of Intention to Make a Proposal (“**NOI**”) under Section 50.4(1) of the *Bankruptcy and Insolvency Act*, R.S.C 1985, c.B-3, as amended (the “**BIA**”). Deloitte Restructuring Inc. (“**Deloitte**”) was appointed as Proposal Trustee under the NOI.
2. On June 12, 2020, Eureka filed a Proposal pursuant to Part III of the BIA (the “**Proposal**”).
3. On July 28, 2020 (2:00 p.m. Toronto time via Zoom Meeting), the general meeting of creditors was held to vote on the Proposal (the “**Original General Meeting**”). At the Original General Meeting, Dominion Capital LLC made a motion to adjourn the meeting to a date not less than 30 days later in order to have certain examinations conducted.
4. On August 5, 2020, Justice MacLeod issued a Case Conference Order that, among other things, ordered and directed the Proposal Trustee to complete the vote on the Proposal no later than August 28, 2020. The Proposal Trustee set August 28, 2020 as the date for the reconvened general meeting of creditors (the “**Reconvened Meeting**”).
5. On August 26, 2020, Eureka filed an Amended Proposal (the “**Amended Proposal**”), the one substantive change being to clarify that claims against former directors of Eureka were not released should the Amended Proposal be approved.
6. On August 28, 2020 (11:30 a.m. Toronto time via Zoom Meeting), the Reconvened Meeting was held to vote on the Amended Proposal (the “**Reconvened General Meeting**”). At the Reconvened General Meeting, the vote resulted in the rejection of the Amended Proposal. As a result, Eureka was deemed to have made an assignment into bankruptcy on August 28, 2020. A first meeting of creditors was conducted immediately following the Reconvened General Meeting at which Deloitte’s appointment as Trustee was affirmed. No inspectors were appointed. A copy of the Certificate of Assignment is enclosed for your reference.
7. Enclosed with this notice is a proof of claim form in the bankruptcy estate as at August 28, 2020.
8. Creditors must prove their claims against the estate of the Bankrupt in order to share in any distribution of the proceeds realized from the estate.

Dated at Toronto, Ontario, this 4<sup>th</sup> day of September, 2020.

**DELOITTE RESTRUCTURING INC.**

in its capacity as Licensed Insolvency Trustee in the Bankruptcy of  
Eureka 93 Inc. and not in its personal or corporate capacity.

Per: 

Hartley Bricks, MBA, CPA, CA, CIRP, LIT  
Senior Vice President