

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

**IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C-43,  
as amended and Section 47(1) of the *Bankruptcy and Insolvency Act* (Canada)**

**HSBC BANK CANADA**

Applicant

– and –

**FREIGHTCAN GLOBAL INC.**

Respondent

**REPLY MOTION RECORD**

March 29, 2016

**Thornton Grout Finnigan LLP**  
Barristers and Solicitors  
100 Wellington Street West  
Suite 3200  
Toronto ON M5K 1K7

**D.J. Miller (LSUC# 34393P)**

Tel: (416) 304-0559

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Lawyers for the Court-Appointed Receiver,  
Deloitte Restructuring Inc.

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
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**I N D E X**

<b>Tab</b>	<b>Document</b>
1	Supplemental Report of the Receiver, dated March 29, 2016
A	Exhibit “A” – Letter from Deloitte to the Landlord, dated March 3, 2016
B	Exhibit “B” – Email from Sitaram to Deloitte (with attachment), dated March 16, 2016
C	Exhibit “C” – Email from TGF to Sitaram, dated March 18, 2016
D	Exhibit “D” – Responding Materials of the Landlord, served March 24, 2016
E	Exhibit “E” – PPSA Search against Freightcan
F	Exhibit “F” – Section 18(1) Request dated January 6, 2015
G	Exhibit “G” – Parcel Report of 5155 Spectrum Way, Unit 15, Mississauga

H	Exhibit “H” – Email from Sukhvinder Kaur to Prasad (undated)
I	Exhibit “I” – Parcel Report dated March 29, 2016
J	Exhibit “J” – Charge/Mortgage of Land for 5155 Spectrum Way, Unit 15, Mississauga
K	Exhibit “K” - Letter from Pandher to Dhillon, dated July 26, 2015
L	Exhibit “L” – Email from Prasad to Dhillon re Freightcan TD Accounts, dated July 26, 2015
M	Exhibit “M” – Email Chain between Prasad and Dhillon, dated July 27, 2015
N	Exhibit “N” - Email from Dhillon to Prasad (undated)

**TAB 1**

Court File No. CV-15-10828-00CL

**ONTARIO  
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**IN THE MATTER OF Section 101 of the *Courts of Justice Act*, R.S.O. 1990 c.C-43,  
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Respondent

**SUPPLEMENTAL REPORT OF DELOITTE RESTRUCTURING INC.  
In its capacity as Court-appointed receiver of Freightcan Global Inc.**

## TABLE OF CONTENTS

Introduction	4
Transfer from Freightcan to the Landlord	5
Funds Transferred from Freightcan to Liquid Capital	5
Transfer from Freightcan to Transport Operators and Liquid Capital	7
Relief Sought	10

**EXHIBITS**

<b>EXHIBIT</b>	<b>DESCRIPTION</b>
<b>A</b>	Letter from Deloitte to the Landlord, dated March 3, 2016
<b>B</b>	Email from Sitaram to Deloitte (with attachment), dated March 16, 2016
<b>C</b>	Email from TGF to Sitaram, dated March 18, 2016
<b>D</b>	Responding Materials of the Landlord, served March 24, 2016
<b>E</b>	PPSA Search against Freightcan
<b>F</b>	Section 18(1) Request dated January 6, 2015
<b>G</b>	Parcel Report of 5155 Spectrum Way, Unit 15, Mississauga, dated August 25, 2015
<b>H</b>	Email from Sukhvinder Kaur to Prasad (undated)
<b>I</b>	Parcel Report dated March 29, 2016
<b>J</b>	Charge/Mortgage of Land for 5155 Spectrum Way, Unit 15, Mississauga, dated March 29, 2015
<b>K</b>	Letter from Pandher to Dhillon, dated July 26, 2015
<b>L</b>	Email from Prasad to Dhillon re Freightcan TD Accounts, dated July 26, 2015
<b>M</b>	Email Chain between Prasad and Dhillon, dated July 27, 2015
<b>N</b>	Email from Dhillon to Prasad (undated)

## A. INTRODUCTION

1. The purpose of this supplemental report of the Receiver (the “**Supplemental Report**”) is to provide the Court with information with respect to events which have transpired following the service of its Special Report to the Court dated January 20, 2016, and to address certain matters set out in: (i) the affidavit of Sol Roter, sworn on March 21, 2016 on behalf of Liquid Capital (the “**Roter Affidavit**”); and (ii) the affidavit of Balkaran Dhillon, sworn on March 16, 2016 on behalf of Transport Operators (the “**Dhillon Affidavit**”). Unless otherwise defined in this Supplemental Report, capitalized terms will have the meaning ascribed in the Special Report.
2. In the Roter Affidavit, Liquid Capital has raised matters that purport to relate to the conduct of HSBC Bank Canada (the “**Bank**”), in or about January 2015. At that time, the Receiver had not yet been appointed by the Court as Receiver in this proceeding; however, the application materials in respect of the receivership had been prepared (in respect of which Deloitte had executed a Consent to act as Receiver), and Deloitte had been retained as a consultant by the Bank since February 2014, with the consent of Freightcan. Accordingly, the Receiver has direct knowledge of all matters contained in this Supplemental Report, including those relating to the period prior to its appointment as Receiver by the Court.
3. On this motion, the Receiver is seeking the return of funds transferred from the Freightcan TD Accounts to (i) the Landlord; (ii) Transport Operators; and (iii) Liquid Capital, without the knowledge or consent of the Receiver, after the date of the Appointment Order. The Receiver has set out the information and evidence it has gathered in response to the Roter Affidavit and the Dhillon Affidavit that is relevant to each of these transfers below.
4. Reference is made to paragraph 40 of the Special Report which sets out that CAD \$27,601.47 and USD \$58,430.00 had been transferred without the knowledge or consent of the Receiver, from Freightcan’s bank accounts held at TD subsequent to the effective time of the Appointment Order. All of these transfers or cheques were initiated or signed by Prasad or Sitaram. These amounts were more particularly described as follows:
  - (a) Paragraph 40(a) of the Special Report sets out five unauthorized transfers totaling CAD \$27,601.47, of which CAD \$24,950.00 was wire transferred to the Landlord.
  - (b) Paragraph 40(b) of the Special Report sets out three unauthorized transfers totaling USD \$58,430.00, of which USD \$34,730.00 and USD \$23,700.00 was transferred to Transport Operators and Liquid Capital, respectively.



## **B. TRANSFER FROM FREIGHTCAN TO THE LANDLORD**

### **1. Return of the CIBC Funds**

5. By way of update to the Court, on March 2, 2016, CIBC voluntarily returned CAD \$11,771.19 to the Receiver (the “**CIBC Funds**”), which it indirectly received from the Landlord by way of a transfer of funds from Freightcan’s TD Account to the Landlord on August 18, 2015. As a result, the amount that the Receiver is seeking to be returned from the Landlord is reduced to CAD \$13,178.81 (i.e. \$24,950.00 less \$11,771.19).

### **2. Communication with the Landlord**

6. On March 3, 2016, the Receiver wrote to the Landlord to advise it of the return of the CIBC Funds (the “**March 3<sup>rd</sup> Letter**”). A copy of the March 3<sup>rd</sup> Letter is attached at Exhibit “**A**”.
7. On March 16, 2016, Sitaram, on behalf of the Landlord, replied to the March 3<sup>rd</sup> Letter. In his email, Sitaram simply referred to and attached his prior letter and covering email to the Receiver, dated October 8, 2015, and a statement of accounts purporting to show amounts owing by Freightcan to the Landlord. The October 8, 2015 letter was previously appended as Exhibit “**Z**” to the Special Report. A copy of the March 16, 2016, email and attachments are appended as Exhibit “**B**”.
8. On March 18, 2016, counsel to the Receiver replied to Sitaram’s email and advised that they had not yet received responding materials from either Prasad or the Landlord with respect to the within motion. A copy of the March 18, 2016, email is attached as Exhibit “**C**”.
9. On March 24, 2016, after the date required, the Landlord served their responding materials. The Receiver does not believe that these materials have been filed with the Court. To assist the Court, the Receiver has attached them as Exhibit “**D**”.

## **C. FUNDS TRANSFERRED FROM FREIGHTCAN TO LIQUID CAPITAL**

### **1. *Personal Property Security Act (Ontario)* (“**PPSA**”) Registration**

10. In his Affidavit, Mr. Roter suggests, among other things, that Liquid Capital would not have discharged its PPSA registration or continued to enter into any further finance program transactions with Freightcan had it known that Freightcan was in default of its indebtedness to the Bank.
11. The Receiver understands that in early January 2015, Thornton Grout Finnigan LLP (“**TGF**”), the Bank’s counsel, ordered a PPSA search for Freightcan. The results of that search indicated that Liquid Capital Finance Inc. had very recently registered a security interest against Freightcan on November 27, 2014, against all classes of collateral. A copy of the PPSA search is attached as Exhibit “**E**”, and the registration in question appears on page 2.

12. On January 6, 2015, TGF sent a letter to Liquid Capital Finance, pursuant to section 18(1) of the PPSA (the “**Section 18(1) Request**”) in respect of this recent PPSA registration. The Section 18(1) Request asked that Liquid Capital Finance provide to the Bank, as a secured creditor of Freightcan: (i) a statement in writing of the amount of Freightcan’s indebtedness to Liquid Capital Finance and the payment terms thereof; and (ii) a true copy of any and all security documents relating to the PPSA registrations. A copy of the Section 18(1) Request is attached as Exhibit “**F**”.
13. In response to the Section 18(1) Request, Danny Nunes, a lawyer with TGF, had a telephone conversation with Sol Roter on January 7, 2015 regarding the PPSA registration and the relationship between Freightcan and the Liquid Capital businesses, the contents of which were relayed to the Receiver and the Bank. Mr. Roter advised, among other things, that Liquid Capital:
  - (a) was not factoring Freightcan’s receivables;
  - (b) had only done one transaction with Freightcan; and
  - (c) does not rely on the PPSA registrations as much as they do on credit insurance.
14. Mr. Roter subsequently sent an email, dated January 7, 2015, in response to the Section 18(1) Request and to confirm his conversation with Mr. Nunes. The January 7, 2015 email was previously attached as Exhibit “E” to the Special Report and is contained as Exhibit “B” to the Roter Affidavit.
15. The Bank and its counsel have confirmed to the Receiver that:
  - (a) at no time has a similar Section 18(1) Request ever been received by the Bank from Liquid Capital;
  - (b) at no time have they requested that Liquid Capital discharge its PPSA registration, notwithstanding that the granting of a security interest by Freightcan to any other party caused Freightcan to breach its contractual obligations to the Bank;
  - (c) there would have been no reason for the Bank to require the discharge of Liquid Capital’s PPSA registration, as the Bank’s PPSA registration was at all times in priority to the subsequent registration by Liquid Capital over all classes of collateral;
  - (d) neither the Bank nor its counsel have any information as to any discussions that may have taken place between representatives of Freightcan and representatives of Liquid Capital in relation to the latter’s PPSA registration or its subsequent discharge; and
  - (e) by reason of Bank policy and applicable privacy laws, neither the Bank nor its counsel could have, or would have, volunteered or disclosed any information about Freightcan’s finances to Liquid Capital or any other person, including any acts of default or the existence of a forbearance agreement.
16. While the existence or discharge of a PPSA registration by Liquid Capital appears to have no relevance to the within motion brought by the Receiver, the Receiver has provided the above information for the benefit of the Court.

## **2. Liquid Capital Group Charge on the Mississauga Office**

17. Based on the Receiver's review of an Ontario Land Registry parcel report for Freightcan's Mississauga office located at 5155 Spectrum Way, Unit 15, Mississauga, Ontario (the "**Mississauga Office**"), dated August 25, 2015 (the "**2015 Parcel Report**"), Liquid Capital Group registered a charge on the property in the amount of \$300,000 on August 13, 2015, shortly before the effective date of the receivership pursuant to the August 17, 2015 endorsement of Justice Matheson.
18. In respect of Liquid Capital Group's charge, Freightcan's records included an undated email from Sukhvinder Kaur of Liquid Capital Group to Prasad, copying Dhillon and Dave Pander, that attached a commitment letter in connection with a second mortgage for the Mississauga Office, which states, "*Funds advanced \$300,000.00 as loan to Freight Can Global Inc which is owned by Padmini Prasad and Sita Ram Devi Prasad.*" and "*17. Mortgage proceeds already received by the borrower as loan from Liquid Capital Group Corp.*" From this, it appears that Liquid Capital Group arranged for a charge to be registered on the Mississauga Office, which is owned by the Landlord, in respect of Freightcan debt. Copies of the 2015 Parcel Report and email are attached as Exhibits "**G**" and "**H**" respectively.
19. In the Landlord's responding materials, dated March 24, 2016, the Landlord advised the Receiver that the Mississauga Office has since been sold. On March 29, 2016, the Receiver asked the Landlord for the amount of the sale proceeds, an accounting of the disposition of those sale proceeds, and the closing date for the sale transaction. The Landlord has not yet responded to the Receiver's request, however, an Ontario Land Registry parcel report for the Mississauga Office, dated March 29, 2016 (the "**2016 Parcel Report**"), indicates that the property was transferred for \$1,150,000 on February 3, 2016. A copy of the 2016 Parcel Report is attached as Exhibit "**I**".
20. The 2016 Parcel Report also indicates that the charge registered by Liquid Capital Group was discharged on February 3, 2016. A copy of the mortgage instrument is attached as Exhibit "**J**".

