District of Ontario
Division No. 07 - Hamilton
Court No. BK-22-00208581-OT-31 31-2856381 (AP Private Equity Limited)

ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)

IN THE MATTER OF THE BANKRUPTCY OF
AP PRIVATE EQUITY LIMITED
OF THE TOWN OF WHITBY, IN THE PROVINCE OF ONTARIO

District of Ontario
Division No. 07 - Hamilton
Court No. BK-22-00208582-O-T31 31-2856382 (Aiden Pleterski)

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IN THE MATTER OF THE BANKRUPTCY OF
AIDEN PLETERSKI OF THE TOWN OF WHITBY,
IN THE PROVINCE OF ONTARIO

SECOND REPORT OF THE TRUSTEE

INTRODUCTION

1. On August 9, 2022, the Ontario Superior Court of Justice (the "**Court**") ordered that Aiden Pleterski ("**Pleterski**") and AP Private Equity Limited ("**AP**" and together with Pleterski, the "**Bankrupts**" or individually each a "**Bankrupt**") be adjudged bankrupt (the "**Bankruptcy Orders**"). The Bankruptcy Orders were made following a petition filed by several creditors who are owed money by the Bankrupts (the "**Petitioning Creditors**"). Grant Thornton Limited was appointed as the trustee in bankruptcy (the "**Trustee**") of both Bankrupts. Copies of the Bankruptcy Orders are attached as **Appendix "A"**.

2. Pleterski, the self-described "Crypto King", claims to have operated AP as an investment business in which, among other things, monies were allegedly invested on behalf of investors in cryptocurrency and foreign exchange positions. AP was incorporated on December 13, 2021. Pleterski is the sole officer and director of AP. Investments appear

to have been made both through Pleterski personally and through AP without regard to the parties to the documents executed by investors.

PURPOSE

3. The purpose of this report (the "**Second Report**") is to:

a) Provide an update to the Court and the creditors on key developments related to the Bankrupts and seek Court approval of the Trustee's activities;

b) Provide support for the Trustee's request for an order:

(1) directing the financial institutions utilized by the Bankrupts (the "**Banks**"), including but not limited to Toronto-Dominion Bank ("**TD**"), Royal Bank of Canada ("**RBC**") and Scotiabank ("**BNS**"), to pay any and all funds of the Bankrupts to the Trustee; and

(2) directing the Banks to provide information requested by the Trustee relating to certain banking transactions;

c) Provide support for the Trustee's request for an order:

(1) substantively and procedurally consolidating the estates of the Bankrupts;

(2) directing counsel to the Mareva Plaintiffs, Walker Law Professional Corporation ("**Mareva Counsel**"), to forthwith deliver up a copy of the transcript of the examination of Pleterski conducted in the Mareva Proceedings (as defined below), together with any exhibits referred to therein and any undertakings provided in respect thereto, (collectively, the "**Mareva Examination Documents**") to the Trustee;

(3) directing the Trustee to pay legal costs totaling $97,132.37 to the Mareva Plaintiffs (as defined below) upon receipt of the Mareva Examination Documents;

(4) directing the Trustee to pay legal costs totaling $63,534.98 to the Petitioning Creditors;

(5) directing the Car Dealers (as defined below) to forthwith deliver any and all documents in their possession and control relating to the Pleterski Vehicles, the Lamborghini or the Bentley (each as defined

below), including but not limited to any credit application or documentation evidencing the method of payment; and

(6) authorizing and directing the Trustee to sell the Dragan BMW (as defined below) for the benefit of the estates of the Bankrupts.

BACKGROUND

4. On April 21, 2022, Sacha Amar Dario Singh and 9319697 Canada Ltd. (the "**Mareva Plaintiffs**") commenced an action against the Bankrupts (the "**Mareva Proceeding**") claiming relief based on breach of contract, fraudulent misrepresentation, civil fraud, misappropriation of funds, conversion, and unjust enrichment. The Mareva Plaintiffs allege that they were induced into making substantial investments with Pleterski between April 2021 and January 2022 and that the inducement was based on fraudulent misrepresentation.

