



June 27, 2006

TO: All Members of Ontario Insolvency and Restructuring Professionals

TORONTO BANKRUPTCY COURT ISSUES

OAIRP and CAIRP each have a representative on the Toronto Registrar Court Committee ("the Registrar Committee"). A number of issues have been brought forward by the Toronto Bankruptcy Court. OAIRP Board of Directors ("The Board") advised the Registrar Committee that we would inform its members of the issues and work towards a solution. The Board believes it is important that we communicate these issues to all of members.

Scheduling of Appointments in the Court

It is important that when we are requesting an appointment to deal with a Court matter that arises from our practice, including Bankrupt's discharge, that we look at the amount of time that will be required to deal with the issue and advise the Court of the same. In addition if the matter is going to be adjourned on consent we should also advise the Court as soon as possible so that the time can be distributed to others. Proper time management will allow the Court to deal with more issues and therefore we will all benefit from obtaining earlier Court times.

Affidavits of Service

The Toronto Bankruptcy Court would like to see the Affidavits of Service when attending in Court or providing documentation to be dealt with over the counter. It is important that we all ensure that the correct parties have been served.

Approval of Proposal

In order to obtain Court approval for a Proposal please remember that you need to include the Cash Flows and all applicable Reports as per the Rules under the Bankruptcy & Insolvency Act.

Style of Cause/Title of Proceedings

The style of cause/title of proceedings needs to be correct if any order is to be issued. It is important that the proper information be presented in the correct format. If the style of cause/title of proceedings is not correct the Toronto Bankruptcy Court will return the orders and material. Those of us who have our forms generated from one of the three software providers should review the forms generated to ensure that the style of cause/title of proceedings is correct.

The Board believes that the Toronto Bankruptcy Court and the Ontario members should be working together to provide a solution to issues that are being presented to both parties on a day to day basis. Through improved communication we are moving towards an efficient system where every one is aware of the expectations.

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