



MEYERS NORRIS PENNY LIMITED

District of ONTARIO  
Division No. 9  
Court No. 31-1240545  
Estate No. 31-1240545

NOTICE OF REFUSAL BY CREDITORS TO APPROVE PROPOSAL

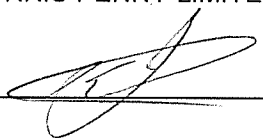
IN THE MATTER OF THE PROPOSAL OF  
**PHARMACY 2 DRUG & FOOD INC.**  
OF THE TOWN OF MARKHAM  
IN THE PROVINCE OF ONTARIO

We, Meyers Norris Penny Limited the trustee acting in the proposal of Pharmacy 2 Drug & Food Inc. hereby report to the creditors as follows:

1. That Pharmacy 2 Drug & Food Inc., a debtor, did on the 8<sup>th</sup> day of April, 2010, file an Amended Definitive Proposal with us.
2. That the first meeting of creditors was held on the 30<sup>th</sup> day of April 2010 and adjourned until the 10<sup>th</sup> day of June, 2010. At the reconvened first meeting of creditors presided over by the Trustee, the creditors refused the proposal resulting in the bankruptcy of Pharmacy 2 Drug & Food Inc.
3. Pursuant to subparagraph 57(a)(i) of the *Bankruptcy and Insolvency Act*, the meeting of creditors held on the 10<sup>th</sup> day of June, 2010, served as the first meeting of creditors of the bankrupt corporation.
4. If you filed a proof of claim in the Amended Definitive Proposal of Pharmacy 2 Drug & Food Inc. there is no need to file a proof of claim for the bankruptcy.
5. **The assets of Pharmacy 2 Drug & Food Inc. are insufficient to pay the secured creditors in full, therefore, there will be no funds available for the unsecured creditors.**
6. If you have any questions call 289-695-4381.

Dated at RICHMOND HILL, ONTARIO, this 16<sup>th</sup> day of June, 2010.

MEYERS NORRIS PENNY LIMITED

Per:   
Trustee



INSOLVENCY & RESTRUCTURING PROFESSIONALS  
3100 STEELES AVE. EAST, SUITE 701 MARKHAM, ON CANADA L3R 8T3  
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**BANKRUPTCY AND INSOLVENCY ACT - PROOF OF CLAIM**

(see instructions on reverse)

In the matter of the bankruptcy of **Pharmacy 2 Drug & Food Inc.** of Markham Ontario and the claim of

\_\_\_\_\_, creditor.

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

Address: \_\_\_\_\_ City/Prov.: \_\_\_\_\_ Postal code: \_\_\_\_\_

Tel no. \_\_\_\_\_ Fax no. \_\_\_\_\_ Attn: \_\_\_\_\_ Acct. no. \_\_\_\_\_

I, \_\_\_\_\_ (name of creditor or representative of the creditor), of \_\_\_\_\_ (city and province), do hereby certify:

1. That I am a creditor of the above-named debtor or that I am \_\_\_\_\_ (state position or title) of \_\_\_\_\_ (name of creditor).

2. That I have knowledge of all the circumstances connected with the claim referred to below.

3. That the debtor was, at the date of bankruptcy, namely the 10<sup>th</sup> day of June, 2010, and still is, indebted to the creditor in the sum of \$ \_\_\_\_\_, as specified in the statement of account (or affidavit or solemn declaration) attached and marked Schedule "A", after deducting any counterclaims to which the debtor is entitled. (The attached statement of account or affidavit must specify the vouchers or other evidence in support of the claim.)

4. (Check and complete appropriate category.)

A. UNSECURED CLAIM OF \$ \_\_\_\_\_

That in respect of this debt, I do not hold any assets of the debtor as security and (Check appropriate description.)

I do not claim a right to a priority regarding the amount of \$ \_\_\_\_\_.

I claim a right to a priority under section 136 of the Act regarding the amount of \$ \_\_\_\_\_.

(Set out on an attached sheet details to support priority claim.)

B. CLAIM OF LANDLORD FOR DISCLAIMER OF A LEASE \$ \_\_\_\_\_

That I hereby make a claim under subsection 65.2(4) of the Act, particulars of which are attached. This applies only in a commercial proposal. (Set out on an attached sheet full particulars of the claim, including the calculations upon which the claim is based)

C. SECURED CLAIM OF \$ \_\_\_\_\_

That in respect of this debt, I hold assets of the debtor valued at \$ \_\_\_\_\_ as security, particulars of which are attached.

(Set out on an attached sheet full particulars of the security, including the date on which the security was given and the value at which you assess the security, and attach a copy of the security documents.)

D. CLAIM BY FARMER, FISHERMAN OR AQUACULTURIST OF \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.2(1) of the Act for the unpaid amount of \$ \_\_\_\_\_

(Applies only to inventory supplied within 15 days of the date of bankruptcy. Attach a copy of sales agreement and delivery receipts.)

E. CLAIM BY WAGE EARNER OF \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.3 and/or 81.4 of the Act in the amount of \$ \_\_\_\_\_.

F. CLAIM BY EMPLOYEE FOR UNPAID AMOUNT REGARDING PENSION PLAN \$ \_\_\_\_\_

That I hereby make a claim under subsection 81.5 and/or 81.6 of the Act in the amount of \$ \_\_\_\_\_.

G. CLAIM AGAINST DIRECTOR \$ \_\_\_\_\_

(To be completed when a proposal provides for the compromise of claims against directors)

That I hereby make a claim under subsection 50(13) of the Act, particulars of which are attached. This applies only in a commercial proposal.