## **D. TRANSFER FROM FREIGHTCAN TO TRANSPORT OPERATORS AND LIQUID CAPITAL**

### **1. Relationship between Dhillon and Prasad (Freightcan)**

21. As set out in the Special Report, Dhillon is a director and secretary of Transport Operators. He is also a director and secretary of Liquid Capital Group, a franchisee of Liquid Capital. The Liquid Capital website identifies Dhillon as the "Local Liquid Capital Principal" for Brampton, Ontario. Dhillon executed the Supply Agreement between Liquid Capital Finance and Freightcan, on behalf of Liquid Capital Finance (Exhibit "A" to the Roter Affidavit and Exhibit "H" to the Special Report). It also appears from the Dhillon Affidavit, the Roter Affidavit, and the email correspondence set out below, that dealings between Liquid Capital and Freightcan were primarily, if not exclusively, through Dhillon.

22. Based on the following information described in the Special Report and in this Supplemental Report, it would appear that Prasad, President and sole director of Freightcan, and Dhillon were closely connected:
- (a) the arrangement of a second mortgage on Prasad/Sitaram's private residence in connection with loans to Freightcan which contemplated Dhillon having full access to a TD bank account and a requirement for Dhillon's prior written permission to allow Freightcan to issue payments from this account to parties other than Liquid Capital, as described below;
  - (b) Dhillon's correspondence with Prasad and Freightcan's legal counsel in the period immediately prior to the August 17, 2015 endorsement of Justice Matheson, including Dhillon's drafted (but unsent) letter dated August 12, 2015 to HSBC with respect to the imminent receivership, which were appended as Exhibit "R" to the Special Report;
  - (c) Dhillon's arrangement for a \$300,000 charge which was registered on the Mississauga Office owned by the Landlord but in respect of Freightcan debt, on August 13, 2015, as described above; and
  - (d) Dhillon's detailed knowledge of Freightcan's financial circumstances and extensive access to books and records since at least the period immediately prior to the execution of the Supply Agreement with Liquid Capital Finance on January 7, 2015.
23. The Receiver has continued to review available books and records of Freightcan and has identified additional correspondence between Dhillon and Prasad that are relevant to the issues raised in the Roter Affidavit and the Dhillon Affidavit, specifically the statements that Transport Operators and Liquid Capital were not aware that Freightcan was experiencing financial difficulties in the summer of 2015 and that it was subsequently put into receivership.
24. On or about July 26, 2015, Dave Pandher, President of Five Star Insurance, wrote to Dhillon indicating that he was willing to help Prasad because of her long term business relationship with Dhillon. Dhillon subsequently forwarded this email to Prasad with a Mortgage Commitment Letter attached. A copy of this email chain and attachment is attached as Exhibit "K".
25. The Mortgage Commitment Letter with respect to a second mortgage on the private residence of Prasad and Sitaram (this property has since been sold) describes Compound Profit Corp. of Suite # 200, 270 Orenda Road, Brampton, Ontario as the lender. Dhillon has represented himself as the Managing Director of Compound Profit Corp. in correspondence reviewed by the Receiver. Paragraphs 21 and 22 of the Mortgage Commitment Letter refer to Freightcan debt and the use of a TD bank account for Liquid Capital purposes, as follows:

*"21 Mortgage proceed will be paid to Liquid Capital Group Corp. to pay out portion of the loan which is given to Freightcan Global Inc.*

*22 Freightcan Global Inc will provide full access to their bank account to monitor any activities. All cheques from TD bank account ( US) account will be issued to Liquid Capital or Liquid Capital instructions unless prior written permission from the Liquid Capital and/or their representatives.”*


26. On or about July 26, 2015, Prasad provided details of the Freightcan TD Accounts to Dhillon. The July 26, 2015 email is attached as Exhibit “L”.
27. On or about July 27, 2015, Prasad sent security information for the Freightcan USD TD Account to Dhillon at Dhillon’s request, including the username and password for online account access, and her answers to the security questions. From this it appears that Dhillon had direct online access to at least the USD TD Account from which the Receivership Trust Funds were transferred without the knowledge or consent of the Receiver. A copy of the July 27, 2015 email chain between Prasad and Dhillon is attached as Exhibit “M”.
28. As noted above, the Mortgage Commitment Letter contemplated Dhillon having full access to a TD bank account and provided that any payments to parties other than Liquid Capital required Dhillon’s prior written permission. In the July 27, 2015 email exchange Prasad listed six payments to non-Liquid Capital entities which the Receiver has reconciled to the USD TD Account activity report that was included in Exhibit “P” of the Special Report.
29. In an undated email from Dhillon to Prasad, copying Dave Pander, Dhillon indicates that he has sent “all the documents to the Dave” and that Dave will send the information to the CEO of Liquid Capital in Montreal and the North American head in Texas so that they may discuss the Freightcan matter internally at Liquid Capital. A copy of this email is attached as Exhibit “N”.
30. The Receiver is not clear as to whether Dave Pandher and Dave Pander are the same person. However, from the above email correspondence the Receiver notes that Five Star Insurance is located at Unit # 200, 270 Orenda Road, Brampton, Ontario, the same address for Liquid Capital Group and Compound Profit Corp., and also used in Dhillon’s email signature as a partner at his accounting firm (Turner Moore LLP). The Receiver also notes that Dave Pander (as “Dave Pander (LC)” <dpander@liquidcapitalcorp.com>) was copied on an email dated January 7, 2015 from Mr. Roter to TGF as set out on page 27 of 46 of the Roter Affidavit.

**RELIEF SOUGHT**

31. For the reasons set out above and in the Special Report, the Receiver continues to recommend that the Court make an Order:
- (a) declaring that Prasad is in breach of section 4 of the Appointment Order;
  - (b) declaring that the Landlord, Transport Operators and Liquid Capital are in breach of section 10 of the Appointment Order;
  - (c) declaring that Prasad, the Landlord, Transport Operators and Liquid Capital are in breach of section 4 of the *Assignments and Preferences Act*;
  - (d) requiring the Landlord to return the amount of CAD \$13,178.81 to the Receiver;
  - (e) requiring Transport Operators to return the amount of USD \$34,730.00 to the Receiver;
  - (f) requiring Liquid Capital to return the amount of USD \$23,700.00 to the Receiver;
  - (g) further, or in the alternative, requiring Prasad to return the amounts of CAD \$13,178.81 and USD \$58,430.00 of to the Receiver; and
  - (h) costs of the motion payable to the Receiver.

All of which is respectfully submitted at Toronto, Ontario this 29<sup>th</sup> day of March, 2016.

**Deloitte Restructuring Inc.**,  
solely in its capacity as the  
Court-appointed receiver of  
Freightcan Global Inc., and  
without personal or corporate liability

  
Per:  
Paul M. Casey, CPA, CA, CIRP  
Senior Vice-President

# **EXHIBIT “A”**



Deloitte Restructuring Inc.  
Bay Adelaide East  
22 Adelaide Street West, Suite 200  
Toronto ON M5H 0A9  
Canada

Tel: +14168744404  
Fax: +14166016690  
www.deloitte.ca

March 3, 2016

**Via Regular Mail and Email**

2335898 Ontario Incorporated  
5155 Spectrum Way, Unit 15, Mississauga, ON L4W 5A1  
**Attention: Padmini Prasad, President ([miniprasy30@gmail.com](mailto:miniprasy30@gmail.com))**  
**Devi Prasad Sitaram, Secretary ([2335898ontinc@gmail.com](mailto:2335898ontinc@gmail.com))**

- and -

Freightcan Global Inc.  
5155 Spectrum Way, Unit 15, Mississauga, ON L4W 5A1  
**Attention: Padmini Prasad, President ([miniprasy30@gmail.com](mailto:miniprasy30@gmail.com))**

Ms. Prasad and Mr. Sitaram,

**Subject: In the matter of the Receivership of Freightcan Global Inc. ("Freightcan")**

We again write to you with respect to the repayment of unauthorized transfers of receivership trust funds. We advise that the Canadian Imperial Bank of Commerce ("CIBC") has voluntarily returned CAD \$11,771.19 which it indirectly received by way of your unauthorized transfer of CAD \$24,950.00 from Freightcan's undisclosed TD bank account to 2335898 Ontario Incorporated ("2335898") on August 18, 2016.

Reference is made to letters dated September 30, 2015, October 15, 2015 and October 22, 2015 to you from the Receiver's legal counsel, Thornton Grout Finnigan LLP ("TGF"), and the Receiver's Special Report to Court dated January 20, 2016. As you are aware, the Receiver has discovered that receivership trust funds of CAD \$27,601.47 and USD \$58,430.00 (the "**Receivership Trust Property**") were transferred immediately subsequent to the effective time of the receivership without the knowledge or consent of the Receiver from Freightcan bank accounts that were not disclosed by you.

The Receiver reiterates that you must return the following amounts, which are before interest and costs, by no later than March 16, 2016:

- **CAD \$15,830.28** (i.e. \$27,601.47 less \$11,771.19); and
- **USD \$58,430.00**

Please courier cheques or bank drafts payable to "**Deloitte Restructuring Inc.**" to the following address:

**Deloitte Restructuring Inc. – Receiver of Freightcan Global Inc.**  
**Bay Adelaide East**  
**22 Adelaide Street West, Suite 200**  
**Toronto, ON, M5H 0A9**  
**Attention: Stefano Damiani**

Please advise if you require our electronic banking instructions if you wish to facilitate this repayment to the Receiver by wire transfer.



**Court Hearing on February 11, 2016**

As you chose to ignore our previous requests to return the Receivership Trust Property, the Receiver filed an application to the Ontario Superior Court of Justice for an Order requiring the repayment of these receivership trust funds from all of the beneficiaries.

You chose not to attend at Court for the scheduling hearing in this matter which was held on February 11, 2016. In the event that you do not have a copy, we enclose a copy of the Endorsement of Justice Penny dated February 11, 2016 (the “**February 11 Endorsement**”) which sets out a deadline of March 17, 2016 for you or your legal counsel to deliver responding materials. If you are represented by legal counsel in respect of this matter, please advise and we will add them to the Service List.

For convenience, we remind you that copies of the Receiver’s Special Report dated January 20, 2016, motion record dated February 2, 2016, the February 11 Endorsement and other Court documents are available on the Receiver’s website as follows: <http://www.insolvencies.deloitte.ca/Freightcan>.

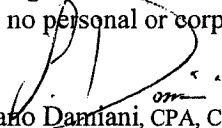
**Request for Updated Address and Mailing Coordinates**

We understand that you no longer reside at 9 Pebble Creek Drive, Brampton, Ontario. Please provide the Receiver with your updated mailing address and any other amended contact coordinates.

Should you and/or your legal counsel have any questions in this regard, please contact the Receiver or the Receiver’s legal counsel.

Yours truly,

**Deloitte Restructuring Inc.,**  
solely in its capacity as the  
Court-appointed Receiver  
of Freightcan Global Inc.,  
with no personal or corporate liability

Per:   
Stefano Damiani, CPA, CA, CIRP  
Vice President

Enclosure (Endorsement of Justice Penny dated February 11, 2016)

Copy to: **Andrea McEwan, Thornton Grout Finnigan LLP ([amcewan@tgf.ca](mailto:amcewan@tgf.ca))**  
**D.J. Miller, Thornton Grout Finnigan LLP ([djmiller@tgf.ca](mailto:djmiller@tgf.ca))**

Court File Number: \_\_\_\_\_

Superior Court of Justice  
Commercial List

FILE/DIRECTION/ORDER

HSBC BANK CANADA

Plaintiff(s)

AND

FREIGHTCAN GLOBAL

Defendant(s)

Case Management  Yes  No by Judge: \_\_\_\_\_

Counsel	Telephone No:	Facsimile No:

- Order  Direction for Registrar (No formal order need be taken out)
- Above action transferred to the Commercial List at Toronto (No formal order need be taken out)

- Adjourned to: \_\_\_\_\_
- Time Table approved (as follows):

Ms. Persaud is not here today, although she was given notice of this appointment.

Those present have agreed to the attached timetable.

Order to issue in accordance with the timetable as attached.

February 11, 2016

Date

*[Signature]*

Judge's Signature

Additional Pages \_\_\_\_\_

1. Responding Material - Mar. 17/16.

2. Reply Material - Mar. 24/16.

# **EXHIBIT “B”**

**Andrea McEwan**

---

**From:** Holding Company <2335898ontinc@gmail.com>  
**Sent:** Wednesday, March 16, 2016 11:20 AM  
**To:** Damiani, Stefano (CA - Toronto); Andrea McEwan; D. J. Miller; Casey, Paul (CA - Toronto)  
**Cc:** Mini  
**Subject:** In the Matter of the Receivership of Freightcan Global Inc. - Letter dated March 3, 2016



response to Del Oct 8 -1.pdf



response to Del Oct 8 -2.pdf



response to Del Oct 8 -3.pdf

Attn. Mr Stefano Damiani

In response to your below email, please find our response herewith

While you have attached all correspondences between company named 2335898 Ontario Inc and Deloitte restructuring, please find attached :-

1. Covering email dated October 8, 2015 addressed to Deloitte
2. Letter from 2335898 Ontario Inc to Deloitte detailing the amounts owed by Freightcan Global Inc
3. Statement of accounts balance owed by Freightcan Global Inc to 2335898 Ontario Inc.

