

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

THE HONOURABLE)
)
JUSTICE OSBORNE) FRIDAY, THE 22ND DAY
 OF SEPTEMBER, 2023

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*,
S.O 2020, C.36, SCHED. 7, AS AMENDED**

AND IN THE MATTER OF PACE SAVINGS & CREDIT UNION LIMITED

**APPLICATION OF PACE SAVINGS & CREDIT UNION LIMITED UNDER SECTION
240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*, S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

CLAIMS PROCESS ORDER

THIS MOTION, brought by KPMG INC. (“**KPMG**”), in its capacity as court-appointed liquidator of PACE Savings & Credit Union Limited (the “**Liquidator**”) pursuant to the Order of the Honourable Madam Justice Conway dated August 24, 2022 (the “**Appointment Order**”), for an order, among other things, establishing a claims process to identify, determine and resolve claims of creditors of PACE Savings & Credit Union Limited (“**PCU**”), was heard this day by videoconference via Zoom in Toronto, Ontario.

ON READING the Liquidator’s Notice of Motion and its Fourth Report dated September 6, 2023, and on hearing the submissions of counsel for the Liquidator, and those other parties listed on the Counsel Slip, no one else appearing although duly served with the Liquidator’s Motion Record as appears from the Affidavit of Service of Amy Casella sworn September 6, 2023,

SERVICE

1. **THIS COURT ORDERS** that the time for service of the Notice of Motion and the Motion Record is hereby validated so that this motion is properly returnable today, and hereby dispenses with further service thereof.

DEFINITIONS AND INTERPRETATION

2. The following terms shall have the following meanings ascribed thereto:

- (a) **“Appointment Order”** has the meaning ascribed to it in the preamble to this Order;
- (b) **BC and Sask Cardholder Claims** means the claims asserted in the following actions: (i) Supreme Court of British Columbia Court File No. VLC-S-S-147229 in Vancouver commenced by Ying Jiang against All Trans Financial Services Credit Union Limited and others; and (ii) Court of King's Bench for Saskatchewan Court File No. Q.B.G. 2024/14 in Regina commenced by Ying Jiang against All Trans Financial Services Credit Union Limited and others;
- (c) **“Business Day”** means a day, other than a Saturday or a Sunday, on which banks are generally open for business in Toronto, Ontario;
- (d) **“Claim”** means any right or claim of any Person against PCU in connection with any indebtedness, liability or obligation of any kind whatsoever, whether or not such right or claim is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, unsecured, present, future, known or unknown, by guarantee, surety or otherwise and whether or not such right is executory in nature, including the right or ability of any Person to advance a claim for contribution or indemnity for or otherwise with respect to any matter, action, cause or chose in action, whether existing at present or commenced in the future, including the BC and Sask Cardholder Claims, but excluding Excluded Claims (each, a **“Claim”**, and collectively, the **“Claims”**);
- (e) **“Claims Bar Date”** means 5 p.m. Eastern Time on November 22, 2023;

- (f) “**Claims Officer**” means the person or persons who may be appointed by the Court;
- (g) “**Class A Profit Shares**” means Class A Special Shares issued pursuant to the Articles of Amalgamation of PCU dated September 12, 2012;
- (h) “**Class B Investment Shares**” means Class B Special Shares issued pursuant to the Articles of Amalgamation of PCU dated September 12, 2012;
- (i) “**Court**” means the Ontario Superior Court of Justice (Commercial List);
- (j) “**Creditor**” means any Person asserting a Claim;
- (k) “**Dispute Notice**” means a written notice to the Liquidator, substantially in the form attached hereto as **Schedule “E”**, delivered to the Liquidator by a Creditor who has received a Notice of Revision or Disallowance of its intention to dispute such Notice of Revision or Disallowance;
- (l) “**Excluded Claims**” means:
 - i. claims by holders of Class B Investment Shares, Class A Profit Shares and/or membership shares of PCU; and
 - ii. claims by holders of prepaid cards issued by PCU and/or its predecessors, other than the BC and Sask Cardholder Claims;
- (m) “**Instruction Letter**” means the guide to completing the Proof of Claim form, substantially in the form attached as **Schedule “B”** hereto;
- (n) “**Known Creditors**” means those Creditors which, to the knowledge of the Liquidator, are owed monies by PCU and which monies remain unpaid in whole or in part;
- (o) “**Liquidator**” has the meaning ascribed to it in the preamble to this Order;
- (p) “**Notice of Revision or Disallowance**” means a notice, substantially in the form attached hereto as **Schedule “D”**, advising a Creditor that the Liquidator has

revised or disallowed all or part of such Creditor's Claim as set out in the Creditor's Proof of Claim;