5. The Mareva Plaintiffs successfully obtained an *ex parte* worldwide *Mareva* injunction pursuant to the Order of Justice Sutherland dated July 7, 2022 (the "**Mareva Order**"), a copy of which, together with the Endorsement, is attached as **Appendix "B"**. As set out in the Endorsement, the Court was satisfied that there was a strong *prima facie* case that Pleterski committed a breach of contract and civil fraud.

6. The Trustee has been advised that, throughout 2022, investors became increasingly concerned about recovering the funds they invested with the Bankrupts. Several investors in the same position as the Mareva Plaintiffs sought and obtained the Bankruptcy Orders against the Bankrupts on August 9, 2022 which resulted in all of the investors becoming creditors in these proceedings.

7. The First Meeting of Creditors of the Bankrupts (the "**First Meeting**") was held on August 29, 2022. As at the First Meeting, claims totaling approximately $13 million were filed in the estates of the Bankrupts (as of the date of the Second Report, claims filed exceed $25 million).

8. The minutes of the First Meeting, attached as **Appendix "C"**, outline the votes cast by the creditors of the Bankrupts present at the First Meeting to affirm the appointment of the Trustee. Although there were insufficient votes to technically affirm, no motion was made

to substitute the Trustee as there would not have been the requisite majority to make such a motion. As a result, pursuant to the provisions of the *Bankruptcy and Insolvency Act* (Canada) (the "**BIA**"), the Trustee's appointment has continued in accordance with the Bankruptcy Orders.

9. At the First Meeting, the Trustee tabled a copy of the Trustee's Report on its Preliminary Administration dated August 29, 2022 (the "**Preliminary Report**"), a copy of which is attached as **Appendix "D"**. Among other things, the Preliminary Report noted Pleterski's lack of cooperation in attending to his duties as a bankrupt and providing his assets to the Trustee.

10. On September 9, 2022, the Trustee issued its First Report (the "**First Report**"), a copy of which (without exhibits) is attached as **Appendix "E"**. Among other things, the First Report noted Pleterski's:

    a) Lack of cooperation which drastically increased the costs of the administration thereby impacting potential recoveries to creditors;
    b) Failure to attend to basic duties, including preparing a Statement of Affairs, which hampered the Trustee's ability to contact all creditors and notify them of the First Meeting and of the bankruptcies;
    c) Refusal to answer basic questions about his affairs;
    d) Failure to attend the First Meeting in person;
    e) Failure to provide books and records to the Trustee; and
    f) Failure to provide his cell phone after a series of requests from the Trustee. Pleterski's cell phone was important to the Trustee as it understands that any trading done by Pleterski was done through applications on his cell phone.

11. The Trustee brought a motion for an Order requiring that all books, papers and property in the possession of Pleterski, including any cell phones, computers and any other electronic devices used by the Bankrupts be immediately delivered up to the Trustee. The Trustee was of the opinion that Pleterski, personally and on behalf of AP, continually and repeatedly violated his duties pursuant to section 158 of the BIA thereby committing several bankruptcy offences. As a result, the Trustee sought the extraordinary remedy of having Pleterski arrested due to his conduct and failure to comply with his duties.

12. At the hearing on September 13, 2022, Pleterski agreed to deliver up the requested cell phone, assets and sworn Statement of Affairs to the Trustee. As a result, the Court delayed the Trustee's request for an arrest warrant but issued an endorsement (the "**September Endorsement**") requiring Pleterski's compliance and adjourning the Trustee's motion to be brought on again "if there are further instances of non-compliance." The September Endorsement is attached as **Appendix "F"**.

13. Following the issuance of the September Endorsement, Pleterski delivered his cell phone for imaging and sworn Statement of Affairs. However, as a result of Pleterski's continued non-compliance with his duties and responsibilities after the September Endorsement, the Trustee issued a Supplement to the First Report, a copy of which is attached as **Appendix "G"**, outlining Pleterski's continued bankruptcy offences and requesting that the original relief, including Pleterski's arrest, be granted. In particular, Pleterski:

a) refused to provide the Trustee with his second cell phone;
b) was in possession of an Audi RSQ8 (the "**RSQ8**") which was believed to have $15,000 in equity value, after deduction of amounts owing to Volkswagen Leasing, which he refused to deliver to the Trustee;
c) failed to provide his diamond-studded Rolex (the "**Rolex**") watch to the Trustee which he acknowledged was in his possession; and
d) did not respond to messages from the Trustee.

