

June 11, 2020

To the Creditors of FLII Construction Ltd. (the “Company”)

Please find attached a copy of a Certificate of Filing a Notice of Intention to Make a Proposal (“NOI”) for FLII Construction Ltd. filed under Part III of the *Bankruptcy & Insolvency Act*. The NOI was filed on June 9, 2020. By filing a NOI, all proceedings and accounts are effectively frozen as at June 9, 2020.

In addition to the NOI, we have enclosed the following:

- Notice of the Stay of Proceedings including a copy of Section 69 of the *Bankruptcy & Insolvency Act*
- A list of the creditors

Pursuant to the provisions of the *Bankruptcy & Insolvency Act*, the Company is required to formulate and file a Proposal to its creditors within the next 30 days or apply to Court to extend the period by which the Company must file a Proposal to its creditors. As Trustee under the Proposal we will be mailing to the creditors in due course a package including the Proposal, a report and proof of claim.

Should you have any questions, please contact the undersigned.

Yours truly,

McEown and Associates Ltd.

Trustee under the Notice of Intention
to Make a Proposal of FLII Construction Ltd.

Per: John McEown, CPA, CA, CIRP, LIT



Industry Canada
Office of the Superintendent
of Bankruptcy Canada

Industrie Canada
Bureau du surintendant
des faillites Canada

District of British Columbia
Division No. 03 - Vancouver
Court No. 11-2650764
Estate No. 11-2650764

In the Matter of the Notice of Intention to make a
proposal of:

FLII CONSTRUCTION LTD.
Insolvent Person

MCEOWN AND ASSOCIATES LTD.
Licensed Insolvency Trustee

Date of the Notice of Intention: June 09, 2020

CERTIFICATE OF FILING OF A NOTICE OF INTENTION TO MAKE A PROPOSAL
Subsection 50.4 (1)

I, the undersigned, Official Receiver in and for this bankruptcy district, do hereby certify that the aforementioned insolvent person filed a Notice of Intention to Make a Proposal under subsection 50.4 (1) of the *Bankruptcy and Insolvency Act*.

Pursuant to subsection 69(1) of the Act, all proceedings against the aforementioned insolvent person are stayed as of the date of filing of the Notice of Intention.

Date: June 09, 2020, 18:29

E-File/Dépôt Electronique

Official Receiver

300 Georgia Street W, Suite 2000, Vancouver, British Columbia, Canada, V6B6E1, (877)376-9902



Estate No. 11-2650764
Vancouver Registry

**IN THE SUPREME COURT OF BRITISH COLUMBIA
IN BANKRUPTCY**

**IN THE MATTER OF THE NOTICE OF INTENTION TO MAKE A PROPOSAL OF
FLII CONSTRUCTION LTD.**

NOTICE OF STAY OF PROCEEDINGS

TAKE NOTICE THAT on June 9, 2020 **FLII CONSTRUCTION LTD.** filed a Notice of Intention to make a Proposal pursuant to Section 50.4 of the *Bankruptcy and Insolvency Act*, AND THAT, pursuant to Section 69 of the *Bankruptcy and Insolvency Act*, upon the filing of such a Notice, no creditor shall have any remedy against the debtor or his property or shall commence or continue any action, execution or other proceedings for the recovery of a claim provable in Bankruptcy until the filing of a Proposal under Section 62(1) or the Bankruptcy of the insolvent person. The applicable portions of Section 69 are attached.

THEREFORE, should you have a claim provable in Bankruptcy against FLII Construction Ltd. you should not commence or continue any action, execution, or other proceedings for the recovery of such claim except by leave of the Court.

DATED AT the City of Vancouver, British Columbia this 11th day of June, 2020.

McEown and Associates Ltd.
Trustee under the Notice of Intention
to Make a Proposal of FLII Construction Ltd.

Per: John McEown, CPA, CA, CIRP, LIT

Stay Of Proceedings – Notice Of Intention

69. (1) Stay of Proceedings – Notice of Intention - Subject to subsections (2) and (3) and sections 69.4 and 69.5, on the filing of a notice of intention under section 50.4 by an insolvent person,

(a) no creditor has any remedy against the insolvent person or the insolvent person's property, or shall commence or continue any action, execution or other proceedings, for the recovery of a claim provable in bankruptcy,

(b) no provision of a security agreement between the insolvent person and a secured creditor that provides, in substance, that on

(i) the insolvent person's insolvency,

(ii) the default by the insolvent person of an obligation under the security agreement, or

(iii) the filing by the insolvent person of a notice of intention under section 50.4,

the insolvent person ceases to have such rights to use or deal with assets secured under the agreement as he would otherwise have, has any force or effect,

(c) Her Majesty in right of Canada may not exercise Her rights under

(i) subsection 224(1.2) of the *Income Tax Act*, or

(ii) any provision of the *Canada Pension Plan* or of the *Employment Insurance Act* that

(A) refers to subsection 224(1.2) of the *Income Tax Act*, and

(B) provides for the collection of a contribution, as defined in the *Canada Pension Plan*, or an employee's premium or employer's premium, as defined in the *Employment Insurance Act*, and of any related interest, penalties or other amounts,

in respect of the insolvent person where the insolvent person is a tax debtor under that subsection or provision, and

(d) Her Majesty in right of a province may not exercise her rights under any provision of provincial legislation in respect of the insolvent person where the insolvent person is a debtor under the provincial legislation and the provision has a similar purpose to subsection 224(1.2) of the *Income Tax Act*, or refers to that subsection, to the extent that it provides for the collection of a sum, and of any related interest, penalties or other amounts, where the sum

(i) has been withheld or deducted by a person from a payment to another person and is in respect of a tax similar in nature to the income tax imposed on individuals under the *Income Tax Act*, or

(ii) is of the same nature as a contribution under the *Canada Pension Plan* if the province is a "province providing a comprehensive pension plan" as defined in subsection 3(1) of the *Canada Pension Plan* and the provincial legislation establishes a "provincial pension plan" as defined in that subsection,

until the filing of a proposal under subsection 62(1) in respect of the insolvent person or the bankruptcy of the insolvent person.