- (q) **"Notice to Creditors"** means the Notice to Creditors for publication substantially in the form attached as **Schedule "A"** hereto;
- (r) **"Person"** is to be interpreted broadly and includes any individual, and for greater clarity, general or limited partnership, joint venture, trust, corporation, limited or unlimited liability company, unincorporated organization, association, trust, collective bargaining agent, joint venture, federal or provincial government body, agency or ministry, regulatory body, officer or instrumentality thereof, or any juridical entity, wherever situate or domiciled, and whether or not having legal status, howsoever designated or constituted, and whether acting on their own or in a representative capacity;
- (s) **"Proof of Claim"** means the proof of claim to be completed and filed by a Person setting forth a Claim and which shall include all supporting documentation in respect of such Claim, substantially in the form attached hereto as **Schedule "C"**;
- (t) **"Proof of Claim Document Package"** means a document package that includes a copy of the Notice to Creditors, Instruction Letter, Proof of Claim, and such other materials as the Liquidator may consider appropriate or desirable; and
- (u) **"Proven Claim"** means a Claim as finally accepted by the Liquidator or determined by the Claims Officer or by the Court.

3. **THIS COURT ORDERS** that all references as to time herein shall mean local time in Toronto, Ontario, Canada, and any reference to an event occurring on a Business Day shall mean prior to 5:00 p.m. on such Business Day, unless otherwise indicated herein.

4. **THIS COURT ORDERS** that all references to the word "including" shall mean "including without limitation".

5. **THIS COURT ORDERS** that all references to the singular herein include the plural, the plural include the singular, and any gender includes all genders.

LIQUIDATOR'S ROLE

6. **THIS COURT ORDERS** that the Liquidator, in addition to its powers, duties, responsibilities and obligations under the Appointment Order, is hereby directed and empowered to take all such other actions and fulfill such other roles as are authorized by this Order or are incidental thereto, and that in taking such other actions and in fulfilling such other roles, the Liquidator shall have the protections given to it in the Appointment Order and this Order, including without limitation the protections provided in paragraph 28 of this Order.

NOTICE TO CREDITORS

7. **THIS COURT ORDERS** that:

- (a) the Liquidator shall, as soon as practicable following the issuance of this Order, post a copy of the Proof of Claim Document Package on its website, at home.kpmg/ca/pacecu;
- (b) the Liquidator shall, as soon as practicable following the issuance of this Order, on behalf of PCU, send to each of the Known Creditors with a Claim greater than \$50 (for which the Liquidator has an address) a copy of the Proof of Claim Document Package;
- (c) the Liquidator shall, as soon as practicable following the issuance of this Order, cause the Notice to Creditors to be published in The Globe and Mail (National Edition) for one (1) Business Day;
- (d) the Liquidator shall, as soon as reasonably possible following receipt of a request therefor, deliver a copy of the Proof of Claim Document Package to any Person claiming to be a Creditor and requesting such material; and
- (e) notwithstanding anything contained in this Order, the Liquidator shall not be required to send the Proof of Claim Document Package to any holders of Excluded Claims.

CLAIMS BAR DATE

8. **THIS COURT ORDERS** that all Proofs of Claim shall be filed with the Liquidator on or before the Claims Bar Date.

9. **THIS COURT ORDERS** that any Creditor that does not file a Proof of Claim as provided for herein such that such Proof of Claim is received by the Liquidator on or before the Claims Bar Date: (a) shall be, and is hereby forever barred, from making or enforcing such Claim against PCU; and (b) shall not be entitled to any further notice, and shall not be entitled to participate as a Creditor, in these proceedings.

PROOFS OF CLAIM

10. **THIS COURT ORDERS** that, where a Creditor has taken an assignment or transfer of a Claim, that Creditor shall file a separate Proof of Claim for each assigned or transferred Claim.

11. **THIS COURT ORDERS** that where a Claim is based on a guarantee of the repayment of a debt of any other Person, the Proof of Claim in respect of such Claim shall clearly state that it is based on such a guarantee.

