

**ONTARIO  
SUPERIOR COURT OF JUSTICE  
(COMMERCIAL LIST)**

**B E T W E E N:**

**THE TORONTO-DOMINION BANK**

Applicant

- and -

**2314251 ONTARIO INC., MOHAMMAD ABDUL HAFIZ and KAWSER ZAHAN**

Respondents

**APPLICATION UNDER SUBSECTION 243(1) OF THE *BANKRUPTCY AND  
INSOLVENCY ACT, R.S.C. 1985, c. B-3, AS AMENDED AND SECTION 101 OF THE  
COURTS OF JUSTICE ACT, R.S.O. 1990, c. C.43, AS AMENDED***

**SUPPLEMENTARY AFFIDAVIT OF PETER HANKE  
(Sworn August 26, 2022)**

I, PETER HANKE, of the City of Barrie, in the Province of Ontario make oath and say:

1. I am a Manager of Commercial Credit in the Commercial Banking Group at The Toronto Dominion Bank (“**TD Bank**”) in its Financial Restructuring Group, and as such have knowledge of the matters contained in this Affidavit. Where my knowledge is based on information and belief, I have identified the source of that knowledge and do verily believe it to be true.
2. I swear this Affidavit in support of the within Application and to supplement the Affidavit of Amanda Bezner, sworn July 28, 2022, and for no other or improper purpose whatsoever.
3. At paragraph 15 of Ms. Bezner’s Affidavit, she states:

*When TD Bank reviewed the 2021 financials provided, it was noted that there was no cash flow statement contained within the document. Accordingly, Matteo Crispino, an employee of the Vaughan Commercial Bank Centre of TD Bank, contacted the issuing accounting*

*firm. The principal of this firm, Mr. Fareed Sheik, advised that bank representative that his accounting firm had no record of 231 being a client, or of preparing any financial statements for that entity. Mr. Sheik further advised that the name used on the financial statements of Fareed Sheik LLP was a name that had discontinued some four or five years earlier, and that the accounting firm was now known as Fareed Sheik & Co. TD Bank had relied on 2019 and 2020 financial statements on the same letterhead of Fareed Sheik LLP for the loan application and approvals. [emphasis added]*

4. Attached as **Exhibit A** to my Affidavit is an email exchange between Christine Chen of TD Bank and Fareed Sheik on July 6, 2022, in which Mr. Sheik states:

*I confirm that this company is not our client, we have never issued this financial statements and Fareed Sheik LLP is not in operation since 2017. This is a fraud committed and misuse of our information. We are in the process of taking legal action against them.*

**SWORN** remotely by Peter Hanke of the City of )  
Barrie, in the Province of Ontario, before me at the )  
City of Toronto, in the Province of Ontario, on )  
August 26, 2022 in accordance with O. Reg. 431/20, )  
Administering Oath or Declaration Remotely. )

DocuSigned by:  
*Matilda Lici*  
7CE576E4AA3D4CA

\_\_\_\_\_  
Signature of Commissioner (or as may be)

Matilda Lici

DocuSigned by:  
*Peter Hanke*  
0746D4CFB319437...

\_\_\_\_\_  
Peter Hanke

This is Exhibit A of the  
Affidavit of Peter Hanke  
Sworn before me this 26<sup>th</sup> day of August, 2022

DocuSigned by:  
*Matilda Lici*  
7CE576F4AA3D4CA...

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A Commissioner, etc.  
Matilda Lici

## Matilda Lici

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**From:** Kyle Plunkett  
**Sent:** August 26, 2022 1:11 PM  
**To:** Miranda Spence  
**Cc:** Matilda Lici  
**Subject:** FW: Question regarding 2314251 Ontario Inc.

**From:** Fareed Sheik <[fareed@fareed.ca](mailto:fareed@fareed.ca)>  
**Sent:** Wednesday, July 6, 2022 2:38 PM  
**To:** Chen, Christine <[Ziru.Chen@td.com](mailto:Ziru.Chen@td.com)>  
**Subject:** RE: Question regarding 2314251 Ontario Inc.

CAUTION: EXTERNAL MAIL. DO NOT CLICK ON LINKS OR OPEN ATTACHMENTS YOU DO NOT TRUST  
N : COURRIEL EXTERNE. NE CLIQUEZ PAS SUR DES LIENS ET N'OUVREZ PAS DE PIÈCES JOINTES AUXQUELS VOUS NE FAITES PAS C

Hi Christine

I confirm that this company is not our client, we have never issued this financial statements and Fareed Sheik LLP is not in operation since 2017.

This is a fraud committed and misuse of our information. We are in the process of taking legal action against them.

Thanks

### Fareed Sheik CPA CA, LPA

Principal

Fareed Sheik & CO., CPA's

100-3034 Palstan Road

Mississauga, ON, L4Y2Z6

Canada

Tel: 9058964449 x 201

<https://clicktime.symantec.com/15tpDHz3gKYmzkFLwbCog?h=1RGWJoJ IcWZLbKM5inzdUyon75uGo2gycwJ-RmT9YU=&u=www.fareed.ca>



**Fareed Sheik & Co**  
Chartered Professional Accountants  
AUDIT • TAX • ACCOUNTING

**From:** Chen, Christine <[Ziru.Chen@td.com](mailto:Ziru.Chen@td.com)>  
**Sent:** July 6, 2022 2:26 PM  
**To:** Fareed Sheik <[fareed@fareed.ca](mailto:fareed@fareed.ca)>  
**Subject:** Question regarding 2314251 Ontario Inc.

Hello Mr. Sheik,

Thank you for taking the time to talk to me on June 21, 2022 regarding 2314251 Ontario Inc. On that call you indicated that 2314251 Ontario Inc. has never been a client of Fareed Sheik & Co. or of Fareed Sheik LLP. Can you please confirm that this is correct?

**Christine Chen** | Relationship Manager  
Vaughan Commercial Banking Centre | **TD Commercial Banking**  
2300 Steeles Avenue West, Suite 200, Vaughan ON L4K 5X6  
T: 647-891-3780

Carolina Kahlon | Client Services Officer | 905 660 3779  
Lovely Sandhu | Cash Management Services Officer | 905 660 3815

Internal

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**THE TORONTO-DOMINION BANK**  
Applicant

- and -

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Respondents

Court File No. CV-22-00685439-00CL

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***ONTARIO***  
**SUPERIOR COURT OF JUSTICE**  
**(COMMERCIAL LIST)**

**Proceedings commenced at Toronto**

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**SUPPLEMENTARY AFFIDAVIT OF**  
**PETER HANKE**  
**(Sworn August 26, 2022)**

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*Lawyers for The Toronto-Dominion Bank*