(Set out on an attached sheet full particulars of the claim, including the calculations upon which the claim is based)

H. CLAIM OF A CUSTOMER OF A BANKRUPT SECURITIES FIRM \$ \_\_\_\_\_

That I hereby make a claim as a customer for net equity as contemplated by section 262 of the Act, particulars of which are attached.

(Set out on an attached sheet full particulars of the claim, including the calculations upon which the claim is based)

5. That, to the best of my knowledge, I am (or the above-named creditor is) (or am not or is not) related to the debtor within the meaning of section 4 of the Act, and have (or has) (or have not or has not) dealt with the debtor in a non-arm's-length manner..

6. That the following are the payments that I have received from, and the credits that I have allowed to, and transfers at undervalue within the meaning of subsection 2(1) of the Act that I have been privy to or party to with the debtor within the three months (or, if the creditor and the debtor are related within the meaning of section 4 of the Act or were not dealing with each other at arm's length, within the 12 months) immediately before the date of the initial bankruptcy event within the meaning of Section 2 (1) of the Act: (Set out on an attached sheet details of payments credits and transfers at undervalue.)

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_.

x \_\_\_\_\_  
Signature of Witness

x \_\_\_\_\_  
Signature of Creditor

NOTE: If an affidavit is attached, it must have been made before a person qualified to take affidavits. WARNINGS: A trustee may, pursuant to subsection 128(3) of the Act, redeem a security on payment to the secured creditor of the debt or the value of the security as assessed, in a proof of security, by the secured creditor. Subsection 201(1) of the Act provides severe penalties for making any false claim, proof, declaration or statement of account.

## GENERAL PROXY

In the matter of the bankruptcy of **Pharmacy 2 Drug & Food Inc.**

I/we \_\_\_\_\_, of the \_\_\_\_\_ of \_\_\_\_\_, creditor, hereby appoint  
\_\_\_\_\_, of the \_\_\_\_\_ of \_\_\_\_\_, to be my/our general proxy in the above matter  
(excepting only as to the receipt of dividends)

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_.

x \_\_\_\_\_ x \_\_\_\_\_  
Signature of Witness Signature of Creditor

### INFORMATION REGARDING GENERAL PROXY

A creditor may vote either in person or by proxy. A debtor may not be appointed a proxy to vote at any meeting of his creditors. The trustee may be appointed as a proxy to vote on behalf of a creditor. If you want to appoint a proxy, the proxy form must be completed and signed by the creditor. If the creditor is a corporation, the proxy must be signed in the corporate name and not necessarily by the individual signing the proof of claim form. If a corporation grants a voting proxy to an individual, the proxy section should be signed, dated and witnessed. The Bankruptcy and Insolvency Act permits a proof of claim to be made by a duly authorized agent of a creditor, but this does not give such a person power to vote at the first meeting of creditors or to act as the creditor's proxy unless the GENERAL PROXY section has been completed.

### PLEASE READ THIS CAREFULLY BEFORE YOU PREPARE YOUR PROOF OF CLAIM

1. Ensure you include your complete address, telephone number and account number (if applicable)
2. If you are signing this form on behalf of a corporation or other person you must state the title or capacity in which you are acting, such as "credit manager", "accountant", "controller" or "authorized agent", etc. This form must be signed by the person making the declaration.
3. You must have knowledge of the circumstances connected with this claim.
4. The proof of claim is incomplete unless you include a statement marked "Schedule A". The balance on this statement must be complete and agree with the balance claimed by you as of the date of bankruptcy. "Schedule A" should be a detailed statement of account of the last three months of financial activity with the bankrupt. It must show the date, number and amount of all invoices or charges, together with the date, number and amount of all credits or payments. A "balance forward" or line figure does not meet the disclosure requirements for proofs of claim issued by the Superintendent of Bankruptcy. All claimants must attach a detailed list of all payments or credits received or granted, as follows:
  - a) within the three (3) months preceding the bankruptcy or the proposal, in the case where the claimant and the debtor are not related, or
  - b) within the twelve (12) months preceding the bankruptcy or proposal, in the case where the claimant and the debtor are related.
5. Check (x) the type of claim which applies to you. **DO NOT LEAVE THIS SECTION BLANK.**

If you have a regular unsecured claim, then please check (X) beside the phrase "I do not claim to a right to priority".

A priority claim is only granted to specific creditors under S.136 of The Bankruptcy and Insolvency Act. Please review the legislation to determine if you are eligible to make such a claim in this estate.

If you have a SECURED CLAIM you must:

- a) insert the value of your security, and
- b) prove that you are secured by attaching a copy of your security document (chattel mortgage, a copy of your financing statement issued under the Personal Property Security Act, etc.). If you hold a mortgage over real estate, please provide the trustee with a copy of the mortgage document.

CLAIMS AGAINST DIRECTOR apply only to directors of corporations that have filed a commercial proposal to creditors that includes a compromise of statutory claims against directors.

6. If you are related by blood or marriage to the bankrupt, then you should consider yourself a related person. If the bankrupt is a corporation, you would be considered to be related to it if you were a shareholder, or if your company was controlled by the same shareholders as the bankrupt corporation. Please refer to section 4 of the Act for a definition of related persons.

7. You must provide the full details of all payments and credits received from or allowed to the debtor during the period indicated.

8. The proof of claim is incomplete UNLESS it has been signed and witnessed.

PLEASE CONTACT THE TRUSTEE'S OFFICE IF YOU HAVE ANY QUESTIONS ABOUT COMPLETING YOUR PROOF OF CLAIM



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