

2019

Province of Nova Scotia
Division No. 01-Halifax
Court No. 43212
Estate No. 51-2499072

**IN THE SUPREME COURT OF NOVA SCOTIA
IN BANKRUPTCY**

**IN THE MATTER OF THE BANKRUPTCY OF
0984750 B.C. LTD. DBA QUADRIGA CX.**

INSTRUCTION LETTER

PLEASE REVIEW THE FOLLOWING CAREFULLY AS YOUR LEGAL RIGHTS AND CLAIMS AGAINST 0984750 B.C. LTD. DBA QUADRIGA CX (“QUADRIGA”) MAY BE IMPACTED

By Order of the Supreme Court of Nova Scotia (the “**Court**”) dated February 5, 2019, Quadriga was granted protection under the *Companies’ Creditors Arrangement Act* (Canada) (“**CCAA**”). On April 15, 2019, pursuant to the Order of the Court dated April 11, 2019, Quadriga made an assignment in bankruptcy under the *Bankruptcy and Insolvency Act* (Canada) (“**BIA**”). Ernst & Young Inc. was appointed as trustee in bankruptcy of Quadriga (in such capacity, the “**Trustee**”).

A global proof of claim has been filed by Representative Counsel on behalf of Affected Users, other than those who have opted out, in accordance with the Termination and Bankruptcy Administration Order dated April 11, 2019. However, the Trustee now requires individual claim information. As such, it is necessary for each Affected User seeking to recover a distribution from the Quadriga estate to file an Affected User Proof of Claim as outlined herein.

You are receiving this Instruction Letter and enclosed Affected User Proof of Claim because according to the books and records of Quadriga, you were a user of the Quadriga platform and may be holding a balance in your personal account representing obligations payable by Quadriga to you in the form of: (i) cash obligations (\$CDN or \$USD); and/or (ii) obligations of various crypto currency.

If you wish to participate in any distributions that may be made out of the estate of Quadriga, the enclosed Affected User Proof of Claim form must be properly completed and delivered to the Trustee. The Trustee has requested that claims be submitted prior to 5:00 p.m. (Halifax time) on

August 31, 2019 (the “**Claims Submission Date**”) by hand delivery, courier, fax **OR** email as follows:

(a) to the Trustee:

Ernst & Young Inc.
Court-appointed Trustee of Quadriga
Ernst & Young Tower
100 Adelaide Street West
Toronto, Ontario M5H 0B3
Attn: Quadriga Trustee

Email: quadriga.trustee@ca.ey.com

Fax: 416-864-1174

If you file your Affected User Proof of Claim as directed by the Claims Submission Date, the Trustee will review your claim and ensure you participate in any distributions made out of the estate of Quadriga to the extent of your valid accepted claim, if any. If you do not file your Affected User Proof of Claim by the Claim Submission Date, you may not be eligible to participate in the initial distribution to creditors.

In completing the Affected User Proof of Claim, you must:

- ensure that you include your complete name, address, telephone number, Quadriga account number and email. **You may be asked to provide additional information to verify your identity**; and
- date and sign personally in front of a witness the Affected User Proof of Claim form.

Affected Users can review their Quadriga account balances as recorded in Quadriga’s books and records (the “**Recorded Balances**”) as at April 15, 2019 through the following web site <https://userbalance.quadrigacxtrustee.com/>. The Trustee recommends that Affected Users review the Recorded Balances prior to completing this proof of claim. If you agree with the Recorded Balances, you can fill in those amounts and types of currency and crypto currency in the Affected User Proof of Claim and no supporting information will be required. If you disagree with the Recorded Balances for your account, you may fill in different amounts and you must submit supporting documentation setting out the particulars of the discrepancies. Supporting documentation may include, but is not limited to, a detailed listing of transactions making up the balances claimed, bank confirmations, receipts or bank statements supporting fiat deposits, bank statements or credit card statements supporting receipt of requested withdrawals, blockchain transaction details with respect to cryptocurrency deposits or withdrawals and/or email correspondence with Quadriga with respect to pending transactions or transactions not processed. The Trustee may request additional information and supporting documentation to support your claim.

If you claim any priority with respect to any amounts owing to you by Quadriga, you must note it on the Affected User Proof of Claim and set out the details to support your priority claim. Section 136 of the BIA sets out specific categories of claims that may benefit from a priority status such as:

- Crown priority claims;
- Employee priority claims;
- Pension priority claims;
- Secured claims;
- Preferred claims (such as spousal and child support and claims of landlords).

If claiming priority under Section 136 of the BIA, please set out under which subsection you are claiming priority. You can find the text of Section 136 of the BIA at <https://laws-lois.justice.gc.ca/eng/acts/b-3/page-37.html#h-27334>. If you require additional information with respect to priorities of claims or completing your Affected User Proof of Claim, you may wish to consult with the Representative Counsel appointed in this matter (Miller Thomson LLP and Cox Palmer – see www.millerthomson.com/en/quadrigacx).

The Trustee is not aware of any preferred creditor claims owed to Affected Users based upon information currently available.

The Trustee may contact you to request additional information about your claim. The Trustee is entitled to disallow your Affected User Proof of Claim in whole or in part. If your claim is disputed in whole or in part, the Trustee will send you a Notice of Disallowance along with particulars as to how you may dispute the Notice of Disallowance.

If you believe you have claims against Quadriga Fintech Solutions Corp. and/or Whiteside Capital Corporation separate from any claims against Quadriga, you may obtain a creditor Proof of Claim from the Trustee's Website at www.ey.com/ca/quadriga and follow the instructions therein to complete and file any such Proof of Claim.

NOTE: Filing a false claim may be an offence under the BIA punishable by fine and/or imprisonment of up to one year.