14. On the eve of the subsequent return of the motion, Pleterski delivered up the RSQ8 and the Rolex and agreed to make arrangements for the delivery of his second cell phone. As a result of Pleterski's last minute compliance, the Court again adjourned the Trustee's motion for the arrest of Pleterski pursuant to the Endorsement dated October 6, 2022 (the "**October Endorsement**"), a copy of which is attached as **Appendix "H"**. The October Endorsement specifically noted that the Court was not foreclosed from finding that the arrest of Pleterski was a possible future remedy if the pattern of conduct continued.

15. The Trustee continues to be contacted regularly by creditors who were not identified by Pleterski in his sworn Statement of Affairs. Some of the stories of the impact that the losses caused by Pleterski's alleged actions have on creditors are heartbreaking. Recently, Pleterski's conduct and lifestyle has been the subject of news stories conducted by CBC,

CTV and other media publications. These stories have led to other creditors unknown to the Trustee coming forward after becoming aware of the Bankruptcy Orders.

ACTIVITIES AND CONDUCT OF THE TRUSTEE

16. A number of creditors have requested an update on the proceedings. Although the Trustee wants to keep creditors updated on the steps it has taken to date, the Trustee thinks it unwise to publicly provide the details of its strategy for the recovery of assets given the nature of the allegations against the Bankrupts. As a result, the Trustee will only disclose those steps taken which it considers publicly advisable to disclose.

17. At the First Meeting, the creditors of the Bankrupts voted to elect five inspectors, namely Braden Martyniuk, Sacha Singh, Akil Heywood, Alice Chornenka and Stewart Wilson (collectively, the "**Inspectors**"). The Inspectors are responsible for representing the interests of the creditors at large. The Trustee is somewhat analogous to the management of a company and the Inspectors to a board of directors. Major decisions made by the Trustee must be approved by the Inspectors similar to the manner in which major decisions of management are approved by a board of directors. Since the First Meeting on August 29, 2022, the Trustee has met with the inspectors eight (8) times and has provided the details of all aspects of the Trustee's strategy and activities. The Trustee's strategy and activities have been approved by the Inspectors.

Investigative Steps

18. As noted in the Trustee's Preliminary Report, the initial investigative steps taken by the Trustee prior to the First Meeting included the following:

    a) Making attempts to obtain the materials relating to the Mareva Proceeding, including the Mareva Examination Documents;
    b) Online research into Pleterski, the Originators (as defined in the Preliminary Report) and others who may have information related to the assets and business dealings of the Bankrupts;
    c) Speaking with creditors, reviewing the 119 proofs of claim received and the documents provided by creditors regarding the whereabouts of Pleterski's assets and the details of the allegations against the Bankrupts;

d) Conducting a preliminary examination of Pleterski, personally and on behalf of AP, on August 24, 2022 and asking detailed questions about his assets including:

(1) The whereabouts of vehicles which we understood he had previously owned;

(2) Questions related to offshore assets;

(3) Questions related to gold and silver bars Pleterski allegedly owned;

(4) An explanation for the drastic decrease in Pleterski's assets in comparison to his liabilities and the exact nature of current and prior investments; and

(5) The role and identity of the Originators.

e) Searching for undisclosed vehicles by obtaining a list of vehicles from Pleterski's insurance broker and performing Registration Identification Number searches to determine vehicles registered directly or indirectly to Pleterski;

f) Speaking with Pleterski's father, Dragan Pleterski, in respect of vehicles registered in his name which were paid for by Pleterski;

g) Requesting that Thornton Grout Finnigan LLP ("**TGF**"), the Trustee's legal counsel, conduct a land title search in respect of 5126 Lakeshore Road, Burlington (the "**Burlington Property**"), being the residence where Pleterski was previously living, as a result of allegations that Pleterski has an ownership interest in the Burlington Property;

h) Contacting legal counsel acting for Pleterski requesting details relating to a $500,000 deposit (the "**Ajax Deposit**") made by Pleterski in respect of the acquisition of real property located at 725 Westney Road South, Ajax (the "**Ajax Property**") to determine the status of the transaction and whether the deposit could be recovered;

i) Reaching out to the Originators to determine whether certain payments were and should be recoverable for the benefit of creditors and other information relating to the Bankrupts; and

j) Requesting statements from the financial institutions and investment exchanges with which Pleterski had dealings.