Further, our current postal address is - 25, Kingsbridge Garden Circle Unit 2425, Mississauga L5R 4B1

Please incorporate the above details in your letter of the 3rd of March in order to proceed further

With regards,

Devi Prasad Sitaram  
2335898 Ontario Inc

**Damiani, Stefano (CA - Toronto)**



Mar 3 (13 days ago)





to Paddy, me, Andrea, djmiller, Paul



Padmini and Devi,

We enclose a copy of our letter dated March 3, 2016 with respect to the repayment of unauthorized transfers of receivership trust funds. Included in this letter package is a copy of the Endorsement of Justice Penny dated February 11, 2016.

Regards,

DELOITTE RESTRUCTURING INC.  
Court-appointed Receiver and Manager  
of National Telecommunications Inc.  
Per: Stefano Damiani

**Stefano Damiani, CPA, CA, CIRP**  
Vice President  
Deloitte Restructuring Inc.  
Bay Adelaide Centre – East Tower  
22 Adelaide Street West, Suite 200, Toronto, ON, M5H 0A9  
Tel/Direct 416-874-4404 | Main 416-601-6150 | Fax 416-601-6690  
[sdamiani@deloitte.ca](mailto:sdamiani@deloitte.ca) | [www.deloitte.ca](http://www.deloitte.ca)  
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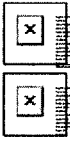
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Attachments area

**Damiani, Stefano (CA - Toronto)**



Mar 3 (13 days ago)



to Paddy, me, Andrea, djmiller, Paul



Preview attachment Ltr\_Prassad from Receiver\_March 3, 2016.pdf



10:36 AM (28 minutes ago)



Holding Company <2335898ontinc@gmail.com>

---

**Freightcan Global Inc. - Demand Letter to 2335898 Ontario Inc. - September 29, 2015**

---

Holding Company <2335898ontinc@gmail.com>

Thu, Oct 8, 2015 at 4:05 PM

To: "Damiani, Stefano (CA - Toronto)" <sdamiani@deloitte.ca>

Cc: "miniprasy30@gmail.com" <miniprasy30@gmail.com>, Paddy Prasad <paddy@freightcanglobal.com>, "djmillier@tgf.ca" <djmillier@tgf.ca>, "Leung, Warren (CA - Toronto)" <waleung@deloitte.ca>, "Casey, Paul (CA - Toronto) Financial Advisory" <paucasey@deloitte.ca>

Dear Sir,

In reply to your above letter, we request you to review the attached

with best regards,

2335898 Ont Inc

[Quoted text hidden]

---

**2 attachments**

 **TRN BY ACCOUNT # CO.pdf**  
 44K

 **2335898 ONT INC reply to del.docx**  
 16K



# 2335898 ONT INC.

5155 UNIT 15 , SPECTRUM WAY MISSISSAUGA L4W 5A1

TO

M/S DELOITTE RESTRUCTURING INC.

BROOKFIELD PLACE , 181 BAY STREET, SUITE 1400

TORONTO ON M5J 2V1

- And -

FREIGHTCAN GLOBAL INC , 5155 SPECTRUM WAY UNIT 15 MISSISSAUGA

ON L4W 5A1

**Subject – outstanding rental payments from Freightcan Global Inc.**

This has reference to your correspondence dated Sept 29 2015

We wish to state as follows: -

Amount of \$ 24,950.00 was used to pay outstanding rentals owed by Freightcan Global for the months of June (part), July and August 2015 totalling \$ 31,290.00.

Tenant M/s Freightcan had to settle this amount failing which the entire property would have been under Power of Sale as the numbered company depended on this rental income to pay off the mortgage and other bills from the starting month of December 2012.

Rent for the month of September 2015 is still due, with the rent for the month of October 2015 due shortly thereafter.

With regard to an amount of \$88,015.13 owed by the owner of the property 2335898 Ont Inc. mentioned in your above letter, please find attached, a "Transaction by Account" listing account "12002 - total Receivable (recv) From Freightcan Global Inc" totalling \$ 157,665.00 (copy attached)

Accordingly, the adjusted balance owed by Freightcan to 2335898 now stands at \$69,649.87.

We request settlement of the same at the earliest .

Yours truly,

For and on behalf of 2335898 Ont Inc.

12:42 PM  
10/08/15  
Actual Basis

2335898 ONTARIO INC  
Transactions by Account  
All Transactions

Type	Date	Num	Name	Memo	Split	Amount	Balance
12/02 - rec'de From Freightcan							
Cheque	02/13/2014	40	Freightcan Global Inc	7,983.00 x 1.0967	1200 - CIBC	8,449.00	8,449.00
General Journal	02/19/2014	41	Freightcan Global Inc	8,245.00 x 1.0967	1200 - CIBC	9,028.00	17,478.00
General Journal	03/04/2014	42	Freightcan Global Inc	CHEQUE # 3026 TRANSFERRED FROM FREIGHTCAN GLOBAL INC	1200 - CIBC	-5,000.00	12,478.00
Cheque	11/06/2014	65	Freightcan Global Inc	CHEQUE # 3146 TRANSFERRED FROM FREIGHTCAN GLOBAL INC	1200 - CIBC	5,000.00	17,478.00
Cheque	12/03/2014	70	Freightcan Global Inc	AMOUNT TRANSFERRED TO FREIGHTCAN GLOBAL INC	1200 - CIBC	15,000.00	22,478.00
General Journal	12/31/2014	66	Freightcan Global Inc	AMOUNT TRANSFERRED TO FREIGHTCAN GLOBAL INC	1200 - CIBC	19,000.00	41,478.00
Cheque	01/09/2015	77	Freightcan Global Inc	WR TO FREIGHTCAN GLOBAL INC	1200 - CIBC	57,985.00	99,473.00
General Journal	01/09/2015	67	Freightcan Global Inc	TRANSFER TO FREIGHTCAN GLOBAL INC	1200 - CIBC	10,000.00	109,473.00
Cheque	01/23/2015	79	Freightcan Global Inc	TRANSFER	1200 - CIBC	24,322.00	133,795.00
General Journal	01/23/2015	89	Freightcan Global Inc	PMT MADE TO MCABE FILKIN FOR FCG	1200 - CIBC	5,000.00	138,795.00
Cheque	04/23/2015	91	Freightcan Global Inc	TRANSFER	6670 - Profes	8,270.00	147,065.00
Cheque	04/27/2015	92	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 - CIBC	4,500.00	151,565.00
Cheque	04/27/2015	93	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 - CIBC	500.00	152,065.00
Cheque	05/11/2015	95	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 - CIBC	800.00	152,865.00
Cheque	05/11/2015	96	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 - CIBC	1,500.00	154,365.00
TOTAL						157,865.00	157,865.00

# **EXHIBIT “C”**

## Andrea McEwan

---

**From:** Andrea McEwan  
**Sent:** Friday, March 18, 2016 1:10 PM  
**To:** 2335898ontinc@gmail.com; miniprasy30@gmail.com  
**Cc:** D. J. Miller; Casey, Paul (CA - Toronto); Damiani, Stefano (CA - Toronto)  
**Subject:** RE: In the Matter of the Receivership of Freightcan Global Inc. - Letter dated March 3, 2016  
**Attachments:** Ltr\_Prassad from Receiver\_March 3, 2016.PDF

Ms. Prasad and Mr. Sitaram,

We have not received your responding materials that were due by March 17, 2016, as set out in the endorsement of Justice Penny dated February 11, 2016.

We reiterate that you must immediately return the following amounts to the Receiver by cheque or bank draft (which are before interest and costs):

- CAD \$15,830.28 (i.e. \$27,601.47 less the voluntary repayment by CIBC of \$11,771.19); and
- USD \$58,430.00

We enclose the Receiver's letter dated March 3, 2016, for your reference.

Regards,



Andrea McEwan | [amcewan@tgf.ca](mailto:amcewan@tgf.ca) | Direct Line: 416-304-0596 | Thornton Grout Finnigan LLP | Suite 3200, 100 Wellington Street West, P.O. Box 329, Toronto-Dominion Centre, Toronto, Ontario M5K 1K7 | Phone: 416-304-1616 | Fax: 416-304-1313 | [www.tgf.ca](http://www.tgf.ca)

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**From:** Holding Company [<mailto:2335898ontinc@gmail.com>]  
**Sent:** Wednesday, March 16, 2016 11:20 AM  
**To:** Damiani, Stefano (CA - Toronto) <[sdamiani@deloitte.ca](mailto:sdamiani@deloitte.ca)>; [amcewan@tgf.ca](mailto:amcewan@tgf.ca); [djmilller@tgf.ca](mailto:djmilller@tgf.ca); Casey, Paul (CA - Toronto) <[paucasey@deloitte.ca](mailto:paucasey@deloitte.ca)>  
**Cc:** Mini <[miniprasy30@gmail.com](mailto:miniprasy30@gmail.com)>  
**Subject:** In the Matter of the Receivership of Freightcan Global Inc. - Letter dated March 3, 2016





Attn. Mr Stefano Damiani

In response to your below email, please find our response herewith

While you have attached all correspondences between company named 2335898 Ontario Inc and Deloitte restructuring, please find attached :-

1. Covering email dated October 8, 2015 addressed to Deloitte
2. Letter from 2335898 Ontario Inc to Deloitte detailing the amounts owed by Freightcan Global Inc
3. Statement of accounts balance owed by Freightcan Global Inc to 2335898 Ontario Inc.

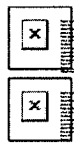
Further, our current postal address is - 25, Kingsbridge Garden Circle Unit 2425, Mississauga L5R 4B1

Please incorporate the above details in your letter of the 3rd of March in order to proceed further

With regards,

Devi Prasad Sitaram  
2335898 Ontario Inc

**Damiani, Stefano (CA - Toronto)**



Mar 3 (13 days ago)



to Paddy, me, Andrea, djmiller, Paul



Padmini and Devi,

We enclose a copy of our letter dated March 3, 2016 with respect to the repayment of unauthorized transfers of receivership trust funds. Included in this letter package is a copy of the Endorsement of Justice Penny dated February 11, 2016.

Regards,

DELOITTE RESTRUCTURING INC.  
Court-appointed Receiver and Manager  
of National Telecommunications Inc.

Per: Stefano Damiani

**Stefano Damiani, CPA, CA, CIRP**

Vice President

Deloitte Restructuring Inc.

Bay Adelaide Centre – East Tower

22 Adelaide Street West, Suite 200, Toronto, ON, M5H 0A9

Tel/Direct 416-874-4404 | Main 416-601-6150 | Fax 416-601-6690

[sdamiani@deloitte.ca](mailto:sdamiani@deloitte.ca) | [www.deloitte.ca](http://www.deloitte.ca)

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**Attachments area**

**Damiani, Stefano (CA - Toronto)**



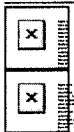
Mar 3 (13 days ago)



to Paddy, me, Andrea, djmiller, Paul



Preview attachment Ltr\_Prassad from Receiver\_March 3, 2016.pdf



10:36 AM (28 minutes ago)

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Bay Adelaide East  
22 Adelaide Street West, Suite 200  
Toronto ON M5H 0A9  
Canada

Tel: +14168744404  
Fax: +14166016690  
www.deloitte.ca

March 3, 2016

**Via Regular Mail and Email**

2335898 Ontario Incorporated  
5155 Spectrum Way, Unit 15, Mississauga, ON L4W 5A1  
**Attention: Padmini Prasad, President ([miniprasy30@gmail.com](mailto:miniprasy30@gmail.com))**  
**Devi Prasad Sitaram, Secretary ([2335898ontinc@gmail.com](mailto:2335898ontinc@gmail.com))**

- and -

Freightcan Global Inc.  
5155 Spectrum Way, Unit 15, Mississauga, ON L4W 5A1  
**Attention: Padmini Prasad, President ([miniprasy30@gmail.com](mailto:miniprasy30@gmail.com))**

Ms. Prasad and Mr. Sitaram,

**Subject: In the matter of the Receivership of Freightcan Global Inc. (“Freightcan”)**

We again write to you with respect to the repayment of unauthorized transfers of receivership trust funds. We advise that the Canadian Imperial Bank of Commerce (“CIBC”) has voluntarily returned CAD \$11,771.19 which it indirectly received by way of your unauthorized transfer of CAD \$24,950.00 from Freightcan’s undisclosed TD bank account to 2335898 Ontario Incorporated (“2335898”) on August 18, 2016.

Reference is made to letters dated September 30, 2015, October 15, 2015 and October 22, 2015 to you from the Receiver’s legal counsel, Thornton Grout Finnigan LLP (“TGF”), and the Receiver’s Special Report to Court dated January 20, 2016. As you are aware, the Receiver has discovered that receivership trust funds of CAD \$27,601.47 and USD \$58,430.00 (the “**Receivership Trust Property**”) were transferred immediately subsequent to the effective time of the receivership without the knowledge or consent of the Receiver from Freightcan bank accounts that were not disclosed by you.

The Receiver reiterates that you must return the following amounts, which are before interest and costs, by no later than March 16, 2016:

- **CAD \$15,830.28** (i.e. \$27,601.47 less \$11,771.19); and
- **USD \$58,430.00**

Please courier cheques or bank drafts payable to “Deloitte Restructuring Inc.” to the following address:  
**Deloitte Restructuring Inc. – Receiver of Freightcan Global Inc.**  
**Bay Adelaide East**  
**22 Adelaide Street West, Suite 200**  
**Toronto, ON, M5H 0A9**  
**Attention: Stefano Damiani**

Please advise if you require our electronic banking instructions if you wish to facilitate this repayment to the Receiver by wire transfer.