12. **THIS COURT ORDERS** that if any Claim arose in a currency other than Canadian dollars, then the Creditor making the Claim shall complete its Proof of Claim indicating the amount of the Claim in such currency, rather than in Canadian dollars or any other currency.

REVIEW OF PROOFS OF CLAIM

13. **THIS COURT ORDERS** that the Liquidator shall review all Proofs of Claim filed, and at any time:

- (a) may request additional information from a Creditor;
- (b) may request that the Creditor file a revised Proof of Claim;
- (c) may attempt to resolve and settle any issue arising in the Proof of Claim or in respect of a Claim;

- (d) may accept (in whole or in part) the amount and/or status of any Claim and notify the Creditor in writing; and
- (e) may by notice in writing revise or disallow (in whole or in part) the amount and/or status of any Claim.

14. **THIS COURT ORDERS** that where a Claim is revised or disallowed (in whole or in part, and whether as to amount and/or as to status), the Liquidator shall deliver to the Creditor a Notice of Revision or Disallowance, attaching a form of Dispute Notice.

15. **THIS COURT ORDERS** that the Liquidator is hereby authorized to use its reasonable discretion as to the adequacy of compliance with respect to the manner and timing in which forms delivered hereunder are completed and executed, and may, where it is satisfied that a Claim has been adequately proven, waive strict compliance with the requirements of this Order as to completion and execution of such forms.

DISPUTE NOTICE

16. **THIS COURT ORDERS** that a Creditor who intends to dispute a Notice of Revision or Disallowance shall file a Dispute Notice with the Liquidator as soon as reasonably practicable but in any event such that the Dispute Notice shall be received by the Liquidator on or before 5:00 p.m. (prevailing Eastern Time) on the day that is fourteen (14) calendar days after the Creditor is deemed to have received the Notice of Revision or Disallowance in accordance with paragraph 30 of this Order. The filing of a Dispute Notice with the Liquidator within the fourteen (14) day period specified in this paragraph shall constitute an application to have the amount or status of such Claim determined as set out in paragraphs 18 to 22 hereof.

17. **THIS COURT ORDERS** that where a Creditor that receives a Notice of Revision or Disallowance fails to file a Dispute Notice with the Liquidator within the time period provided for in paragraph 16 above, the amount and status of such Creditor's Claim shall be deemed to be as set out in the Notice of Revision or Disallowance and such amount and status, if any, shall constitute such Creditor's Proven Claim.

RESOLUTION OF CLAIMS

18. **THIS COURT ORDERS** that, as soon as practicable after a Dispute Notice is received by the Liquidator in accordance with this Order, the Liquidator, in consultation with the Creditor, shall attempt to resolve and settle the amount and status of the Creditor's Claim.

19. **THIS COURT ORDERS** that, in the event that a dispute raised in a Dispute Notice is not settled within a reasonable time period or in a manner satisfactory to the Liquidator and the applicable Creditor, the Liquidator may, in its sole discretion: (a) refer the dispute to a Claims Officer for determination, or (b) on notice to the disputing Creditor, bring the dispute before the Court for determination.

20. **THIS COURT ORDERS** that the Liquidator is hereby authorized to bring a motion to Court seeking an order appointing a Claims Officer in respect of any and all disputed Claims.

21. **THIS COURT ORDERS** that subject to further order of the Court, the Claims Officer shall determine the status and/or amount of each Claim in respect of which a dispute has been referred to the Claims Officer and in doing so, the Claims Officer shall be empowered to determine the process in which evidence may be brought before him or her as well as any other procedural matters which may arise in respect of the determination of any disputed Claim.

22. **THIS COURT ORDERS** that the Creditor may appeal the Claims Officer's determination to this Court by serving upon the Liquidator and filing with this Court, within ten (10) calendar days of notification of the Claims Officer's determination of such Creditor's Claim, a notice of motion returnable on a date to be fixed by this Court. If a notice of motion is not filed within such period, then the Claims Officer's determination shall be deemed to be final and binding and shall be such Creditor's Proven Claim.

DETERMINATION OF PROVEN CLAIM

23. **THIS COURT ORDERS** that the amount and status of every Claim as finally determined in accordance with the procedures set forth in this Order, shall be final for all purposes, including for distributions made to Creditors, provided however, that no Claim may be allowed or may be established as a Proven Claim unless a Proof of Claim with respect to that Claim is filed in accordance with this Order.

