

District of Ontario
Division No. 09 – Toronto
Court No. 31-2472467
Estate No. 31-2472467

**IN THE MATTER OF THE BANKRUPTCY OF
STAFFWORX INC.
OF THE CITY OF TORONTO
IN THE PROVINCE OF ONTARIO**

TRUSTEE'S PRELIMINARY REPORT

DISCLAIMER:

One of the underlying principles of the Bankruptcy and Insolvency Act, is that of creditors' control. The Act provides for a First Meeting of Creditors to discuss the collective interest of the creditors in the administration of the bankrupt's estate.

The purpose of the First Meeting of Creditors is to consider the affairs of the bankrupt, affirm the appointment of the Trustee (or substitution of same), appointment of 1-5 inspectors and to give further direction to the Trustee as may be necessary.

Readers are cautioned that this report is only to provide creditors information gathered by the Trustee to date, so that their collective interests can be discussed at the First Meeting of Creditors. However, the Trustee has not audited or verified the information provided to it in anyway, unless noted otherwise.

The contents of this report should be considered "for general information purposes only" and not definitive.

BACKGROUND

Staffworx Inc. (the "Company") filed an assignment in bankruptcy on the 7th day of February 2019 and Goldhar & Associates Ltd. was appointed Trustee of the estate.

The sole director at the date of bankruptcy is Robinetta Siracusa (who executed all the bankruptcy documents).

Ms. Siracusa has advised us that the Company's insolvency resulted from the following:

Staffworx Inc. was incorporated on March 13, 2017 and Robinetta Siracusa was listed as the sole director of the company. Her ex, Antonio Sebastiano, created Staffworx Inc. without her knowledge and consent. Mr. Sebastiano would sign the cheques and open new bank accounts all under Ms. Siracusa's name.

Dealing with Canada Revenue Agency for unpaid HST and explaining to them that there has been fraud involved due to Mr. Sebastiano operation of Staffworx Inc. has become to strenuous. The director listed for the corporation can not pay for these amounts and must file for protection under the BIA as she has no communication or contact with Mr. Sebastiano.

Due to the above, the only known creditors of the Company are:

- a) Canada Revenue Agency - 72499 5097 RT0001: In the amount of \$49,661.17

On February 11, 2019, the Trustee sent notice to the Company's known creditors informing them of the bankruptcy and the date of the first meeting of creditors to be held on February 28, 2019 together with a proof of claim form and proxy form.

On February 14, 2019, the Trustee caused notice to be published in the national edition of the National Post newspaper advising of the company's bankruptcy and the date of the first meeting of creditors.

ASSETS

Ms. Siracusa has advised the trustee that she is unaware of any company assets at the time of bankruptcy. She also does not know what banking institution the company currently holds accounts with as Mr. Sebastiano had all control over the company affairs.

BOOKS AND RECORDS

All books and records are presumed to be in the possession of Mr. Sebastiano.

CONSERVATORY AND PROTECTIVE MEASURES

The trustee has listed all account payable to the corp. on the Statement of Affairs so that any monies can be directed to the estate. Trustee has also sent notices of bankruptcy to all banking institutions and for the accounts to be frozen and all funds to be forwarded onto the trustee.

The trustee has only heard from TD bank with regards to any accounts for Staffworx Inc. The account was closed back in 2017 and there is a debt owing to TD Bank. TD Bank will provide a proof of claim to support the nature of the debt.

LEGAL MATTERS

There are no legal matters at this time that have been brought to the attention of the trustee.

PROVABLE CLAIMS

The following claims have been filed with the Trustee as of the date of this report.

<u>Nature of Claim</u>	<u>Per Statement of Affairs</u>	<u>Filed with Trustee</u>
Unsecured	\$46,010.00	\$49,661.17

The Trustee holds zero (0) proxy(ies).

SECURED CREDITORS

The Trustee conducted a search under the *Personal Property Security Act (PPSA)*.

There are no registrations against the Company recorded on the PPSA search.

ANTICIPATED REALIZATION AND DISTRIBUTION

Unless there are undisclosed assets or the Trustee discovers additional assets, the Trustee does not anticipate any dividend distribution to the unsecured creditors at this time for the reasons outlined above.

TRANSFERS AT UNDERVALUE

Upon receipt, the Trustee will be able to review the books and records and report to the inspectors, if appointed.

OTHER MATTERS

Conflict – prior to the Trustee’s involvement with this matter, the Trustee has had no involvement with the sole director or the company or any related party.

There are no other matters at this time.

Dated at Mississauga, Ontario this 28th day of February 2019.

Goldhar & Associates Ltd.

Trustee of the Estate of Staffworx Inc. – a bankrupt



Attachments

- *Claims Register*