19. Since the issuance of the Preliminary Report, the Trustee's investigation has expanded to include:

a) Completion of background checks on key people thought to be involved in the business dealings of the Bankrupts;

b) Imaging and reviewing the two cell phones used by Pleterski;

c) Speaking with representatives of Sunray Group of Hotels ("**Sunray**") in respect of the Burlington Property which the Trustee determined was subject to an Agreement of Purchase and Sale and Lease to Own between Pleterski and a number company that the Trustee was advised is owned by Sunray;

d) Speaking with representatives of Sunray relating to a McLaren Senna automobile which may have a market value of over $1.5 million and was transferred by Pleterski to Sunray (which Sunray advised was held as collateral for the lease to own of the Burlington Property); and

e) Gathering information and preparing for examinations conducted and to be conducted by TGF pursuant to section 163 of the BIA.

Recovery of Assets

20. In addition to the investigative steps noted above, the Trustee has taken the following steps in respect of the recovery of assets for the benefit of the estates since its appointment, including:

a) Locating and taking possession of 13 automobiles with very little cooperation from Pleterski and entering into an agreement to sell these vehicles;

b) Recovering jewelry including the Rolex from Pleterski;

c) Recovering the Audi A4 previously in the possession of Pleterski's former girlfriend, Mya Patricia Trentadue. The Trustee understands that Ms. Trentadue may also be in possession of luxury handbags, designer clothing and jewelry that was purchased for her by Pleterski, but Ms. Trentadue has not responded to the Trustee's request that these items be delivered to the Trustee – the Trustee continues to consider its options in respect of these assets;

d) Collecting and depositing $543,000 in bank drafts payable to the Bankrupts at the time of the bankruptcies; and

e) Contacting 21 financial institutions to put them on notice of the bankruptcies and requesting them to freeze the Bankrupts' assets and provide the funds to the Trustee – to date, the Trustee has seized funds totaling $307,905.04 from such financial institutions, with another estimated $125,000 which has been frozen, but not yet seized.

21. As a result of information obtained through its investigation, the Trustee will be focusing on repatriating assets paid for by Pleterski using investor funds, but currently in the

possession and control of other individuals, including but not limited to, Pleterski's family members.

Other Activities

22. Since the First Meeting, the Trustee has been liaising with the Office of the Superintendent of Bankruptcy (the "**OSB**") (which regulates bankruptcies) and answering their inquires in respect of the proceedings. Representatives of the OSB attended the First Meeting and the hearing which resulted in the October Endorsement.

23. A number of creditors have asked the Trustee to comment on whether the Bankrupts were operating a Ponzi scheme and if the Trustee will be pursuing criminal action. The Trustee has not completed its investigation and it would be inappropriate to draw any conclusions or determine next steps until the investigation is complete. As detailed below, the Trustee is still awaiting key banking transaction details from a number of financial institutions and other information and the investigation cannot be completed until the Trustee has all of this information.

DIRECTION TO FINANCIAL INSTITUTIONS

24. The Bankrupts main bank accounts appear to have been at RBC, BNS and TD Bank (collectively the "**Banks**"). RBC and BNS have provided all of the funds in the name of the Bankrupts to the Trustee. However, given the direction under the Mareva Order, counsel for TD Bank was concerned that there is a conflict between the Mareva Order and the Bankruptcy Orders in respect of the delivery of those funds and have requested that the Trustee seek an order directing that the funds be paid over to the Trustee, notwithstanding the Mareva Order.