24. **THIS COURT ORDERS** that a Claim shall not be a Proven Claim in whole or in part unless and until the Claim has been allowed or otherwise finally determined in whole or in part in accordance with the procedures set out in this Order or further Order of the Court.

NOTICE OF TRANSFEREES

25. **THIS COURT ORDERS** that the Liquidator shall not be obligated to give notice to or to otherwise deal with a transferee or assignee of a Claim as the Creditor in respect thereof unless and until (a) actual written notice of transfer or assignment, together with satisfactory evidence of such transfer or assignment, shall have been received by the Liquidator, and (b) the Liquidator shall have acknowledged in writing such transfer or assignment, and thereafter such transferee or assignee shall for the purposes hereof constitute the "Creditor" in respect of such Claim. Any such transferee or assignee of a Claim, and such Claim, shall be bound by any notices given or steps taken in respect of such Claim in accordance with this Order prior to the written acknowledgement by the Liquidator of such transfer or assignment.

26. **THIS COURT ORDERS** that if the holder of a Claim has transferred or assigned the whole of such Claim to more than one Person or part of such Claim to another Person or Persons, such transfer or assignment shall not create a separate Claim or Claims and such Claim shall continue to constitute and be dealt with as a single Claim notwithstanding such transfer or assignment, and the Liquidator shall in each such case not be bound to acknowledge or recognize any such transfer or assignment and shall be entitled to give notices to and to otherwise deal with such Claim only as a whole and then only to and with the Person last holding such Claim in whole as the Creditor in respect of such Claim. Provided that a transfer or assignment of the Claim has taken place as described in paragraph 25 of this Order and the Liquidator has acknowledged in

writing such transfer or assignment, the Person last holding such Claim in whole as the Creditor in respect of such Claim may by notice in writing to the Liquidator direct that subsequent dealings in respect of such Claim, but only as a whole, shall be with a specified Person and, in such event, such Creditor, transferee or assignee of the Claim and the whole of such Claim shall be bound by any notices given or steps taken in respect of such Claim by or with respect to such Person in accordance with this Order.

27. **THIS COURT ORDERS** that the transferee or assignee of any Claim (a) shall take the Claim subject to the rights and obligations of the transferor/assignor of the Claim, and subject to the rights of PCU against any such transferor or assignor, including any rights of set-off which PCU had against such transferor or assignor, and (b) cannot use any transferred or assigned Claim to reduce any amount owing by the transferee or assignee to PCU, whether by way of set off, application, merger, consolidation or otherwise.

PROTECTIONS FOR LIQUIDATOR

28. **THIS COURT ORDERS** that: (a) in carrying out the terms of this Order, the Liquidator shall have all of the protections given to it by the Appointment Order or as an officer of this Court, including the stay of proceedings in its favour; (b) the Liquidator shall incur no liability or obligation as a result of the carrying out of the provisions of this Order; (c) the Liquidator shall be entitled to rely on the books and records of PCU and any information provided by PCU, all without independent investigation; and (d) the Liquidator shall not be liable for any claims or damages resulting from any errors or omissions in such books, records or information.

DIRECTIONS

29. **THIS COURT ORDERS** that the Liquidator may, at any time, and with such notice as this Court may require, seek directions from the Court with respect to this Order and the claims process set out herein, including the forms attached as Schedules hereto.

SERVICE AND NOTICE

30. **THIS COURT ORDERS** that the Liquidator is at liberty to deliver the Proof of Claim Document Package, and any letters, notices or other documents to Creditors or other interested

Persons, by forwarding true copies thereof by prepaid ordinary mail, courier, personal delivery or electronic or digital transmission to such Persons at the address as last shown on the records of PCU, and that any such service or notice by courier, personal delivery or electronic or digital transmission shall be deemed to be received on the next Business Day following the date of forwarding thereof, or if sent by prepaid ordinary mail, on the third Business Day after mailing.

31. **THIS COURT ORDERS** that any notice or other communication (including, without limitation, Proofs of Claim) to be given under this Order by a Creditor to the Liquidator shall be in writing in substantially the form, if any, provided for in this Order and will be sufficiently given only if given by prepaid ordinary mail, courier, personal delivery or electronic or digital transmission addressed to:

KPMG INC., in its capacity as court-appointed liquidator of
PACE Savings & Credit Union Limited
Bay Adelaide Centre
333 Bay Street, Suite 4600
Toronto, Ontario
Canada M5H 2S5
Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
Phone: 1-833 812 1699

32. Any such notice or other communication by a Creditor shall be deemed received only upon actual receipt thereof during normal business hours on a Business Day.