**Court Hearing on February 11, 2016**

As you chose to ignore our previous requests to return the Receivership Trust Property, the Receiver filed an application to the Ontario Superior Court of Justice for an Order requiring the repayment of these receivership trust funds from all of the beneficiaries.

You chose not to attend at Court for the scheduling hearing in this matter which was held on February 11, 2016. In the event that you do not have a copy, we enclose a copy of the Endorsement of Justice Penny dated February 11, 2016 (the “**February 11 Endorsement**”) which sets out a deadline of March 17, 2016 for you or your legal counsel to deliver responding materials. If you are represented by legal counsel in respect of this matter, please advise and we will add them to the Service List.

For convenience, we remind you that copies of the Receiver’s Special Report dated January 20, 2016, motion record dated February 2, 2016, the February 11 Endorsement and other Court documents are available on the Receiver’s website as follows: <http://www.insolvencies.deloitte.ca/Freightcan>.

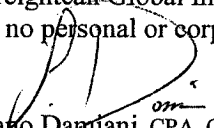
**Request for Updated Address and Mailing Coordinates**

We understand that you no longer reside at 9 Pebble Creek Drive, Brampton, Ontario. Please provide the Receiver with your updated mailing address and any other amended contact coordinates.

Should you and/or your legal counsel have any questions in this regard, please contact the Receiver or the Receiver’s legal counsel.

Yours truly,

**Deloitte Restructuring Inc.,**  
solely in its capacity as the  
Court-appointed Receiver  
of Freightcan Global Inc.,  
with no personal or corporate liability

Per:   
Stefano Damiani, CPA, CA, CIRP  
Vice President

Enclosure (Endorsement of Justice Penny dated February 11, 2016)

Copy to: **Andrea McEwan, Thornton Grout Finnigan LLP ([amcewan@tgf.ca](mailto:amcewan@tgf.ca))**  
**D.J. Miller, Thornton Grout Finnigan LLP ([djmillier@tgf.ca](mailto:djmillier@tgf.ca))**

Court File Number: \_\_\_\_\_

Superior Court of Justice  
Commercial List

FILE/DIRECTION/ORDER

HSBC BANK CANADA

Plaintiff(s)

AND

FREIGHTCAN GLOBAL

Defendant(s)

Case Management  Yes  No by Judge: \_\_\_\_\_

Counsel	Telephone No:	Facsimile No:

- Order  Direction for Registrar (No formal order need be taken out)
- Above action transferred to the Commercial List at Toronto (No formal order need be taken out)

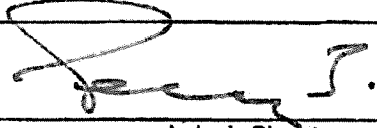
- Adjourned to: \_\_\_\_\_
- Time Table approved (as follows):

Ms. Persaud is not here today, although she was given notice of this appointment.

Those present have agreed to the attached timetable.

Order to issue in accordance with the timetable as attached.

February 4, 2016  
Date

  
Judge's Signature

Additional Pages \_\_\_\_\_

1. Responding Material - Mar. 17/16.

2. Reply Material - Mar. 24/16

# **EXHIBIT “D”**



Holding Company <2335898ontinc@gmail.com>

---

**Re: In the Matter of the Receivership of Freightcan Global Inc. - Letter dated March 3, 2016**

---

Holding Company <2335898ontinc@gmail.com>

Thu, Mar 24, 2016 at 3:11 PM

To: stephen\_wayland@hsbc.ca, "Damiani, Stefano (CA - Toronto)" <sdamiani@deloitte.ca>, djmiller@tgf.ca, amcewan@tgf.ca, diane.winters@justice.gc.ca, MAG.CSD.To.SCJCom@ontario.ca, kevin.ohara@ontario.ca, info@toorlaw.com, Mini <miniprasy30@gmail.com>

**In the matter of Receivership of Freightcan Global Inc.**

Attached is a response to M/s TGF email dated March 18, 2016.

Regards,  
S.Devi Prasad  
2335898 Ont. Inc

 response to Del Oct 8 -1.pdf

 response to Del Oct 8 -2.pdf

 response to Del Oct 8 -3.pdf

Attn. Mr Stefano Damiani

In response to your below email, please find our response below

While you have attached all correspondences between company named 2335898 Ontario Inc and Deloitte restructuring, please find attached :-

1. Covering email dated October 8, 2015 addressed to Deloitte
2. Letter from 2335898 Ontario Inc to Deloitte detailing the amounts owed by Freightcan Global Inc
3. Statement of accounts balance owed by Freightcan Global Inc to 2335898 Ontario Inc.

Please incorporate the above details in your letter of the 3rd of March in order to proceed further

With regards,

Devi Prasad Sitaram  
2335898 Ontario Inc

On Thu, Mar 3, 2016 at 10:41 AM, Damiani, Stefano (CA - Toronto) <sdamiani@deloitte.ca> wrote:  
Padmini and Devi,

We enclose a copy of our letter dated March 3, 2016 with respect to the repayment of unauthorized transfers of receivership trust funds. Included in this letter package is a copy of

the Endorsement of Justice Penny dated February 11, 2016.

Regards,

**DELOITTE RESTRUCTURING INC.**  
Court-appointed Receiver and Manager  
of National Telecommunications Inc.  
Per: Stefano Damiani

**Stefano Damiani, CPA, CA, CIRP**

Vice President

Deloitte Restructuring Inc.

Bay Adelaide Centre – East Tower

22 Adelaide Street West, Suite 200, Toronto, ON, M5H 0A9

Tel/Direct 416-874-4404 | Main 416-601-6150 | Fax 416-601-6690

sdamiani@deloitte.ca | www.deloitte.ca

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 **Matter of Receivership of Freightcan Global Inc..pdf**  
5916K

# 2335898 ONT. INC.

25, 2425 KINGSBRIDGE GARDEN CIRCLE, MISSISSAUGA ON L5R 4B

## In The Matter of Receivership of Freightcan Global Inc.

### Service List

#### By email

1. HSBC BANK CANADA - [stephen\\_wayland@hsbc.ca](mailto:stephen_wayland@hsbc.ca)
2. Deloitte Restructuring Inc. - [sdamiani@deloitte.ca](mailto:sdamiani@deloitte.ca)
3. THORNTON GROUT FINNIGAN LLP - [djmiller@tgf.ca](mailto:djmiller@tgf.ca) , [amcewan@tgf.ca](mailto:amcewan@tgf.ca)
4. DEPARTMENT OF JUSTICE - [diane.winters@justice.gc.ca](mailto:diane.winters@justice.gc.ca),  
[MAG.CSD.To.SCJCom@ontario.ca](mailto:MAG.CSD.To.SCJCom@ontario.ca)
5. HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY  
THE MINISTER OF FINANCE, LEGAL SERVICE BRANCH - [kevin.ohara@ontario.ca](mailto:kevin.ohara@ontario.ca)
6. ['info@toorlaw.com'](mailto:info@toorlaw.com)

This is in response to M/s TGF letter dated March 18 2016 copied to 2335898 Ontario Inc.

In response, we state as below

1. The undersigned being in poor health, is unable to attend the court proceedings on March 29 2016
2. Company 2335898 Ont. Inc. is not capable of funding legal counsel to submit a response in legal format
3. Since Freightcan Global Inc. stopped rental payments , the company 2335898 Ont. Inc. was unable to support itself and since no other tenant was available in spite of continued search, the property at Unit 15, 5155 Spectrum way Mississauga, ON L4W 5A1 was sold to pay off the balance mortgage to the Bank and this address is not anymore applicable . Present address is 2425, 25 Kingsbridge Garden circle , Mississauga ON L5R4B1
4. Statement of accounts owed by Freightcan Global Inc. to 2335898 Ont. Inc. are attached in email dated October 8, 2015 to Deloitte Restructuring

5. 2335898 Ont. Inc. further states that it is not responsible for returning the amount of US \$ 58,000.00 claimed by M/s Deloitte Restructuring

With regards,



Devi Prasad Sitaram

2335898 Ont. Inc.

25, Kingsbridge Garden Circle, Unit 2425, Mississauga L5R 4B1 email-  
2335898ontinc@gmail.com





Holding Company <2335898ontinc@gmail.com>

---

## Freightcan Global Inc. - Demand Letter to 2335898 Ontario Inc. - September 29, 2015

---

Holding Company <2335898ontinc@gmail.com>

Thu, Oct 8, 2015 at 4:05 PM

To: "Damiani, Stefano (CA - Toronto)" <sdamiani@deloitte.ca>

Cc: "miniprasy30@gmail.com" <miniprasy30@gmail.com>, Paddy Prasad <paddy@freightcanglobal.com>, "djmillier@tgf.ca" <djmillier@tgf.ca>, "Leung, Warren (CA - Toronto)" <waleung@deloitte.ca>, "Casey, Paul (CA - Toronto) Financial Advisory" <paucasey@deloitte.ca>

Dear Sir,

In reply to your above letter, we request you to review the attached

with best regards,

2335898 Ont Inc

[Quoted text hidden]

### 2 attachments

 **TRN BY ACCOUNT # CO.pdf**  
44K

 **2335898 ONT INC reply to del.docx**  
16K

# 2335898 ONT INC.

5155 UNIT 15 , SPECTRUM WAY MISSISSAUGA L4W 5A1

TO

M/S DELOITTE RESTRUCTURING INC.

BROOKFIELD PLACE , 181 BAY STREET, SUITE 1400

TORONTO ON M5J 2V1

- And -

FREIGHTCAN GLOBAL INC , 5155 SPECTRUM WAY UNIT 15 MISSISSAUGA

ON L4W 5A1

**Subject – outstanding rental payments from Freightcan Global Inc.**

This has reference to your correspondence dated Sept 29 2015

We wish to state as follows: -

Amount of \$ 24,950.00 was used to pay outstanding rentals owed by Freightcan Global for the months of June (part), July and August 2015 totalling \$ 31,290.00.

Tenant M/s Freightcan had to settle this amount failing which the entire property would have been under Power of Sale as the numbered company depended on this rental income to pay off the mortgage and other bills from the starting month of December 2012.

Rent for the month of September 2015 is still due, with the rent for the month of October 2015 due shortly thereafter.

With regard to an amount of \$88,015.13 owed by the owner of the property 2335898 Ont Inc. mentioned in your above letter, please find attached, a "Transaction by Account" listing account "12002 - total Receivable (recv) From Freightcan Global Inc" totalling \$ 157,665.00 (copy attached)

Accordingly, the adjusted balance owed by Freightcan to 2335898 now stands at \$69,649.87.

We request settlement of the same at the earliest .

Yours truly,

For and on behalf of 2335898 Ont Inc.

2335898 ONTARIO INC  
**Transactions by Account**  
 All Transactions

12:42 PM  
 10/08/15  
 Accrual Basis

Type	Date	Num	Name	Memo	Split	Amount	Balance
12002- - recvble From Freightcan							
Cheque	02/13/2014	40	Freightcan Global Inc	7,663.00 x 1.0987	1200 · CIBC	8,449.00	8,449.00
Cheque	02/19/2014	41	Freightcan Global Inc	8,245.00 x 1.0951	1200 · CIBC	9,029.00	17,478.00
General Journal	03/04/2014	40	Freightcan Global Inc	CHEQUE # 3026 TRANSFERRED FROM FREIGHTCAN GLOBAL INC	1200 · CIBC	-5,000.00	12,478.00
General Journal	03/06/2014	42	Freightcan Global Inc	CHEQUE # 3046 TRANSFERRED FROM FREIGHTCAN GLOBAL INC	1200 · CIBC	7,478.00	7,478.00
Cheque	11/06/2014	65	Freightcan Global Inc	AMOUNT TRANSFERRED TO FREIGHTCAN GLOBAL INC	1200 · CIBC	15,000.00	22,478.00
Cheque	12/03/2014	70	Freightcan Global Inc	AMOUNT TRANSFERRED TO FREIGHTCAN GLOBAL INC	1200 · CIBC	19,000.00	41,478.00
General Journal	12/31/2014	66	Freightcan Global Inc	WR TO FREIGHTCAN GLOBAL INC	1200 · CIBC	57,985.00	98,473.00
Cheque	01/08/2015	77	Freightcan Global Inc	TRANSFER TO FREIGHTCAN GLOBAL INC	1200 · CIBC	10,000.00	108,473.00
General Journal	01/09/2015	67	Freightcan Global Inc	TRANSFER TO FREIGHTCAN GLOBAL INC	1200 · CIBC	24,322.00	133,795.00
Cheque	01/23/2015	79	Freightcan Global Inc	TRANSFER	1200 · CIBC	5,000.00	138,795.00
General Journal	02/28/2015	89	Freightcan Global Inc	PMT MADE TO MCABE FILKIN FOR FCG	6670 · Profes	8,270.00	147,065.00
Cheque	04/23/2015	91	Freightcan Global Inc	TRANSFER	1200 · CIBC	4,500.00	151,565.00
Cheque	04/27/2015	92	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 · CIBC	500.00	152,065.00
Cheque	04/27/2015	93	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 · CIBC	600.00	152,665.00
Cheque	05/11/2015	95	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 · CIBC	3,500.00	156,165.00
Cheque	05/11/2015	96	Freightcan Global Inc	FUND TRANSFERRED TO FCG	1200 · CIBC	1,500.00	157,665.00
Total 12002- - recvble From Freightcan						157,665.00	157,665.00
<b>TOTAL</b>						<b>157,665.00</b>	<b>157,665.00</b>

# **EXHIBIT “E”**

PROVINCE OF ONTARIO  
 MINISTRY OF GOVERNMENT SERVICES  
 PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
 ENQUIRY RESPONSE  
 CERTIFICATE

REPORT : PSSR060  
 PAGE : 9  
 ( 5208)

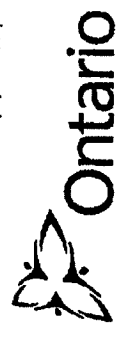
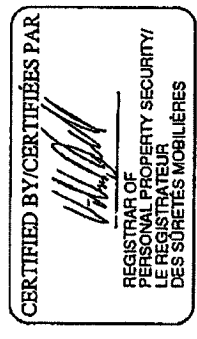
RUN NUMBER : 005  
 RUN DATE : 2015/01/05  
 ID : 20150105151322.14

TYPE OF SEARCH : BUSINESS DEBTOR  
 SEARCH CONDUCTED ON : FREIGHTCAN GLOBAL INC.  
 FILE CURRENCY : 04JAN 2015

INFORMATION RELATING TO THE REGISTRATIONS LISTED BELOW IS ATTACHED HERETO.