25. The Trustee also requested that the Banks provide the banking statements of the Bankrupts to the Trustee covering the period January 1, 2020 to August 9, 2022 (the "**Relevant Period**"). The Banks have provided the banking statements to the Trustee but the statements lack details regarding the payees and the payors of the funds. Counsel to TD Bank has expressed privacy concerns in respect of the provision of this additional information and requested that the Trustee seek an order directing that the information be provided to the Trustee notwithstanding the *Personal Information Protection and Electronic Documents Act,* S.C. 2000, c. 5. ("**PIPEDA**"). Although RBC and BNS have not

indicated a reluctance to provide the additional information due to PIPEDA concerns, the information has not yet been provided. The information relating to any funds paid by the Bankrupts during the Relevant Period is imperative to the Trustee's investigation and the Trustee believes it appropriate that the Banks, or any other financial institution having dealings with the Bankrupts, should be protected in respect of the provision of this information.

CONSOLIDATION OF ESTATES

26. In its Preliminary Report delivered to the creditors of the Bankrupts, the Trustee stated that it was the Trustee's preliminary view that the bankruptcies of Pleterski and AP should be consolidated into one estate. In order to have some basis for valuing claims for the purpose of voting at the First Meeting, the Trustee took the approach that, where there was a conflict between the contracting party in the investment agreement and the party who received the funds, the party who received the funds was determined to be the debtor. For example, if an investor entered into an agreement with AP but paid Pleterski, then that investor was considered to be a creditor of Pleterski. While this approach was a practical way to value claims at the First Meeting, there is no legal basis for this approach and it results in an arbitrary outcome whereby creditors who paid Pleterski would received a much larger recovery than creditors who paid AP since most of the assets recovered are in the name of Pleterski for the reasons outlined below.

27. Since the First Meeting, the Trustee has had an opportunity to review the additional proofs of claim received, including any documents provided in support of the claims filed. The Trustee notes that all of the investment agreements originally appear to be entered into personally by Pleterski (the oldest agreement provided to the Trustee is dated January, 2021). However, based on the information obtained by the Trustee, starting in August, 2021 (before AP had even been incorporated), AP became the primary signatory to the investment agreements (although investment agreements were entered into by Pleterski personally as recently as March, 2022). The Trustee has been made aware that payments made directly to AP did not commence until January, 2022 but direct payments to Pleterski continued after that date.

28. The Trustee remains uncertain as to which Bankrupt each claimant's claim should be against. The Trustee believes that there are three approaches that could be used:

(i) Determine the Bankrupt based on the name of the party paid – This was the approach used at the First Meeting. Under this approach, if the creditor's proof of claim showed that they paid Pleterski, then they would have a claim against Pleterski even if the investment agreement was entered into in the name of AP;

(ii) Determine the Bankrupt based on the name in the investment agreement – Under this approach, if the creditor's claim was supported by an agreement with AP, then the creditor would be considered to be a creditor of AP even if the proof of claim documentation showed that they had paid Pleterski directly; and

(iii) Consolidate the claims and assets of Pleterski and AP – Under this approach, all assets would be pooled and all claims would be consolidated.

29. Unlike other consolidation cases which the Trustee is aware of, there is no clear alternative to consolidation. For the reasons set out below, the two alternatives suggested above are each arbitrary approaches to a determination of the appropriate debtor. The chart below provides a breakdown of the creditors under each approach:

	Approach		
Debtor	**i) Based on Bankrupt Paid**	**ii) Based on which Bankrupt the agreement was with**	**iii) Consolidation**
AP	32	66	N/A
Pleterski	58	18	N/A
Consolidated	N/A	N/A	119
Another party	10	1	N/A
Unclear	19	34	N/A
Total	**119**	**119**	**119**