MISCELLANEOUS

33. **THIS COURT ORDERS AND REQUESTS** the aid and recognition of any court of any judicial, regulatory or administrative body in any province or territory of Canada and of any other nation or state, to act in aid of and to be complementary to this Court in carrying out the terms of this Order. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Liquidator, as an officer of the Court, as may be necessary or desirable to give effect to this Order or to assist the Liquidator and its agents in carrying out the terms of this Order.

34. **THIS COURT ORDERS** that this Order and all of its provisions are effective as of 12:01 a.m. Eastern Time on the date of this Order and is enforceable without any need for entry and filing.

SCHEDULE “A” - NOTICE TO CREDITORS

Court File No. CV-22-00685736-00CL

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

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*,
S.O 2020, C.36, SCHED. 7, AS AMENDED**

AND IN THE MATTER OF PACE SAVINGS & CREDIT UNION LIMITED

**APPLICATION OF PACE SAVINGS & CREDIT UNION LIMITED UNDER SECTION
240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*, S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

NOTICE IS HEREBY GIVEN that, pursuant to an Order of the Court made on September ●, 2023 (the “**Claims Process Order**”), a claims process has been commenced for the purpose of identifying and determining claims against PACE Savings & Credit Union Limited (“**PCU**”). Capitalized terms under this Notice that are not defined herein have the meaning ascribed to them in the Claims Process Order (a copy of which is available on the Liquidator’s website at home.kpmg/ca/pacecu).

PLEASE TAKE NOTICE that the claims process applies to Claims, as described in the Claims Process Order. Any creditor who has not received a Claims Package and who believes that he or she has a Claim under the Claims Process Order may obtain a Proof of Claim form by contacting the Liquidator or downloading one from the Liquidator’s website.

THE CLAIMS BAR DATE is 5 p.m. (Eastern Time) on November 22, 2023. Proofs of Claim must be completed and filed with the Liquidator using the procedures required in the Claims Process Order so that they are received by the Liquidator on or before the Claims Bar Date.

HOLDERS OF CLAIMS WHO DO NOT FILE A PROOF OF CLAIM BY THE CLAIMS BAR DATE SHALL BE FOREVER EXTINGUISHED AND BARRED FROM ASSERTING THEIR CLAIMS AGAINST PCU.

CREDITORS REQUIRING INFORMATION or claims documentation may contact the Liquidator. The Liquidator’s contact details are:

KPMG INC., in its capacity as court-appointed liquidator of
PACE Savings & Credit Union Limited
Bay Adelaide Centre
333 Bay Street, Suite 4600
Toronto, Ontario Canada M5H 2S5
Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
Phone: 1-833 812 1699
Website: home.kpmg/ca/pacecu

SCHEDULE “B” - INSTRUCTION LETTER

Court File No. CV-22-00685736-00CL

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

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*,
S.O 2020, C.36, SCHED. 7, AS AMENDED**

**AND IN THE MATTER OF PACE SAVINGS & CREDIT UNION LIMITED
APPLICATION OF PACE SAVINGS & CREDIT UNION LIMITED UNDER SECTION
240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020*, S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

INSTRUCTION LETTER

CLAIMS PROCESS

By Order of the Ontario Superior Court of Justice (Commercial List) dated September ●, 2023 (“**Claims Process Order**”), KPMG INC., in its capacity as court-appointed liquidator of PACE Savings & Credit Union Limited (in such capacity, the “**Liquidator**”), has been authorized to conduct a claims process (the “**Claims Process**”) for claims against PACE Savings & Credit Union Limited (“**PCU**”). A copy of the Claims Process Order and other public information concerning these proceedings can be obtained from the Liquidator’s website at: home.kpmg/ca/pacecu.

This letter provides general instructions for completing a Proof of Claim form. Defined terms not defined within this instruction letter shall have the meaning ascribed thereto in the Claims Process Order.

The Claims Process is intended to identify and determine the Claims against PCU.

Please review the Claims Process Order for the full terms of the Claims Process.

