

IN THE SUPREME COURT OF NOVA SCOTIA
IN BANKRUPTCY AND INSOLVENCY
Citation: Rizkallah, Re, 2005 NSSC 345

Date: 20051215
Docket: B 28393
Registry: Halifax

District of Nova Scotia
Division No. 1 - Halifax
Court No. B 28393
Estate No. 51-779119

In the Matter of the Bankruptcy of Rodolphe Rene Rizkallah

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Registrar: Richard W. Cregan, Q.C.

Heard: December 9, 2005

Written Decision: December 15, 2005

Subject: Whether an order under Subsection 163(2) of the *Bankruptcy and Insolvency Act* for the examination of the bankrupt should be granted to creditors whose proof of claim has been disallowed by the trustee.

Summary: The creditors produced evidence that the bankrupt had transferred his interest in a company to his wife within five years of his assignment in bankruptcy and four days before he commences an action on behalf of his business against the creditors.

Result: The court found that this event constituted sufficient cause and granted the order.

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