30. The Trustee notes that approach i) and ii) as illustrated above, each seem equally reasonable, yet yield very different outcomes. It is the opinion of the Trustee that a pooling of the assets and claims of the creditors of the Bankrupts is fair and reasonable in the circumstances. The Trustee will provide all of the creditors with notice of this proceeding

and specifically of its intent to seek a consolidation order. The following set out the reasons for the Trustee's request for consolidation:

a) Pleterski claimed at the First Meeting that he had no accounting system and did not keep specific records of monies received or payments made; there are no records of the Bankrupts to allow the Trustee to determine whether a creditor is a creditor of AP or Pleterski;
b) In many cases, creditors signed a contract with AP but paid funds to Pleterski personally. As outlined above, different approaches to avoid consolidation result in very different outcomes for creditors which are arbitrary and are not fair or equitable;
c) Pleterski did not treat AP as a separate legal entity – at the First Meeting, Pleterski described the investment funds as being treated as one pool which he used to invest and fund his lifestyle expenses;
d) Pleterski is the sole officer and director of AP and AP has no employees;
e) Pleterski swore an affidavit in the Mareva Proceedings wherein he claims to have guaranteed the debts of AP (a copy of the affidavit is attached as **Appendix "I"**);
f) There is a commonality of interests between the creditors regardless of which entity received the funds or which Bankrupt entered into the investment agreement; and
g) The estate inspectors support consolidation (a redacted copy of the 6^{th} inspector meeting minutes is attached as **Appendix "J"**).

31. Almost all of the assets recovered to date by the Trustee are in the name of Pleterski rather than AP. As Pleterski purchased assets personally using funds received from creditors of AP, it would be unfair for the creditors of Pleterski to benefit from the recovery of those assets. The pooling of the assets of the Bankrupts for the benefit of all creditors outweighs any prejudice to the creditors of Pleterski.

32. Consolidation would greatly simplify the administration of the estates and result in an equitable outcome for all creditors who invested with Pleterski.

PREPETITION COSTS

33. The Trustee has received a proof of claim from Braden Martyniuk requesting a payment to counsel for the Petitioning Creditors in the amount of $63,534.98. Pursuant to the Bankruptcy Orders, the Petitioning Creditors are entitled to payment of the costs of the

Application. The Trustee is satisfied having reviewed the accounts that the amounts claimed should be paid in accordance with the Bankruptcy Orders.

34. The Mareva Plaintiffs incurred significant legal costs in initiating the Mareva Proceeding resulting in the Mareva Order. The bankruptcy estates benefited from the Mareva Proceedings in the following ways:

a) Investments of approximately $343,000 were frozen by the Mareva Order and remained available to the Trustee at the date of its appointment;
b) Pleterski provided an affidavit in the Mareva Proceedings dated July 15, 2022. The affidavit listed the assets he had at that time (including his vehicles) and certain other transactions that he had recently entered into including the purchase of the Ajax Property. The Trustee was able to use the information in that affidavit to seize and monetize the vehicles totaling approximately $1.4 million and investigate the return of the Ajax Deposit which remains ongoing; and
c) Information obtained from the Mareva Proceedings has assisted the Trustee in its ongoing investigation which has avoided duplication of activities and decreased costs.

35. It is impossible to determine the exact financial benefit of the Mareva Proceedings to the estates of the Bankrupts and their creditors at this time, but the Trustee is confident that the benefits have been significant. At the request of Sacha Singh, one of the Mareva Plaintiffs who is also an Inspector, the other Inspectors approved a payment of 50% of the legal fees of the Mareva Plaintiffs totaling $97,132.37. Attached as **Appendix "K"** is a redacted copy of the minutes of the 4th Inspector's meeting evidencing such approval. Given the benefits to the estates of the Bankrupts, the Trustee requests that the Court approve payment to the Mareva Plaintiffs in the amount prescribed above.

36. The Trustee requested copies of the Mareva Examination Documents from Mareva Counsel who has refused to provide same on the grounds that doing so would be a breach of the deemed undertaking rule unless the Court ordered they be provided. The Trustee believes that the Mareva Examination Documents would be helpful in its investigation and could save costs and time thereby increasing recoveries to creditors. The Trustee seeks an order directing Mareva Counsel to forthwith deliver the Mareva Examination Documents to the Trustee.

PRODUCTION OF DOCUMENTS

Transaction Documents

37. During the course of the Trustee's investigation, it has made requests for documentation from counsel to the Bankrupts in respect of certain transactions but no such documentation has been forthcoming. By letter dated September 1, 2022, counsel to the Trustee sent a preservation notice to Shapiro Real Estate and Business Lawyers requesting that all documents be preserved relating to the Bankrupts, a copy of which is attached as **Appendix "L"**.