FILE NUMBER	REGISTRATION NUMBER	REGISTRATION NUMBER	REGISTRATION NUMBER
701906598	20141127	1703	1462 7773
680385996	20120801	1422	1862 4998
674861715	20111206	1102	1529 2994
673927173	20111027	1054	1793 5677
671261229	20110707	1022	2611 0882
		20120106	1715 1793 9012

6 REGISTRATION(S) ARE REPORTED IN THIS ENQUIRY RESPONSE.



NAME OF SEARCH BUSINESS DEBTOR  
 SEARCH COMPLETION FREIGHTCAN GLOBAL INC.  
 SEARCH EFFICIENCY 04JAN 2015

FORM IS FINANCIAL STATEMENT CLAIM FOR LIEN

00 701906598  
 01 002 20141127 1703 1462 7773 P PPSA 2

02 DEBTOR NAME FREIGHTCAN GLOBAL INC.  
 03 BUSINESS NAME FREIGHTCAN GLOBAL INC.  
 04 ADDRESS 15-5155 SPECTRUM WAY  
 MISSISSAUGA

05 DEBTOR NAME  
 06 BUSINESS NAME  
 07 ADDRESS

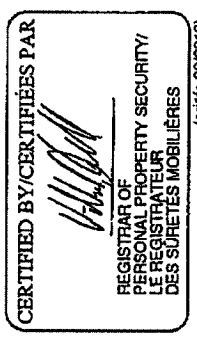
08 SECURED PARTY LIQUID CAPITAL TRADE FINANCE INC.  
 09 ADDRESS 5734 YONGE STREET, SUITE 400  
 TORONTO ON M2M4E7

10 MOTOR VEHICLE AMOUNT DATE OF REGISTRATION NO. FIXED  
 11 MOTOR VEHICLE  
 12 MAKE MODEL YEAR

13 GENERAL ALL OF THE DEBTOR'S RIGHT, TITLE AND INTEREST IN AND TO ALL ITS  
 14 COLLATERAL PRESENTLY OWNED OR HELD AND AFTER ACQUIRED OR HELD PERSONAL  
 15 DESCRIPTION PROPERTY, OF WHATEVER NATURE OR KIND AND WHERESOEVER SITUATE, AND

16 REGISTERING LIQUID CAPITAL EXCHANGE CORP.  
 17 ADDRESS 5734 YONGE STREET, SUITE 400  
 TORONTO ON M2M4E7

\*\*\* FOR FURTHER INFORMATION CONTACT THE SECURED PARTY \*\*\*  
 CONTINUED... 3



PROVINCE OF ONTARIO  
 MINISTRY OF GOVERNMENT SERVICES  
 PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
 ENQUIRY RESPONSE  
 CERTIFICATE

REPORT : P5SR060  
 PAGE : 3  
 ( 5202)

RUN NUMBER : 005  
 RUN DATE : 2015/01/05  
 ID : 20150105151322.14

BUSINESS DEBTOR  
 FREIGHTCAN GLOBAL INC.  
 04JAN 2015

TYPE OF SEARCH  
 SEARCHED FOR  
 SEARCHED FOR  
 SEARCHED FOR

FOR THE FINANCING STATEMENT / CLAIM FOR FIDELITY

00  
 FILE NUMBER  
 701906598

01  
 REGISTRATION NO. OF FINANCING STATEMENT / CLAIM FOR FIDELITY  
 20141127 1703 1462 7773 P PPSA 2

02  
 DEBTOR NAME  
 FREIGHTCAN GLOBAL INC.

03  
 BUSINESS NAME  
 FREIGHTCAN GLOBAL INC.

04  
 ADDRESS  
 1000 SHEPPARD AVENUE EAST  
 TORONTO ONTARIO M2M 4E7

05  
 DEBTOR NAME  
 FREIGHTCAN GLOBAL INC.

06  
 BUSINESS NAME  
 FREIGHTCAN GLOBAL INC.

07  
 ADDRESS  
 1000 SHEPPARD AVENUE EAST  
 TORONTO ONTARIO M2M 4E7

08  
 SECURED PARTY NAME  
 BANK OF MONTREAL

09  
 ADDRESS  
 1000 SHEPPARD AVENUE EAST  
 TORONTO ONTARIO M2M 4E7

10  
 MOTOR VEHICLE REGISTRATION  
 MOTOR VEHICLE REGISTRATION NUMBER: [REDACTED]  
 MOTOR VEHICLE AMOUNT: [REDACTED]  
 DATE OF REGISTRATION: [REDACTED]  
 MOTOR VEHICLE MAKE: [REDACTED]  
 MOTOR VEHICLE MODEL: [REDACTED]  
 MOTOR VEHICLE YEAR: [REDACTED]

11  
 MOTOR VEHICLE MAKE  
 [REDACTED]

12  
 MOTOR VEHICLE MODEL  
 [REDACTED]

13  
 GENERAL INFORMATION  
 ALL PROCEEDS THEREOF AND THEREFROM.

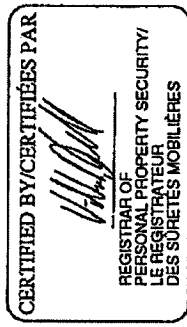
14  
 REGISTERING AGENT  
 LIQUID CAPITAL EXCHANGE CORP.

15  
 ADDRESS  
 5734 YONGE STREET, SUITE 400  
 TORONTO ONTARIO M2M 4E7

16  
 REGISTERING AGENT  
 LIQUID CAPITAL EXCHANGE CORP.


17  
 ADDRESS  
 5734 YONGE STREET, SUITE 400  
 TORONTO ONTARIO M2M 4E7

CONTINUED . . . 4



DEPT OF SEARCH BUSINESS DEBTOR  
 SEARCHED ON 04JAN 2015  
 FREIGHTCAN GLOBAL INC.  
 04JAN 2015  
 FORM TIC FINANCING STATEMENT / CHAIN OF LIEN

LINE NUMBER	FILE NUMBER	REGISTRATION NUMBER	REGISTRATION DATE	REGISTRATION TYPE	REGISTRATION CLASS	REGISTRATION NUMBER	REGISTRATION INDEX	REGISTRATION REGION
00	680385996	001	20120801	1422	1862	4998	P	PPSA
01		001						22
02	DEBTOR NAME	DEBTOR COMPANY NAME	DEBTOR ADDRESS	DEBTOR CITY	DEBTOR PROVINCE	DEBTOR POSTAL CODE	DEBTOR PHONE	DEBTOR FAX
03		FREIGHTCAN GLOBAL INC.	1515 BRITANNIA ROAD EAST	MISSISSAUGA	ONT	L4W4K1	1082131	
04	SECURED PARTY NAME	SECURED PARTY COMPANY NAME	SECURED PARTY ADDRESS	SECURED PARTY CITY	SECURED PARTY PROVINCE	SECURED PARTY POSTAL CODE	SECURED PARTY PHONE	SECURED PARTY FAX
05		2335898 ONTARIO INC.	9 PEBBLE CREEK DRIVE	BRAMPTON	ONT		2335898	
06	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS
07		BUSINESS DEVELOPMENT BANK OF CANADA	1243 ISLINGTON AVENUE, SUITE 1001	TORONTO	ONT	M8X 1Y9		
08	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS
09								
10	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS	SECURED PARTY ADDRESS
11	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE	MOTOR VEHICLE
12								
13	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT	GENERAL SECURITY AGREEMENT
14								
15								
16	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY	REGISTERING PARTY
17								

CERTIFIED BY/CERTIFIÉES PAR  
  
 REGISTRAR OF PERSONAL PROPERTY SECURITY /  
 LE REGISTRATEUR DES SOCIÉTÉS MOBILIÈRES  
 (e/11/15 09/2013)



CONTINUED... 5



PROVINCE OF ONTARIO  
MINISTRY OF GOVERNMENT SERVICES  
PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
ENQUIRY RESPONSE  
CERTIFICATE

RUN NUMBER : 005  
RUN DATE : 2015/01/05  
ID : 20150105151322.14

BUSINESS DEBTOR  
FREIGHTCAN GLOBAL INC.  
04JAN 2015

TYPE OF SEARCH  
SEARCH COMPLETION  
THIS CURRENCY

FORM IC FINANCING STATEMENT / CHAT FBS BFN

00 674861715

01 01 001 20111206 1102 1529 2994 P PFSA 4  
COMMON PAGE NO. OF PAGES 001  
PAGE NO. OF PAGES 001  
REGISTRATION NUMBER 20111206 1102 1529 2994  
REGISTRATION NUMBER 20111206 1102 1529 2994  
REGISTRATION NUMBER 20111206 1102 1529 2994

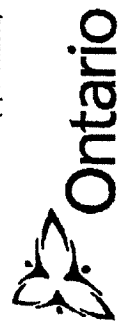
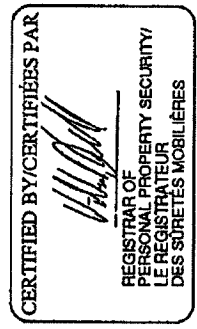
02 DEBTOR NAME  
03 BUSINESS NAME  
04 ADDRESS  
1515 BRITANNIA RD EAST  
MISSISSAUGA ON L4W 4K1  
FREIGHTCAN GLOBAL INC.

05 DEBTOR NAME  
06 BUSINESS NAME  
07 ADDRESS  
9 PEBBLE CREEK DR  
BRAMPTON ON L6P 2T8  
FORD CREDIT CANADA LEASING, A DIVISION OF CANADIAN ROAD LEASING COMPANY

08 REGISTERED PARTY /  
09 ADDRESS  
EDMONTON AB T5J 5C7  
PO BOX 2400

10 MOTOR VEHICLE  
11 MOTOR VEHICLE  
12 GENERAL INFORMATION  
13 GENERAL INFORMATION  
14 GENERAL INFORMATION  
15 GENERAL INFORMATION  
16 REGISTERING OFFICE  
17 ADDRESS

11 MOTOR VEHICLE  
12 GENERAL INFORMATION  
13 GENERAL INFORMATION  
14 GENERAL INFORMATION  
15 GENERAL INFORMATION  
16 REGISTERING OFFICE  
17 ADDRESS



RUN NUMBER : 005  
RUN DATE : 2015/01/05  
ID : 20150105151322.14

PROVINCE OF ONTARIO  
MINISTRY OF GOVERNMENT SERVICES  
PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
ENQUIRY RESPONSE  
CERTIFICATE

REPORT : PSSR060  
PAGE : 6  
( 5205)

BUSINESS DEBTOR  
FREIGHTCAN GLOBAL INC.  
04JAN 2015

FOR FURTHER INFORMATION, CONTACT THE REGISTRAR AT (416) 325-2000

00 675927173

01 001 1

02 DEBTOR NAME

03 BUSINESS NAME

04 ADDRESS

05 DEBTOR NAME

06 BUSINESS NAME

07 ADDRESS

08 SECURED PARTY NAME

09 ADDRESS

10 ACCOUNT NUMBER AND IDENTIFICATION

11 MOTOR VEHICLE

12 GENERAL

13 REGISTERING

14

15

16

17

REGISTRATION NO. OF DEBTS REGISTERED UNDER THIS PERIOD  
20111027 1054 1793 5677 P PSSA 5

DEBTOR NAME: FREIGHTCAN GLOBAL INC.  
BUSINESS NAME: FREIGHTCAN GLOBAL INC.  
ADDRESS: 1515 BRITANNIA ROAD EAST, UNIT 346, MISSISSAUGA, ONTARIO L4W 1K1

DEBTOR NAME: HSBC BANK CANADA  
BUSINESS NAME: HSBC BANK CANADA  
ADDRESS: 1801 HOLLIS STREET, HALIFAX, NS B3J3N4

SECURED PARTY NAME: FOGLER, RUBINOFF LLP (DPH)  
ADDRESS: SUITE 1200, 95 WELLINGTON STREET WEST, TORONTO, ON M5J2Z9

ACCOUNT NUMBER AND IDENTIFICATION: [REDACTED]

MOTOR VEHICLE: [REDACTED]

GENERAL: [REDACTED]

REGISTERING: [REDACTED]

[REDACTED]