(2) **Limitations** - The stays provided by subsection (1) do not apply

(a) to prevent a secured creditor who took possession of secured assets of the insolvent person for the purpose of realization before the notice of intention under section 50.4 was filed from dealing with those assets;

(b) to prevent a secured creditor who gave notice of intention under subsection 244(1) to enforce that creditor's security against the insolvent person more than ten days before the notice of intention under section 50.4 was filed, from enforcing that security, unless the secured creditor consents to the stay; or

(c) to prevent a secured creditor who gave notice of intention under subsection 244(1) to enforce that creditor's security from enforcing the security if the insolvent person has, under subsection 244(2), consented to the enforcement action.

Stay Of Proceedings – Notice Of Intention

(3) **Limitations** - A stay provided by paragraph (1)(c) or (d) does not apply, or terminates, in respect of Her Majesty in right of Canada and every province if

(a) the insolvent person defaults on payment of any amount that becomes due to Her Majesty after the filing of the notice of intention and could be subject to a demand under

(i) subsection 224(1.2) of the *Income Tax Act*,

(ii) any provision of the *Canada Pension Plan* or of the *Employment Insurance Act* that refers to subsection 224(1.2) of the *Income Tax Act* and provides for the collection of a contribution, as defined in the *Canada Pension Plan*, or an employee's premium, or employer's premium, as defined in the *Employment Insurance Act*, and of any related interest, penalties or other amounts, or

(iii) any provision of provincial legislation that has a similar purpose to subsection 224(1.2) of the *Income Tax Act*, or that refers to that subsection, to the extent that it provides for the collection of a sum, and of any related interest, penalties or other amounts, where the sum

(A) has been withheld or deducted by a person from a payment to another person and is in respect of a tax similar in nature to the income tax imposed on individuals under the *Income Tax Act*, or

(B) is of the same nature as a contribution under the *Canada Pension Plan* if the province is a "province providing a comprehensive pension plan" as defined in subsection 3(1) of the *Canada Pension Plan* and the provincial legislation establishes a "provincial pension plan" as defined in that subsection; or

(b) any other creditor is or becomes entitled to realize a security on any property that could be claimed by Her Majesty in exercising Her rights under

(i) subsection 224(1.2) of the *Income Tax Act*,

(ii) any provision of the *Canada Pension Plan* or of the *Employment Insurance Act* that refers to subsection 224(1.2) of the *Income Tax Act* and provides for the collection of a contribution, as defined in the *Canada Pension Plan*, or an employee's premium, or employer's premium, as defined in the *Employment Insurance Act*, and of any related interest, penalties or other amounts, or

(iii) any provision of provincial legislation that has a similar purpose to subsection 224(1.2) of the *Income Tax Act*, or that refers to that subsection, to the extent that it provides for the collection of a sum, and of any related interest, penalties or other amounts, where the sum

(A) has been withheld or deducted by a person from a payment to another person and is in respect of a tax similar in nature to the income tax imposed on individuals under the *Income Tax Act*, or

(B) is of the same nature as a contribution under the *Canada Pension Plan* if the province is a "province providing a comprehensive pension plan" as defined in subsection 3(1) of the *Canada Pension Plan* and the provincial legislation establishes a "provincial pension plan" as defined in that subsection.

Creditor List
In the Matter of the Notice of Intention to Make a Proposal of
FLII CONSTRUCTION LTD.

Creditor Name	Claim Amount
Britco Boxx Limited Partnership	\$ 663
FLII Construction Ltd. holdback	365,311.92
Ronnie Gill	358,781.65
AAA Plumbing & Heating LTD.	233,913.76
AG Doors Ltd.	6,562.50
All Cuts Precision Ltd.	-
Apex Building Sciences Incorporated	2,940.00
Cooper Equipment Rentals Limited	9,204.06
Crown Door Corp.	1,765.57
D.J. Masonry Ltd.	38,097.86
Dick's Lumber	680,601.71
DSM Excavating & Contracting Ltd.	51,339.87
Dulai Roofing Ltd.	13,379.31
ESR Electric Ltd.	108,730.93
Graestone Ready Mix Inc.	202,766.19
KC's Pumping Services Inc. dba PSI Concrete Pumping	38,664.12
King Stone Slinger Ltd.	28,376.25
KONE Inc.	148,555.42
Mega Cranes Ltd.	75,312.72
Metalworks & Welding	4,251.75
Metro Testing & Engineering	10,151.51
MidValley Rebar Ltd.	158,823.33
MSD Engineering Inc.	123,694.98
Norquip Services Ltd.	629.10
Pacific Edge Forming	46,775.99
Peak Disposal Services Inc.	9,655.97
Pro-Fit Structures (2007) Ltd.	317,933.66
Receiver General	149,671.87
Skyyj Construction Ltd.	12,558.00
Stormtec Filtration Inc.	19,864.74
Super Save Fence Rentals Inc.	5,894.89
TEAM Security & Protection Ltd.	36,695.66
TFF Scaffolding Inc.	106,865.66
W.S. Fire Protection Ltd.	99,792.00
West Coast Steel	235,312.49
Western Canada Blasting Ltd.	5,312.69