38. The Trustee subsequently learned that Mr. Shapiro acted on the transaction on behalf of the owners of the Burlington Property and sought to obtain documents relating to that transaction pursuant to section 164(1) of the BIA. A copy of the letter to Mr. Shapiro dated October 12, 2022 is attached as **Appendix "M"**. Mr. Shapiro responded to counsel to the Trustee on October 20, 2022. It has been difficult for the Trustee to obtain all of the documents relevant to the Burlington Property and the Trustee is hopeful that an agreement can be reached to provide same.

Car Sale and Lease Documents

39. During the course of its investigation, the Trustee has been provided with information that certain vehicles (the "**Pleterski Vehicles**") registered in the names of Pleterski's family members were, in fact, paid for by Pleterski with creditor funds. These include:

    a) A Porsche 718 Boxter (VIN# WP0CB2A8XJS229265) purchased from Porsche Centre North Toronto ("**Porsche Centre**") and driven by Pleterski's mother, Kathy Pleterski;
    b) An Audi e-tron (VIN# WA13AAGE4MB034139) purchased from Audi Durham and driven by Kathy Pleterski; and
    c) An Audi S5 (VIN# WAUB4CF54NA011048) purchased from Audi Durham and driven by Pleterski's brother, Lucas Pleterski.

40. The Trustee contacted Porsche Centre and Audi Durham requesting the payment details and the credit application in respect of each of the Pleterski Vehicles. The Trustee has been advised by Porsche Centre that they will not release this information without a court

order on the grounds that it contains private information. Audi Durham also refused to release this information on the grounds that the Bankrupts are not the registered owners of the Pleterski Vehicles. Therefore, the Trustee seeks an Order that Porsche Centre and Audi Durham provide the Trustee with the details relating to the source of payment of the Pleterski Vehicles as it is the Trustee's opinion that there are reasonable grounds to believe that they were paid for with funds obtained from the creditors.

41. The Trustee has been requesting information from Paul Motor Company ("**Paul Motor**") in respect of a Lamborghini Aventador SVJ (VIN# ZHWCM6ZD1KLA08758) (the "**Lamborghini**") which was leased by Pleterski. Paul Motor has not provided the Trustee with the credit application, buyout value and mileage for the Lamborghini. The Trustee requires this information to determine if there is any equity in the lease which could be monetized and what assets were disclosed by Pleterski as part of the credit application.

42. The Trustee has also contacted NewRoads National Leasing ("**NewRoads**" and together with, Porsche Centre, Audi Durham, Paul Motor, the "**Car Dealers**") which, to date, has been cooperative and reasonable in its dealings with the Trustee. The Trustee understands that a Bentley Bentayga (VIN# SJAAC2ZV4HC016039) (the "**Bentley**") driven by Pleterski's father, Dragan Pleterski, was purchased from an individual who originally purchased the vehicle from NewRoads (the "**Bentley Vendor**"). The Trustee has requested the contact particulars for the Bentley Vendor from NewRoads which they are reluctant to provide without a Court Order due to privacy concerns. The Trustee, therefore, seeks an Order directing NewRoads to provide such contact information so that it may determine the source of funds for the purchase of the Bentley.

SALE OF DRAGAN BMW

43. The Trustee is in possession of a BMW M8 which is registered in the name of Dragan Pleterski (the "**Dragan BMW**") for the purposes of obtaining insurance but was purchased by Pleterski. By email on August 22, 2022, a copy of which is attached as **Appendix "N"**, Dragan Pleterski consented to the Trustee taking possession of the Dragan BMW for the benefit of Pleterski's creditors. As a result of the title ownership being registered in the name of Dragon Pleterski, the Trustee requires an order permitting its sale for the benefit of the Bankrupts' creditors.

DATED at Toronto, Ontario this 21st day of October 2022.

GRANT THORNTON LIMITED
In its capacity as Trustee for the bankrupt estate of
Aiden Pleterski and AP Private Equity Limited
and not in its personal or corporate capacity

Per.
____
Rob Stelzer, CPA, CA, CIRP, LIT
Senior Vice President