CONTINUED... 7

CERTIFIED BY/CERTIFIÉES PAR  
[Signature]  
REGISTRAR OF  
PERSONAL PROPERTY SECURITY/  
LE REGISTREUR  
DES SÛRÉTÉS MOBILIÈRES  
(e) (15 09/2013)



PROVINCE OF ONTARIO  
MINISTRY OF GOVERNMENT SERVICES  
PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
ENQUIRY RESPONSE  
CERTIFICATE

RUN NUMBER : 005  
RUN DATE : 2015/01/05  
ID : 20150105151322.14

BUSINESS DEBTOR  
FREIGHTCAN GLOBAL INC.  
04JAN 2015

00 001 1 20110707 1022 2611 0882 P PSSA 08  
20110707 1022 2611 0882 P PSSA 08

02 DEBTOR NAME: FREIGHTCAN GLOBAL INC.  
03 BUSINESS NAME: FREIGHTCAN GLOBAL INC.  
04 ADDRESS: 1515 BRITANNIA ROAD EAST, SUITE 209 MISSISSAUGA ON L4W 4K1

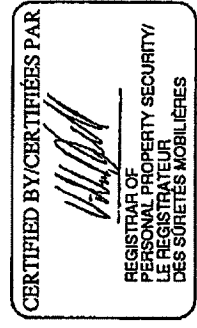
05 DEBTOR NAME: FREIGHTCAN GLOBAL INC.  
06 BUSINESS NAME: FREIGHTCAN GLOBAL INC.  
07 ADDRESS: 1515 BRITANNIA RD. E., SUITE 346 MISSISSAUGA ON L4W 4K1

08 SECURED PARTY: BUSINESS DEVELOPMENT BANK OF CANADA  
09 ADDRESS: 121 KING STREET WEST, SUITE 1200 TORONTO ON M5H 3T9

10 MOTOR VEHICLE: [REDACTED] NO FILED

11 GENERAL CREDITORS: ALL PRESENT AND AFTER-ACQUIRED PERSONAL PROPERTY.  
12 CREDITORS: BDC (AC - 063048-02)  
13 ADDRESS: 121 KING STREET WEST, SUITE 1200 TORONTO ON M5H 3T9

14 REGISTERING AGENCY: [REDACTED]  
15 CONTACT: [REDACTED]  
16 FOR FURTHER INFORMATION CONTACT THE SECURED PARTY \*\*\*  
17 CONTINUED...



PROVINCE OF ONTARIO  
MINISTRY OF GOVERNMENT SERVICES  
PERSONAL PROPERTY SECURITY REGISTRATION SYSTEM  
ENQUIRY RESPONSE  
CERTIFICATE

RUN NUMBER : 005  
RUN DATE : 2015/01/05  
ID : 20150105151322.14

BUSINESS DEBTOR  
FREIGHTCAN GLOBAL INC.  
04JAN 2015

FOR A FINANCING CHANGE STATEMENT / CHANGE STATEMENT

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22 1 671261229

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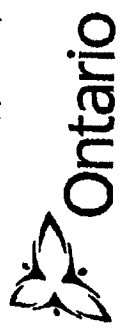
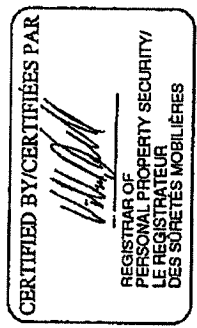
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\*\*\* FOR FURTHER INFORMATION CONTACT THE SECURED PARTY. \*\*\*  
CONTINUED ...



ONTARIO CORPORATION NO

ON M5J2Z9

9

# **EXHIBIT “F”**



Thornton Grout Finnigan LLP  
RESTRUCTURING + LITIGATION

Toronto-Dominion Centre  
100 Wellington Street West  
Suite 3200, P.O. Box 329  
Toronto, ON Canada M5K 1K7  
T 416.304.1616 F 416.304.1313

Danny M. Nuncs  
T: 416-304-0592  
E: dnuncs@tgf.ca  
File No. 100-371

January 6, 2015

**VIA FAX AND COURIER**

Liquid Capital Trade Finance Inc.  
5734 Yonge St.  
Suite 400  
Toronto ON M2M 4E7

Dear Sir/Madam:

**Re: Freightcan Global Inc. (the “Company”)**

We act as the solicitors for HSBC Bank Canada (the “**Bank**”) with respect to the Company’s indebtedness to the Bank. The Bank is the Company’s operating lender.

Pursuant to a general security agreement, the Company has granted a security interest over all of its assets, including but not limited to its accounts receivable, to the Bank. The Bank properly registered its security interest against the Company’s assets pursuant to the *Personal Property Security Act* (Ontario) (the “**PPSA**”) on October 27, 2011, which registration remains properly perfected in favour of the Bank.

We have reviewed a PPSA search for the Company and noted that Liquid Capital Trade Finance Inc. (“**Liquid Capital**”) registered a security interest against the Company on November 27, 2014, naming all classes of collateral. It is our understanding that Liquid Capital is involved in, among other things, the factoring of accounts receivable. The general collateral description set out in Liquid Capital’s financing statement states that the registration is in respect of all of the Company’s right, title and interest in and to all of its presently owned or held and after acquired or held personal property of whatever nature or kind and wheresoever situate.

As a party with a prior-ranking security interest in the collateral that is also subject to Liquid Capital’s PPSA registration and in accordance with Section 18(1) of the PPSA, on behalf of the Bank we hereby require that Liquid Capital provide the Bank with the following information and documents by 5PM on January 9, 2015:

- (i) a statement in writing of the amount of the Company’s indebtedness to Liquid Capital and the payment terms thereof as of this letter’s date; and
- (ii) a true copy of any and all security documents relating to the Liquid Capital PPSA registration.



Thornton Grout Finnigan LLP

2.

Please contact the undersigned if you have any question.

Yours truly,

**Thornton Grout Finnigan LLP**

A handwritten signature in black ink, appearing to read 'Danny M. Nunes', written over a faint dotted line.

Danny M. Nunes  
DMN/mm

cc: Stephen Wayland, *HSBC Bank Canada (via email)*  
Paul Casey/Adam Laiken, *Deloitte (via email)*  
James Garvie, *McCabe, Filkin, Garvie & Hein LLP (email)*

# **EXHIBIT “G”**





Ontario ServiceOntario

LAND  
REGISTRY  
OFFICE #43

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 2

PREPARED FOR Jayamalar  
ON 2015/08/25 AT 16:19:28

19410-0015 (LT)

\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

PROPERTY DESCRIPTION: UNIT 15, LEVEL 1, PEEL CONDOMINIUM PLAN NO. 410 ; PT BLK 9 PL 43M793, PTS 1 & 2 43R16133, PT 3 43R17569, MORE FULLY DESCRIBED IN SCHEDULE 'A' OF DECLARATION LT1162742; CITY OF MISSISSAUGA

PROPERTY REMARKS:

ESTATE/QUALIFIER:

FEE SIMPLE

ABSOLUTE

OWNERS' NAMES

235898 ONTARIO INC.

RECENTLY:

FIRST CONVERSION FROM BOOK

CAPACITY SHARE

PIN CREATION DATE:

1995/10/23

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD	
		**EFFECTIVE 2000/07/29 THE NOTATION OF THE "BLOCK IMPLEMENTATION DATE" OF 1995/10/23 ON THIS PIN**					
		**WAS REPLACED WITH THE "PIN CREATION DATE" OF 1995/10/23**					
		** PRINTOUT INCLUDES ALL DOCUMENT TYPES (DELETED INSTRUMENTS NOT INCLUDED) **					
TT74437	1953/06/01	NOTICE				C	
		REMARKS: TORONTO-MALTON AIRPORT ZONING					
TT91081	1955/09/29	NOTICE				C	
		REMARKS: AMENDING TT74437					
DE2708	1955/11/04	NOTICE				C	
		REMARKS: TORONTO-MALTON AIRPORT ZONING REGULATIONS					
TT120053	1959/06/15	NOTICE				C	
		REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS AMENDED 960306 BY K. BARBISON, DLR					
TT144298	1962/03/13	NOTICE				C	
		REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS, AMENDED BY K. BARBISON DLR 96 03 06					
VS248789	1973/02/12	NOTICE				C	
		REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS LT248789 AMENDED TO READ 248789VS 95/11/14 KATHY POWER					
LT485110	1984/02/06	NOTICE				C	
		REMARKS: AMENDING ZONING REGULATIONS, TORONTO INTERNATIONAL AIRPORT					
LT826984	1987/12/01	NOTICE				C	
		THE CORPORATION OF THE CITY OF MISSISSAUGA					
LT827000	1987/12/01	NOTICE				C	
LT8341672	1987/12/21	APL ANNEX REST COV				C	

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.  
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.



LAND  
REGISTRY  
OFFICE #43

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 2 OF 2

PREPARED FOR Jayamalar  
ON 2015/08/25 AT 16:19:28

19410-0015 (LT)

\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
LTL162742	1990/10/10	DECLARATION CONDO			AIRPORT CORPORATE CENTRE (WEST) INC.	C
LTL164849	1990/10/22	BYLAW				C
	REMARKS: NO. 1					
LTL164850	1990/10/22	BYLAW				C
	REMARKS: NO. 2					
LTL164851	1990/10/22	BYLAW				C
	REMARKS: NO. 3					
LTL164852	1990/10/22	BYLAW				C
	REMARKS: NO. 4					
LTL164853	1990/10/22	BYLAW				C
	REMARKS: NO. 5					
LTL1662862	1990/10/26	APL ANNEX REST COV				C
LTL1355845	1992/10/08	APL (GENERAL)				C
	REMARKS: LT826984					
LTL1407335	1993/05/11	COURT ORDER			THE BANK OF NOVA SCOTIA	C
LT2057426	2000/03/27	NOTICE		HER MAJESTY THE QUEEN IN RIGHT OF THE DEPARTMENT OF TRANSPORT CANADA		C
	REMARKS: PEARSON AIRPORT ZONING REGULATION					
PR2242796	2012/08/02	TRANSFER	\$1,050,000	DR INITIATIVES INC.	2335898 ONTARIO INC.	C
PR2622832	2014/10/29	CHARGE	\$975,000	2335898 ONTARIO INC.	CANADIAN IMPERIAL BANK OF COMMERCE	C
PR2622864	2014/10/29	NO ASSGN RENT GEN		2335898 ONTARIO INC.	CANADIAN IMPERIAL BANK OF COMMERCE	C
PR2765851	2015/08/13	CHARGE	\$300,000	2335898 ONTARIO INC.	LIQUID CAPITAL GROUP CORP.	C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.  
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

# **EXHIBIT “H”**

## Andrea McEwan

---

**From:** Sukhvinder Kaur <sukhvinder.kaur@myliquidcapital.com>  
**To:** Paddy Prasad  
**Cc:** 'Balkaran Dhillon'; 'Dave'  
**Subject:** Commitment Letter  
**Attachments:** Mortgage Commitment letter Paddy.pdf

Hi Paddy

Please get this letter commitment letter and send it back to me.

If you have any questions please free to contact me.

Thanks  
Sukhvinder



Sukhvinder Kaur  
Accounts Manager

Liquid Capital Group Corp. | [www.Liquidcapitalgroup.ca](http://www.Liquidcapitalgroup.ca)

Unit #200,270 Orenda Road, Brampton, ON L6T 4X6

☎: 1-800-273-2286

☎: 1-888-503-0796

✉: [skaur@liquidcapitalcorp.com](mailto:skaur@liquidcapitalcorp.com)

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Save a tree. Please don't print this e-mail unless it's really necessary.

## Commitment Letter

REF: 2nd Mortgage (Solicitor: Nanda & Associates Lawyers)

Phone: 905-405-0199

**Borrowers and Guarantors: 2335898 Ontario Inc.**

**PADMINI PRASAD & SITARAM DEVI PRASAD**

**Lender: Compound Profit Corp., Suite # 200, 270 Orenda Road, Brampton,  
Ontario, L6T4X6**

Subject Property: **Unit #15, 5155 Spectrum Way, Mississauga, ON L4W 5A1**

Registered Office: **9 PEBBLECREEK DR, BRAMPTON, ON L6P 2T8**

I am prepared to issue a Commitment to arrange 2nd Mortgage financing on the above referenced property on the following terms and conditions.

Special Condition: The total amount for which the 2<sup>nd</sup> Mortgage will be registered is for **\$ 300,000** which is arrived as follows:-

1. Terms on 12 months.
2. Rate of interest on **13.00%** per annum
3. Principal amount **\$300,000.00**
4. **Funds advanced \$300,000.00 as loan to Freight Can Global Inc which is owned by Padmini Prasad and Sita Ram Devi Prasad.**
5. Monthly payments **of \$3,250.00**, First payment will start from December 01, 2015.
6. \$250.00 on NSF fee for any cheques returned + \$20.00 per day until payment of cheque and required certified cheque.
7. Borrowers will have to pay interest on all late payment.
8. 12 Months Postdated cheques to be provided, on demand.
9. The above said mortgage is not assumable or transferable. However the lender has absolute right to partial or full transfer their rights to any person or corporation without consent of the borrower/(s).
10. Standard Charge Terms 200033 applicable to this mortgage.
11. This is interest only mortgage.
12. Legal fees to be paid by the borrower.
13. Mortgage can be paid in full anytime with three month interest penalty

14. Discharge documentation to be prepared by the Chargee's Solicitor at the Chargor's expense.
15. First mortgage not to exceed \$900,000.00 with CIBC Bank
16. Mortgage hereby accepts that in default of payment mortgage will be deemed to be in default and mortgager will pursue the necessary legal action right on the following day.
17. Mortgage proceeds already received by the borrower as loan from Liquid Capital Group Corp.
18. Closing Date Payments to be calculated as per advanced date interest only, Interest adjustment amount to be deducted from the funds advanced. Closing is scheduled for on or before **August 13, 2015**.
19. PENALTY
  - \$ 250.00 for any returned cheques
  - \$500.00 collection fee upon notification of cancellation or Termination of fire insurance

Please sign below if the above terms and conditions are acceptable to you.

