

Form 4.03A  
2015

Hfx No. 445940

Supreme Court of Nova Scotia

BETWEEN:

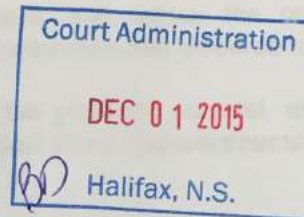
**Granite Telecommunications, LLC**

Plaintiff

- and -

**Unique Solutions Design Ltd.**

Defendant



**Notice of Action for Debt**

To: Unique Solutions Design Ltd.  
133 Troop Avenue  
Dartmouth, Nova Scotia  
B3B 2A7

**Action has been started against you**

The plaintiff takes action against you.

The plaintiff started the action by filing this notice with the court on the date certified by the prothonotary.

The plaintiff claims judgment for the debt described in the attached statement of claim.

**Defending the action**

To defend against the plaintiff's claim, you or your counsel must file a notice of defence with the court no more than the following number of days after the day this notice of action is delivered to you:

- 15 days if delivery is made in Nova Scotia
- 30 days if delivery is made elsewhere in Canada
- 45 days if delivery is made anywhere else.

**Judgment against you if you do not defend**

The court may grant an order for judgment against you without further notice, unless you defend the action by the deadline shown in this notice.

**Amount of judgment**

The amount of the judgment if you do not defend the action will be \$33,632.35, interest on that amount calculated from November 30, 2015, as claimed in the statement of claim, and costs in the amount of \$375.00 plus taxed disbursements.

**You may have the action dismissed by paying claim**

You may pay the amount claimed, obtain a receipt, and deliver the receipt to the prothonotary, who will dismiss the action, except the claim for taxed disbursements.

You may settle the amount for disbursements with the plaintiff's counsel, with a plaintiff who acts on their own, or by proceeding with a taxation of the disbursements in the Small Claims Court.

**You may demand notice of steps in the action**

If you do not have a defence to the claim or you do not choose to defend it, you may, if you wish to have further notice, file a demand for notice.

If you file a demand for notice, the plaintiff must notify you before obtaining judgment and, unless the court orders otherwise, you will be entitled to notice of each other step in this action.

**Rule 57 - Action for Damages Under \$100,000**

Civil Procedure Rule 57 limits pretrial and trial procedures of a defended action so it will be more economical. The Rule applies if the plaintiff states the action is within the Rule.

This action is within Rule 57.

**Filing and delivering documents**

Any documents you file with the court must be filed at the office of the prothonotary, 1815 Upper Water Street, Halifax, Nova Scotia (telephone # 902-424-6900).

When you file a document you must immediately deliver a copy of it to each other party entitled to notice, unless the document is part of an *ex parte* motion, the parties agree delivery is not required, or a judge orders it is not required.

**Contact information**

The plaintiff designates the following address:

Burchells LLP  
1800-1801 Hollis Street  
Halifax, NS B3J 3N4  
Telephone: 902-423-6361  
Facsimile: 902-420-9326

Documents delivered to this address are considered received by the plaintiff on delivery. Further contact information is available from the prothonotary.

**Proposed place of trial**

The plaintiff proposes that, if you defend this action, the trial will be held in Halifax, Nova Scotia.

**Signature**

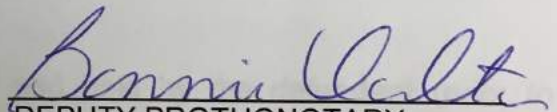
Signed November 30, 2015.



**David Hutt**  
Burchells LLP  
1800-1801 Hollis Street  
Halifax, NS B3J 3N4  
Telephone: 902-423-6361  
Facsimile: 902-420-9326  
as counsel for the plaintiff

**Prothonotary's certificate**

I certify that this notice of action for debt, including the attached statement of claim, was filed with the court on Dec 1, 2015.



**Bonnie Dalton**  
DEPUTY PROTHONOTARY

Bonnie Dalton  
Deputy Prothonotary

**Statement of Claim**

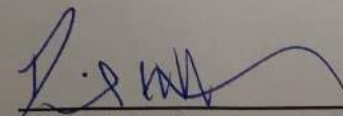
- 1 The plaintiff Granite Telecommunications, LLC is an extra-provincial body corporate with offices in Quincy, Massachusetts, United States of America, registered to carry on business in the Province of Nova Scotia.
- 2 The plaintiff is a telecommunication services provider with operations primarily in the United States of America.
- 3 The defendant Unique Solutions Design Ltd. is a Nova Scotia Limited Company with registered offices at 133 Troop Avenue in Dartmouth, Halifax Regional Municipality, Province of Nova Scotia, in the business of custom-sized clothing patterns, body scanning and measurement kiosks, and measurement data.
- 4 The defendant owes money to the plaintiff for unpaid invoices for the provision of telecommunication services by the plaintiff to the defendant in the United States of America during the period of November 2013 to December 2014.
- 5 The debt is due because the defendant used the plaintiff's services and facilities but failed to make payments to the plaintiff when due, in accordance with the agreement between them.
- 6 The plaintiff's accounts were rendered to and paid by the defendant (prior to default) in US dollars. The Bank of Canada's exchange rate for US to Canadian dollars as of November 30, 2015 is 1.3333 percent.
- 7 The amount due as of November 30, 2015 is calculated as follows:

principal (\$22,254.67 x 1.3333%):	\$	29,672.15
interest at 1.5% per mo.:	\$	3,960.19
credits:	\$	-
other charges:	\$	-
Total:	\$	<u>33,632.35</u>

- 8 The plaintiff claims an order for judgment in the total amount of \$33,632.35; agreed interest after the date of calculation to the date of judgment in the per diem amount of \$13.11, and costs.

**Signature**

Signed *November 30*, 2015.



**David Hutt**  
counsel to the plaintiff

BURCHELLS LLP



**Barristers & Solicitors**  
1801 Hollis Street, Suite 1800  
Halifax, Nova Scotia  
Canada B3J 3N4  
t. 902.423.6361  
f. 902.420.9326  
www.burchells.ca

**David G. Hutt**  
902.442.8373  
dhutt@burchells.ca

File: 14397-1066759

December 1, 2015

**HAND DELIVERED**

Prothonotary  
Supreme Court of Nova Scotia  
The Law Courts  
1815 Upper Water Street  
Halifax, NS B3J 1S7

Dear Prothonotary:

**Re: Granite Telecommunications, LLC v. Unique Solutions Design Ltd.**

Please find enclosed one original and three copies of the Notice of Action for Debt to be filed on behalf of the Plaintiff, Granite Telecommunications, LLC, in the above-noted matter. We would ask that you kindly file the Notice of Action for Debt with the court and return the stamped copies to our office at your earliest convenience. A cheque in the amount of \$218.05 is enclosed in payment of the filing fee.

Thank you for your assistance with this matter.

Yours very truly,

BURCHELLS LLP

A handwritten signature in blue ink, appearing to read "D. Hutt", written over the printed name of David G. Hutt.

David G. Hutt

DGH/sm  
Encs.