All notices and inquiries with respect to the Claims Process should be directed to the Liquidator by prepaid registered mail, courier, personal delivery or email at the address below:

KPMG INC., in its capacity as court-appointed liquidator of
PACE Savings & Credit Union Limited
Bay Adelaide Centre
333 Bay Street, Suite 4600
Toronto, Ontario Canada M5H 2S5
Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
Phone: 1-833 812 1699
Website: home.kpmg/ca/pacecu

FOR CREDITORS SUBMITTING A PROOF OF CLAIM

If you believe that you have a Claim against PCU, you must complete and file a Proof of Claim form with the Liquidator.

All Proofs of Claim must be received by the Liquidator before 5 p.m. (Eastern Time) on November 22, 2023 (the “**Claims Bar Date**”), subject to the provisions of the Claims Process Order.

ADDITIONAL FORMS

Additional Proof of Claim forms can be obtained from the Liquidator’s website at home.kpmg/ca/pacecu or by contacting the Liquidator.

DATED this day of , 2023.

SCHEDULE "C" - PROOF OF CLAIM

Court File No. CV-22-00685736-00CL

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

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,*
S.O 2020, C.36, SCHED. 7, AS AMENDED**

AND IN THE MATTER OF PACE SAVINGS & CREDIT UNION LIMITED

**APPLICATION OF PACE SAVINGS & CREDIT UNION LIMITED UNDER SECTION
240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,* S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

PROOF OF CLAIM

1. PARTICULARS OF CREDITOR

Full Legal Name of Creditor:	
Full Mailing Address of Creditor:	
Telephone Number of Creditor:	
E-mail Address of Creditor:	
Attention (Contact Person):	

**2. PARTICULARS OF ORIGINAL CREDITOR FROM WHOM YOU ACQUIRED
THE CLAIM, IF APPLICABLE:**

(a) Have you acquired this Claim by assignment? Yes No

(if yes, attach documents evidencing assignment)

a. Full Legal Name of original creditor(s):

3. PROOF OF CLAIM

THE UNDERSIGNED CERTIFIES AS FOLLOWS:

That I am a Creditor [or hold the position of _____ of the Creditor] and have knowledge of all the circumstances connected with the Claim described herein;

That I have knowledge of all the circumstances connected with the Claim described and set out below;

PCU was and is still indebted to the Creditor as follows:

Any Claims denominated in a foreign currency shall be filed in such currency..

	Amount of Claim (include the foreign currency if not Canadian dollars)
1.	\$ _____
2.	\$ _____
3.	\$ _____
TOTAL	\$ _____

4. NATURE OF CLAIM

(CHECK AND COMPLETE APPROPRIATE CATEGORY)

- Total Unsecured Claim of \$ _____
- Total Secured Claim of \$ _____

In respect of this debt, I hold security over the assets of PCU valued at \$ _____, the particulars of which security and value are attached to this Proof of Claim form.

(If the Claim is secured, provide full particulars of the security, including the date on which the security was given, the value for which you ascribe to the assets charged by your security, the basis for such valuation and attach a copy of the security documents evidencing the security.)

5. PARTICULARS OF CLAIM:

The particulars of the undersigned’s total Claim are attached.

Provide full particulars of the Claim(s) and supporting documentation, including the amount, description of transaction(s) or agreement(s) giving rise to the Claim(s), name of any guarantor(s) which has guaranteed the Claim(s), and amount of Claim(s) allocated thereto, date and number of all invoices, particulars of all applicable credits, discounts, etc.

FILING OF CLAIM

This Proof of Claim must be returned to and received by the Liquidator by 5 p.m. (Eastern Time) on the Claims Bar Date (November 22, 2023).

In each case, completed forms must be delivered by prepaid registered mail, courier, personal delivery or email to the Liquidator at the following address:

KPMG INC., in its capacity as court-appointed liquidator of
PACE Savings & Credit Union Limited
Bay Adelaide Centre
333 Bay Street, Suite 4600
Toronto, Ontario
Canada M5H 2S5
Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
Phone: 1-833 812 1699
Website: home.kpmg/ca/pacecu

Dated at _____ this _____ day of _____, 2023.

Witness Name:

Name of Creditor: _____

Signature of Creditor:

If Creditor is other than an individual, print name and title of authorized signatory

Name:
Title:

SCHEDULE “D” - NOTICE OF REVISION OR DISALLOWANCE

Court File No. CV-22-00685736-00CL

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

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,*
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240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,* S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

NOTICE OF REVISION OR DISALLOWANCE

TO:

Terms not otherwise defined in this Notice have the meaning ascribed thereto in the Claims Process Order. The Claims Process Order can be accessed on the Liquidator’s website at home.kpmg/ca/pacecu.