Dated at Brampton, Ontario of this date August 05, 2015

**2335898 Ontario Inc. (Borrower)**

---

**Padmini Prasad (Guarantor)**

---

**Sitaram Devi Prasad (Guarantor)**

---

**Compound Profit Corp., (Lender)**

---

**I have authority to bind the corporation**

# **EXHIBIT “I”**



ServiceOntario

LAND REGISTRY OFFICE #43

PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 4  
PREPARED FOR ROXANA MANEA  
ON 2016/03/29 AT 14:02:31

19410-0015 (LT)

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\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

PROPERTY DESCRIPTION: UNIT 15, LEVEL 1, PEEB CONDOMINIUM PLAN NO. 410 ; PT BLK 9 PL 43W793, PTS 1 & 2 43R16133, PT 3 43R17569, MORE FULLY DESCRIBED IN SCHEDULE 'A' OF DECLARATION LT1162742; CITY OF MISSISSAUGA

PROPERTY REMARKS:  
ESTATE/QUALIFIER:  
FEE SIMPLE ABSOLUTE  
OWNERS' NAMES  
TRUSTEES OF BEHTA DARVA COMMUNITY CHURCH  
RECENTLY:  
FIRST CONVERSION FROM BOOK  
CAPACITY SHARE  
PIN CREATION DATE:  
1995/10/23

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHKD
				**EFFECTIVE 2000/07/29 THE NOTATION OF THE "BLOCK IMPLEMENTATION DATE" OF 1995/10/23 ON THIS PIN**		
				**WAS REPLACED WITH THE "PIN CREATION DATE" OF 1995/10/23**		
				** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE: 1995/10/20 **		
TT74437	1953/06/01	NOTICE				C
				REMARKS: TORONTO-MALTON AIRPORT ZONING		
TT91081	1955/09/29	NOTICE				C
				REMARKS: AMENDING TT74437		
DP2708	1955/11/04	NOTICE				C
				REMARKS: TORONTO-MALTON AIRPORT ZONING REGULATIONS		
TT120053	1959/06/15	NOTICE				C
				REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS AMENDED 960306 BY K. BARBISON, DLR		
TT144298	1962/03/13	NOTICE				C
				REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS, AMENDED BY K.BARBISON DLR 96 03 06		
VS248789	1973/02/12	NOTICE				C
				REMARKS: AMENDMENT OF TORONTO-MALTON AIRPORT ZONING REGULATIONS LT248789 AMENDED TO READ 248789VS 95/11/14 KATHY POWER		
LT485110	1984/02/06	NOTICE				C
				REMARKS: AMENDING ZONING REGULATIONS, TORONTO INTERNATIONAL AIRPORT		
LT826984	1987/12/01	NOTICE				C
LT827000	1987/12/01	NOTICE				C
LT834167Z	1987/12/21	APF ANNEX REST COV			THE CORPORATION OF THE CITY OF MISSISSAUGA	C

NOTE: ADJOINING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES. IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.  
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19410-0015 (LT)

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\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CRKD
LT1162742	1990/10/10	DECLARATION CONDO			AIRPORT CORPORATE CENTRE (WEST) INC.	C
LT1164849	1990/10/22	BYLAW				C
		REMARKS: NO. 1				
LT1164850	1990/10/22	BYLAW				C
		REMARKS: NO. 2				
LT1164851	1990/10/22	BYLAW				C
		REMARKS: NO. 3				
LT1164852	1990/10/22	BYLAW				C
		REMARKS: NO. 4				
LT1164853	1990/10/22	BYLAW				C
		REMARKS: NO. 5				
LT1166286Z	1990/10/26	APL ANNEX REST COV		*** COMPLETELY DELETED ***		C
		REMARKS: DELETED BY C. DERUITER ON 2015/02/01				
LT1355845	1992/10/08	APL (GENERAL)		*** DELETED AGAINST THIS PROPERTY ***	THE BANK OF NOVA SCOTIA	C
		REMARKS: LT826984				
LT1407335	1993/05/11	COURT ORDER		*** COMPLETELY DELETED ***	1214853 ONTARIO INC.	
LT1693331	1997/01/16	TRANSFER		*** COMPLETELY DELETED ***	ROYAL BANK OF CANADA	
		REMARKS: RENTIS. LT1693332.				
LT1693332	1997/01/16	CHARGE		HER MAJESTY THE QUEEN IN RIGHT OF THE DEPARTMENT OF TRANSPORT CANADA	1214853 ONTARIO INC.	
LT1693333	1997/01/16	NOTICE				
		REMARKS: RENTIS. LT1693332.				
LT2057426	2000/03/27	NOTICE				C
		REMARKS: PEARSON AIRPORT ZONING REGULATION				

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19410-0015 (LT)

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REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHRD
PR1293166	2007/07/11	TRANSFER		*** COMPLETELY DELETED *** 1214853 ONTARIO INC.	DR INITIATIVES INC.	
PR1293167	2007/07/11	CHARGE		*** COMPLETELY DELETED *** DR INITIATIVES INC.	BUSINESS DEVELOPMENT BANK OF CANADA	
PR1293179	2007/07/11	NO ASSGN RENT GEN		*** COMPLETELY DELETED *** DR INITIATIVES INC.	BUSINESS DEVELOPMENT BANK OF CANADA	
PR1309716	2007/08/03	DISCH OF CHARGE		*** COMPLETELY DELETED *** ROYAL BANK OF CANADA		
PR2242796	2012/08/02	TRANSFER		*** COMPLETELY DELETED *** DR INITIATIVES INC.	2335898 ONTARIO INC.	
PR2242797	2012/08/02	CHARGE		*** COMPLETELY DELETED *** 2335898 ONTARIO INC.	BUSINESS DEVELOPMENT BANK OF CANADA	
PR2242798	2012/08/02	NO ASSGN RENT GEN		*** COMPLETELY DELETED *** 2335898 ONTARIO INC.	BUSINESS DEVELOPMENT BANK OF CANADA	
PR2297116	2012/11/19	DISCH OF CHARGE		*** COMPLETELY DELETED *** BUSINESS DEVELOPMENT BANK OF CANADA		
PR2622832	2014/10/29	CHARGE		*** COMPLETELY DELETED *** 2335898 ONTARIO INC.	CANADIAN IMPERIAL BANK OF COMMERCE	
PR2622864	2014/10/29	NO ASSGN RENT GEN		*** COMPLETELY DELETED *** 2335898 ONTARIO INC.	CANADIAN IMPERIAL BANK OF COMMERCE	
PR2668661	2015/02/02	DISCH OF CHARGE		*** COMPLETELY DELETED *** BUSINESS DEVELOPMENT BANK OF CANADA		
PR2765851	2015/08/13	CHARGE		*** COMPLETELY DELETED *** 2335898 ONTARIO INC.	LIQUID CAPITAL GROUP CORP.	
PR2773353	2015/08/25	NO ASSGN RENT GEN		*** COMPLETELY DELETED ***		

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PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

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PAGE 4 OF 4  
PREPARED FOR ROYANA MANEA  
ON 2016/03/29 AT 14:02:31

19410-0015 (LT)

\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/ CHKD
				2335898 ONTARIO INC.	LIQUID CAPITAL GROUP CORP.	
PR2863550	2016/02/03	TRANSFER	\$1,150,000	2335898 ONTARIO INC.	TRUSTEES OF BEHTA DARYA COMMUNITY CHURCH	C
PR2863551	2016/02/03	CHRG RELIGIOUS ORG	\$750,000	TRUSTEES OF BEHTA DARYA COMMUNITY CHURCH	CANADIAN CONFERENCE OF THE MENNONITE BRETHREN CHURCH OF NORTH AMERICA	C
PR2863552	2016/02/03	DISCH OF CHARGE		*** COMPLETELY DELETED *** LIQUID CAPITAL GROUP CORP.		
PR2871276	2016/02/22	DISCH OF CHARGE		*** COMPLETELY DELETED *** CANADIAN IMPERIAL BANK OF COMMERCE		

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# **EXHIBIT “J”**

**Properties**

*PIN* 19410 - 0015 LT *Interest/Estate* Fee Simple  
*Description* UNIT 15, LEVEL 1, PEEL CONDOMINIUM PLAN NO. 410 ; PT BLK 9 PL 43M793, PTS 1  
& 2 43R16133, PT 3 43R17569, MORE FULLY DESCRIBED IN SCHEDULE 'A' OF  
DECLARATION LT1162742; CITY OF MISSISSAUGA  
*Address* 15 UNIT  
5155 SPECTRUM WAY  
MISSISSAUGA

**Chargor(s)**

The chargor(s) hereby charges the land to the chargee(s). The chargor(s) acknowledges the receipt of the charge and the standard charge terms, if any.

*Name* 2335898 ONTARIO INC.  
*Address for Service* 9 PEBBLE CREEK DR, BRAMPTON,  
ON, L6P 2T8

I, Padmini Prasad, President and Devi Prasad Sitaram , Secretary, have the authority to bind the corporation.  
This document is not authorized under Power of Attorney by this party.

**Chargee(s)** *Capacity* *Share*

*Name* LIQUID CAPITAL GROUP CORP.  
*Address for Service* 200-270 ORENDA RD, BRAMPTON, ON, L6T 4X6

**Statements**

Schedule: See Schedules

**Provisions**

*Principal* \$300,000.00 *Currency* CDN  
*Calculation Period* monthly, not in advance  
*Balance Due Date* 2015/12/05  
*Interest Rate* 13.0%  
*Payments* \$3,250.00  
*Interest Adjustment Date* 2015 08 05  
*Payment Date* 5th of every month  
*First Payment Date* 2015 09 05  
*Last Payment Date* 2015 12 05  
*Standard Charge Terms* 200033  
*Insurance Amount* full insurable value  
*Guarantor* PADMINI PRASAD, DEVI PRASAD SITARAM

**Additional Provisions**

See Schedule

**Signed By**

Jagmohan Singh Nanda 2980 Drew Road, Suite 228 acting for Chargor Signed 2015 08 13  
Mississauga (s)  
L4T 0A7

Tel 905-405-0199  
Fax 905-405-0119

I have the authority to sign and register the document on behalf of the Chargor(s).

**Submitted By**

NANDA & ASSOCIATE LAWYERS PROFESSIONAL CORPORATION

2980 Drew Road, Suite 228  
Mississauga  
L4T 0A7

2015 08 13

Tel 905-405-0199

Fax 905-405-0119

**Fees/Taxes/Payment**

<i>Statutory Registration Fee</i>	\$60.00
<i>Total Paid</i>	\$60.00

**TERMS:**

**Lender:** Liquid Capital Group Corp.  
**Borrower(s):** PADMINI PRASAD & SITARAM DEVI PRASAD  
**Property Address:** 5155 Spectrum Way, Unit 15, Mississauga, ON L4W 5A1  
**Principle to be secured:** CAN\$300,000.00, out of USD\$330,000.00 previously advanced  
**And in consideration of the forbearance of the lender in not calling in the full amount of the prior loan, which the borrowers acknowledge is presently due and owing.**  
**Interest Rate:** 13%  
**Monthly Payment:** Amount due at the end of the term  
**Standard Charge Terms:** 200033  
**Term:** December 5, 2015

**CONDITIONS:**

1. Interest only and the term of the mortgage is till December 5, 2015, fully open.
2. As part of this commitment, and in order to induce the Lender to make this mortgage commitment and to forebear in calling in or requiring immediate payment of the loan referred to above, the Guarantor 2335898 Ontario Inc. agrees to provide the lender with a first charge/mortgage over its property located at 15-5155 Spectrum Way, Mississauga, Ontario, and that it will be considered a primary borrower in said charge.
3. The Mortgage will become due and payable at the end of the term. If the mortgage is not repaid by end of term.
4. Borrower shall add the mortgagee as beneficiary on the Borrowers Insurance Policy. Borrower to provide proof that property taxes are up to date. In the event of any arrears, the mortgage funds are to be used to bring property taxes up to date, and the remaining balance will be funded to the borrower or as otherwise directed.
5. Lender's Solicitor legal fee, costs and expenses related to the transaction are to be paid by the borrower and deducted from mortgage advance.
6. Discharge Fee is \$750.00. All Enforcement costs are on substantial indemnity basis.
7. Borrower's first mortgage with CIBC will not exceed \$900,000.00 on the subject property.
8. Lender has right to withdraw the commitment at any time prior to advance, if the information provided by borrower or any guarantor is incorrect.
9. There shall be no further encumbrance on title after this mortgage, failing which the Borrowers and Guarantor shall be considered in default.
10. Mortgage is non-assumable and non-portable.
11. The Borrower's solicitor to provide required documents, searches, and opinion as deemed necessary by Lender's solicitor.

