

**ONTARIO
SUPERIOR COURT OF JUSTICE
IN BANKRUPTCY AND INSOLVENCY
(COMMERCIAL LIST)**

THE HONOURABLE)
)
MR. JUSTICE OSBORNE) FRIDAY, THE 9TH DAY
) OF FEBRUARY, 2024

**IN THE MATTER OF THE BANKRUPTCY OF 1719108 ONTARIO INC.
c.o.b. as ZOREN INDUSTRIES, of the City of Vaughan,
in the Regional Municipality of York, in the Province of Ontario**

BANKRUPTCY ORDER

THIS APPLICATION, made by Ningbo Yamao Optoelectronics Co. Ltd., a creditor residing in the City of Ningbo, China, (the “**Applicant**”), for an order adjudging the respondent 1719108 Ontario Inc. c.o.b. as Zoren Industries (“**Zoren**”) bankrupt and for a Bankruptcy Order against Zoren, **AND THIS MOTION**, brought by Zoren for an Order staying the within Application pending the determination of civil proceedings between the Applicant and Zoren, were heard on June 19, 20 and 22, 2023, at 330 University Avenue, 8th Floor, Toronto, Ontario, with judgment having been reserved until this day.

UPON READING the Application for Bankruptcy Order of the Applicant issued July 16, 2019 and the Affidavit of Verification of Zinong Cao (“**Cao**”) sworn July 9, 2019, the email from James Halioua (“**Halioua**”) to Cao dated January 25, 2018, the Notice of

Dispute of Zoren dated August 15, 2019, the Request to Admit of the Applicant dated September 24, 2019, the Response to Request to Admit of Zoren dated October 11, 2019, the Affidavit of Halioua sworn November 6, 2019, the affidavit of Lee Gertler sworn November 8, 2018, the transcript of the cross-examination of Halioua taken on November 20, 2019, the Exhibit Book of the Applicant dated December 9, 2019, the Answers to Undertakings given by Halioua dated November 20, 2019 and December 3, 2019, the Request to Admit of Zoren dated December 20, 2019, the Response to Request to Admit of the Applicant dated January 9, 2020, Cao's Answers to Written Interrogatories dated April 8, 2020 and December 17, 2021, and upon hearing the evidence of Cao, and the submissions of counsel for the Applicant and of counsel for Zoren,

AND IT APPEARING TO THE COURT that Zoren is indebted to the Applicant in the amount of US \$7,944,976.92 plus interest, and that the following act of bankruptcy has been committed, namely that Zoren has ceased to meet its liabilities generally as they become due,

1. **THIS COURT ORDERS** that 1719108 Ontario Inc. c.o.b. as Zoren Industries, of the City of Vaughan, in the Regional Municipality of York, in the Province of Ontario, be and it hereby is adjudged bankrupt, and a Bankruptcy Order is hereby made against the said bankrupt.

2. **THIS COURT ORDERS** that Zeifman Partners Inc., of the City of Toronto, in the Province of Ontario, be and hereby is appointed trustee in bankruptcy of the said bankrupt.

3. **THIS COURT ORDERS** that the said trustee give security by cash, or by bond, or by suretyship without delay in accordance with section 16 (1) of the *Bankruptcy and Insolvency Act*.

4. **THIS COURT ORDERS** that Zoren's motion for a stay of the within Application be and it hereby is dismissed.

5. **THIS COURT ORDERS** that the costs of and incidental to this Application and Zoren's motion be paid to the Applicant out of the assets of the estate of the said bankrupt after taxation thereof.

OSBORNE J.

Court File No. BK-19-OR-208392-OT31

IN THE MATTER OF THE BANKRUPTCY OF 1719108 ONTARIO INC. c.o.b. as ZOREN INDUSTRIES,
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Proceeding Commenced at Toronto

BANKRUPTCY ORDER

**FRED TAYAR & ASSOCIATES
Professional Corporation**
65 Queen Street West | Suite 1200
Toronto, ON M5H 2M5

COLBY LINTHWAITE – LSO No. 49599K
T: 416-363-1800
E: colby@fredtayar.com

**Lawyers for the Applicant
Ningbo Yamao Optoelectronics Co., Ltd.**