This Notice of Revision or Disallowance is issued pursuant to the Claims Process Order. The Liquidator hereby gives you notice that it has reviewed your Proof of Claim and has revised or disallowed your Claim as set out below:

Amount of Claim per Proof of Claim	Disallowed Amount	Allowed as Revised

If you intend to dispute this Notice of Revision or Disallowance, you must notify the Liquidator of such intent by delivery to the Liquidator of a Dispute Notice in accordance with the Claims Process Order, such that it is received by the Liquidator by 5:00 p.m. Eastern Time no later than fourteen (14) calendar days after you receive such Notice of Revision or Disallowance at the following address by prepaid registered mail, courier, personal delivery or email:

KPMG INC., in its capacity as court-appointed liquidator of
PACE Savings & Credit Union Limited
Bay Adelaide Centre
333 Bay Street, Suite 4600
Toronto, Ontario Canada M5H 2S5
Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
Phone: 1-833 812 1699
Website: home.kpmg/ca/pacecu

If you do not deliver a Dispute Notice in accordance with the Claims Process Order, the value of your Claim shall be deemed to be as set out in this Notice of Revision or Disallowance.

DATED at _____ this _____ day of _____, 2023.

SCHEDULE "E" - DISPUTE NOTICE

Court File No. CV-22-00685736-00CL

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

**IN THE MATTER OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,*
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**APPLICATION OF PACE SAVINGS & CREDIT UNION LIMITED UNDER SECTION
240 OF THE *CREDIT UNIONS AND CAISSES POPULAIRES ACT, 2020,* S.O. 2020, C. 36,
SCHED. 7, AS AMENDED**

DISPUTE NOTICE

1. PARTICULARS OF CREDITOR

Full Legal Name of Creditor:	
Full Mailing Address of Creditor:	
Telephone Number of Creditor:	
E-mail Address of Creditor:	
Attention (Contact Person):	

**2. PARTICULARS OF ORIGINAL CREDITOR FROM WHOM YOU ACQUIRED
THE CLAIM, IF APPLICABLE:**

- (a) Have you acquired this Claim by assignment? Yes No
(if yes, attach documents evidencing assignment)

Full Legal Name of original creditor(s): _____

4. DISPUTE OF REVISION OR DISALLOWANCE OF CLAIM:

(Any Claims denominated in a foreign currency shall be filed in such currency.)

We hereby disagree with the value of our Claim as set out in the Notice of Revision or Disallowance dated _____, as set out below:

Claim as Allowed or Revised per Notice of Revision or Disallowance	Claim amount per Creditor
\$	\$

(Insert particulars of your Claim per Notice of Revision or Disallowance, and the value of your Claim as asserted by you.)

5. REASONS FOR DISPUTE:

(Add particulars below or by way of schedule attached hereto.)

If you intend to dispute the Notice of Revision or Disallowance, you must notify the Liquidator of such intent by delivery to the Liquidator of a Dispute Notice in accordance with the Claims Process Order such that it is received by the Liquidator by 5:00 p.m. Eastern Time no later than fourteen (14) calendar days after you receive such Notice of Revision or Disallowance at the following address by prepaid registered mail, courier, personal delivery or email:

KPMG INC., in its capacity as court-appointed liquidator of
 PACE Savings & Credit Union Limited
 Bay Adelaide Centre
 333 Bay Street, Suite 4600
 Toronto, Ontario Canada M5H 2S5
 Attention: Tahreem Fatima

Email: pacecu@kpmg.ca
 Phone: 1-833 812 1699
 Website: home.kpmg/ca/pacecu

IN THE MATTER OF PACE SAVINGS & CREDIT UNION LIMITED

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)

PROCEEDING COMMENCED AT
TORONTO

CLAIMS PROCESS ORDER

CHAITONS LLP

5000 Yonge Street, 10th Floor
Toronto, ON M2N 7E9

George Benchetrit (LSO #34163H)

Tel: (416) 218-1141

Email: george@chaitons.com

Laura Culleton (LSO #82428R)

Tel: (416) 218-1128

Email: laurac@chaitons.com

**Lawyers for KPMG INC., in its capacity as court-
appointed liquidator of PACE Savings & Credit Union
Limited**