Borrowers hereby accept the commitment and confirm their agreement with all the terms & conditions hereof, having either obtained legal advice independent of the Lender or having been satisfied that legal advice is not required. This Commitment is voidable at the option of the Lender if not accepted in accordance with its terms. The Borrowers acknowledged that the Lender's Fee will deemed to be earned upon execution of this Mortgage Commitment by the Borrowers and borrower will pay as per direction the broker fee if any as agreed, even if the Borrower's subsequently cancel the mortgage prior to advance and registration.

# **EXHIBIT “K”**



## Andrea McEwan

---

**From:** Balkaran <bdhillon@turnermoore.com>  
**To:** Paddy Prasad  
**Cc:** davepander@sympatico.ca  
**Subject:** FW: Mortgage  
**Attachments:** Mortgage Commitment letter Paddy.pdf

Paddy;

Please read and if every thing is OK, then sign by both of you and send me back asap.

Regards

**Balkaran Dhillon, CPA, CGA, LPA** | Partner | **TurnerMoore LLP**  
Chartered Professional Accountants | Licensed Public Accountants | Partners Building Success  
<http://turnermoore.com/brampton-east>  
Unit # 200, 270 Orenda Road, Brampton, ON L6T 4X6  
T: 647-693-7575, Toll Free: 888-625-0119 X 101 | F: 888-624-0454 | Email:bdhillon@turnermoore.com



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---

**From:** Dave Pandher [mailto:dave@fivestarinsurance.ca]  
**Sent:** Sunday, July 26, 2015 10:11 PM  
**To:** 'Balkaran'  
**Subject:** Mortgage

Balkaran ,

As per your request I am willing to help Paddy . I am taking this step in good faith to help Paddy because of your long term business relationship with Paddy. Please see attached commitment letter ask Paddy to to sign it asap so I can get things moving ASAP.

Best Regards,

A handwritten signature in black ink that reads "Dave Pandher". The signature is written in a cursive, flowing style.

**Dave Pandher**  
President



270 Orenda rd. | Unit: 200 Brampton, ont. | L6T 4X6  
Tel 905-459-0555 Ext. 101 | Mobile 647-836-6263  
Fax 1-888-562-5094

[www.fivestarinsurance.ca](http://www.fivestarinsurance.ca)

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## Commitment Letter

REF: 2nd Mortgage (Solicitor: NARESH CHOPRA)

Phone: 905-670-7076

**Borrowers: and Guarantors: PADMINI PRASAD & SITARAM DEVI PRASAD**

**Lender: Compound Profit Corp., Suite # 200, 270 Orenda Road, Brampton, Ontario, L6T4X6**

**Subject Property: 9 PEBBLECREEK DR, BRAMPTON, ON L6P 2T8**

I am prepared to issue a Commitment to arrange 2ndMortgage financing on the above referenced property on the following terms and conditions.

Special Condition: The total amount for which the 2<sup>nd</sup> Mortgage will be registered is for \$ 125,000 which is arrived as follows:-

1. Terms on 12 months.
2. Rate of interest on 13.00% per annum
3. Principal amount \$125,000.00
4. Lender fees will be 2.00% of \$125,000, which is \$2,500.00, deducted from the funding.
5. Advance funds \$125,000.00 -\$2,500.00 lender fee.
6. Monthly payments of \$1,354.17
7. \$250.00 on NSF fee for any cheques returned + \$20.00 per day until payment of cheque and required certified cheque.
8. Borrowers will have to pay interest on all late payment.
9. 12 Months Postdated cheques to be provided, each cheque must be dated 15th of each month, the first cheque will be prorated based on number of days.
10. Funds to be advanced on or before, July 28, 2015 upon satisfactory due diligence.
11. Legal fees to be paid by the Mortgagor.

10. Mortgager must submit to Mortgagee a copy of the fireinsurance policy on or before closing.

11. The above said mortgage is not assumable or transferable. However the lender has absolute right to partial or full transfer their rights to any person or corporation without consent of the borrower/(s).

12. Standard Charge Terms200033 applicable to this mortgage.

13. This is interest only mortgage.

14. Legal fees to be paid by the borrower.

15. This mortgage must be title insured.

16. Mortgage can be paid in full anytime with three month interest penalty

17. Discharge documentation to be prepared by the Chargee's Solicitor at the Chargor's expense.

18. First mortgage not to exceed \$968,750.00 with Equitable Bank with appraisal value of \$1,225,000.00

19. Lender's fee 2% will be deducted from the principal amount at the advance of funds amount. Discharge fee \$500.00 to be applicable at discharge

20. Mortgage hereby accepts that in default of payment mortgage will be deemed to be in default and mortgager will pursue the necessary legal action right on the following day.

21 Mortgage proceed will be paid to Liquid Capital Group Corp. to pay out portion of the loan which is given to Freightcan Global Inc.

22 Freightcan Global Inc will provide full access to their bank account to monitor any activities. All cheques from TD bank account ( US) account will be issued to Liquid Capital or Liquid Capital instructions unless prior written permission from the Liquid Capital and/or their representatives.

23. Closing Date Payments to be calculated as per advanced date interest only, Interest adjustment amount to be deducted from the funds advanced. Closing is scheduled for on or before July 28, 2015.

**24. PENALTY**

- \$ 250.00 for any returned cheques
- \$500.00 collection fee upon notification of cancellation or Termination of fire insurance

Please sign below if the above terms and conditions are acceptable to you.

Dated at Brampton, Ontario of this date July 27, 2015

Padmini Prasad (Borrower) \_\_\_\_\_

Sitaram Devi Prasad (Borrower) \_\_\_\_\_

Compound Profit Corp., (Lender) I have authority to bind the corporation

# **EXHIBIT “L”**

## Andrea McEwan

---

**From:** Paddy Prasad <IMCEAEX-\_O=FREIGHTCAN\_OU=EXCHANGE+20ADMINISTRATIVE+20GROUP+20+28FYDIBOHF23SPDLT+29\_CN=RECIPIENTS\_CN=DA3E8251E9F4433B9C2428BF5BDEF07F-PADDY+20PRASAD@deloitte.com>  
**To:** Balkaran (bdhillon@turnermoore.com)  
**Subject:** Request for vendor payments assistance  
**Attachments:** ATT20717.bin; GRANITE IMPORTS STATEMENT.XLSX; Balkaran - 27 07 2015.xlsx

Balkaran

Thanks for yours and Dave support and understanding .

Further to my discussion – Please find below my commitments and at present I am only looking to avoid any further dem /storage ,

1. Find enclosed the statement which requires payment to be sent out . will be sending all documents – to sukhvinder .
2. Both Canada and usa – are important so that I can release and start collecting the funds which are overdue .
3. Find below is my bank account details :

Bank Name: TD Canada Trust  
Bank Address: 7685 Hurontario St. South, Brampton ON L6W 0B4  
USD Account # 7308449  
CAD Account # 5291479  
Swift Code: TDOMCATTOR  
Bank Transit # 0136  
Institution # 004  
Beneficiary Name: Freightcan Global Inc.  
Beneficiary Address: 15 - 5155 Spectrum Way, Mississauga ON L4W 5A1

Will text you the account no and the pw – .

It will ask for few questions and the responses are with my daughter and will send that , otherwise , you will not be able to access .

Present balance available immdtly – usd 22,000

Please find below msg sent to one of the usa customer – have spoken to them and they will make the wire to TD – -apprx usd 30,000

**From:** Paddy Prasad  
**Sent:** July 26, 2015 8:41 PM  
**To:** 'jody@graniteimports.net' <jody@graniteimports.net>  
**Cc:** 'chris@graniteimports.net' <chris@graniteimports.net>  
**Subject:** GRANITE IMPORTS

Jody

While thanking you all for the support , further to my discussion with Chris , wish to inform you that the containers release got delayed due to our service contract issues and the filing of FMC tariff where each container were billed at tariff rate which was very expensive . We finally got the numbers mitigated but had to absorb a lot of demurrage charges .

We are not billing you any additional cost but requesting you to settle the above statement amount in advance by wire so that it will help us as we need to settle a large bill to carrier , dem department.

All the customers have assisted us and appreciate your help as well .

Please find below our bank details.

**Bank Name: TD Canada Trust**

**Bank Address: 7685 Hurontario St. South, Brampton ON L6W 0B4**

**USD Account # 7308449**

**Swift Code: TDOMCATTOR**

**Bank Transit # 0136**

**Institution # 004**

**Beneficiary Name: Freightcan Global Inc.**

**Beneficiary Address: 15 - 5155 Spectrum Way, Mississauga ON L4W 5A1**

Please confirm receipt of the same and let me know if you need any clarification on the same .  
Below are my cell numbers .

732 688 9576

647 886 4946

I will give you the recievables listing for this week ,

Once we deliver the units – I can start picking up payments fm all the Canadian customers . Charges are very expensive at both Canada and usa – at the terminals which I would like to avoid , hence requesting you to release the funds based on TD regular deposits and indemnity signed against the second mortgage line

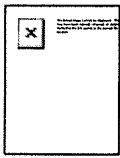
I will be sending you the mortgage registration details upon completion so that you can register the second one .

I would appreciate that all the payments are taken from TD instead of Habib .



I will ask colin to submit weekly receivables fm customers in Canada and usa as well .

Thanking you once again and let me know if you need any clarification .



Best Regards,

**Paddy Prasad**

**President – Freightcan Global Inc.**

Canada office : 5155 Spectrum Way, Unit # 15 | Mississauga | Ontario | L4W 5A1

USA office : 100 Menlo Park Drive, Suite 302 C | Edison | New Jersey | 08837

T: 1 (844) 9WE-SHIP (1-844-993-7447) | Cell +1 (647) 886-4946



# **EXHIBIT “M”**

**Andrea McEwan**

---

**From:** Paddy Prasad <IMCEAEX\_O=FREIGHTCAN\_OU=EXCHANGE+20ADMINISTRATIVE+20GROUP+20+28FYDIBOHF23SPDLT+29\_CN=RECIPIENTS\_CN=DA3E8251E9F4433B9C2428BF5BDEF07F-PADDY+20PRASAD@deloitte.com>  
**To:** Balkaran  
**Subject:** RE: Banking info  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Balkaran

Please find below response

Regards  
Paddy

**From:** Balkaran [mailto:bdhillon@turnermoore.com]  
**Sent:** July 27, 2015 8:31 PM  
**To:** Paddy Prasad <paddy@freightcanglobal.com>  
**Subject:** Banking info

Paddy;

Please send me following information so i can send to Dave:

**Bank card number and password**

Username: 1305682439842

Password: Banking15

**Security Questions and Answers for Online Login:**

1. What is your oldest sibling's nickname?  
A: gouri
2. What is the name of your first employer?  
A: Freightcan
3. What was the make of your first car?  
A: Ferrari
4. What is your youngest child's middle name?  
A: deviprasad
5. What online forum or site do you frequent most?  
A: netflix

**Secret question & answer**

As above

**Uncleared transaction :**

Chq no 2 – usa hotshot inc – trucker usd -5255- dt july 20th

Chq no 3- Maersk line usa - - usd -875- dt – july 20th

Chq no 4 – Maersk line usa – usd -2050- dt july 21<sup>st</sup>

Chq no 6 – link and link shipping – usd -35- dt july 21st

Chq no 8 – Maersk line usa – usd – 2125- july 22<sup>nd</sup>

Chq no 9 – Maersk line usa – usd -1425- july 22<sup>nd</sup>

Total – usd -11765

**AR payment plan- this week**

CHI commodities – usd 18000

Granite imports – usd 25000

Impex granite – usd 5000

Lakshmi house of spice – usd 20,000 – cad account , generally used for salaries

Pride tires – ud 5000

Rubicon – usd 20,000

Textile city – 10,000

Zee imports – cad 10000 – used for salary

Note: Sukvinder send five cheque of Habib bank to RBC today, one is deposit today and it will continue deposit each per day, as agreed. Please make sure no cheque should be NSF.

**Can we use td instead of habib – pls**

Thanks

Regarding the second mortgage : Prasad will sign and send it again .

**Balkaran Dhillon, CPA, CGA, LPA | Partner | TurnerMoore LLP**

Chartered Professional Accountants | Licensed Public Accountants | Partners Building Success

**<http://turnermoore.com/brampton-east>**

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# **EXHIBIT “N”**

## Andrea McEwan

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**From:** Balkaran <bdhillon@turnermoore.com>  
**To:** Paddy Prasad  
**Cc:** 'Dave Pander'  
**Subject:** Discussion with Liquid

Paddy;

I send all the documents to the Dave one hour ago, he spoke to head office in detail and there concern about the over dues, which is not helping at all. So far they did not agree, however Dave send all the information to CEO of Liquid Capital in Montreal and North America Head in Texas, he is trying to set up conference call at 3 PM to move this matter.

Dave will call you by 3.30 or 4 PM, to discuss the outcome of this conference call.

Regards

**Balkaran Dhillon, CPA, CGA, LPA** | Partner | **TurnerMoore LLP**

Chartered Professional Accountants | Licensed Public Accountants | Partners Building Success

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IN THE MATTER OF Section 101 of the Courts of Justice Act, R.S.O. 1990 c.C-43, as amended and Section 47(1) of the Bankruptcy and Insolvency Act (Canada)

**HSBC BANK CANADA**

Applicant and

**FREIGHTCAN GLOBAL INC.**

Respondent

Court File No.: CV-15-10828-00CL

*ONTARIO*  
**SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

Proceedings commenced at **Toronto**

**SUPPLEMENTAL MOTION RECORD**

**THORNTON GROUT FINNIGAN LLP**  
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Lawyers for the Receiver