

**COURT OF APPEAL OF ALBERTA**

**FORM AP-1**  
[RULE 14.8 AND 14.12]

COURT OF APPEAL FILE NUMBER:

TRIAL COURT FILE NUMBER: 2501-19283

REGISTRY OFFICE: CALGARY

PLAINTIFF/APPLICANT: COMPEER FINANCIAL, PCA

STATUS ON APPEAL: APPELLANT

DEFENDANTS/RESPONDENTS: DEBBIE UFFELMAN and CRAIG THOMPSON

STATUS ON APPEAL: RESPONDENT

DEFENDANTS: SUNTERRA FARMS LTD., SUNWOLD FARMS LIMITED, SUNTERRA ENTERPRISES INC., RAY PRICE, DAVID PRICE, ARTHUR PRICE AND GLEN PRICE

STATUS ON APPEAL: NON-PARTIES

DOCUMENT: **CIVIL NOTICE OF APPEAL**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT:

**BENNETT JONES LLP**  
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**WARNING**

To the Respondent: If you do not respond to this appeal as provided for in the *Alberta Rules of Court*, the appeal will be decided in your absence and without your input.

1. **Particulars of Judgment, Order or Decision Appealed From:**

Date pronounced: January 27, 2026

Date entered: January 27, 2026

Date served: January 27, 2026

Official neutral citation of reasons for decision, if any: 2026 ABKB 57

2. **Indicate where the matter originated:**

Court of King's Bench

Judicial Centre: Calgary

Justice: Michael J. Lema

On appeal from a King's Bench Applications Judge or Justice of the Court of Justice?

Yes  No

Official neutral citation of reasons for decision, if any, of the Applications Judge or Justice of the Court of Justice:

Board, Tribunal or Professional Discipline Body

Specify Body: N/A

3. **Details of Permission to Appeal, if required (Rules 14.5 and 14.12(3)(a)):**

Permission not required, or  Granted:

Date:

Justice:

4. **Portion being appealed (Rule 14.12(2)(c)):**

Whole, or

Only specific parts (if specific part, indicate which part):

The portion of the decision refusing to grant Compeer's application for summary judgment against Debbie Uffelman and Craig Thompson.

5. **Provide a brief description of the issues:**

6. As correctly found by the Chambers Justice, Compeer Financial, PCA ("**Compeer**") is the victim of a massive cheque kiting fraud. The Chambers Justice granted Compeer's application for summary judgment against two of the corporate entities involved in the fraud, Sunterra Farms Ltd. and Sunwold Farms Limited, along with Ray Price ("**Mr. Price**"), one of the directors of those corporate entities at the relevant times.

7. Before the Chambers Justice, Compeer also sought summary judgment against the Defendants/Respondents, Craig Thompson ("**Mr. Thompson**") and Debbie Uffelman ("**Ms. Uffelman**"). The Chambers Justice correctly made factual findings that Mr. Thompson and Ms. Uffelman knowingly undertook, participated in, and implemented the fraudulent cheque kiting scheme for which summary judgment was granted against Sunterra Farms Ltd., Sunwold Farms Limited, and Mr. Price. Despite making these findings, the Chambers Justice erred in refusing to grant summary judgment against Mr. Thompson or Ms. Uffelman. In doing so, the Chambers Justice erred in law and/or mixed fact and law in:

- (a) Misapplying the concept of attribution of knowledge in the corporate context as a shield for personal liability for wrongful acts;
- (b) Misapplying principles relating to piercing the corporate veil, which do not extend to circumstances involving fraudulent misconduct by an individual; and
- (c) Improperly imputing a requirement that a defendant be the "critical contributor" or "prime mover" of a fraudulent act as a precondition to liability for that act.

8. **The relief claimed:**

Compeer respectfully requests the following relief:

- (a) That this appeal be granted and summary judgment in respect of Ms. Uffelman and Mr. Thompson be granted;
- (b) Costs of this Appeal; and
- (c) Such further and other relief as this Honourable Court may deem just.

9. **Is this appeal required to be dealt with as a fast track appeal? (Rule 14.14)**

Yes       No

10. **Does this appeal involve the custody, access, parenting or support of a child?**  
(Rule 14.14(2)(b))  
 Yes       No
11. **Will an application be made to expedite this appeal?**  
 Yes       No
12. **Is Judicial Dispute Resolution with a view to settlement or crystallization of issues appropriate?** (Rule 14.60)  
 Yes       No
13. **Could this matter be decided without oral argument?** (Rule 14.32(2))  
 Yes       No
14. **Are there any restricted access orders or statutory provisions that affect the privacy of this file?** (Rules 6.29, 14.12(2)(e),14.83)  
 Yes       No

If yes, provide details:

The Chambers Justice granted a sealing order with respect to a small portion of the materials tendered before him.

15. **List respondent or counsel for the respondents, with contact information:**

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Farms Limited, Sunterra Enterprises Inc.,  
Ray Price, Craig Thompson, and Debbie  
Uffelman

16. **Attachments (check as applicable):**
- Order or judgment under appeal if available (not reasons for decision) (Rule 14.12(3))
- Earlier order of Applications Judge, etc. (Rule 14.18(1)(c))

- Order granting permission to appeal (Rule 14.12(3)(a))
- Copy of any restricted access order (Rule 14.12(2)(e))