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"He goes above and beyond." - Client Testimonial, Chambers Global

Marc Mercier* is a past member of the firm's Executive Committee and is currently Chair of the firm's Audit & Risk Management Committee and partner in the [Financial Services Group](#) with a particular emphasis in his practice on secured, unsecured and merger and acquisition financing, treasury management and financial derivatives-related matters, and [reorganizational workouts and restructurings](#). Marc also handles extensive financing work in the subordinated/convertible debt, venture capital and private equity areas. Marc is also on the Board of Directors of ROI Fund (2015-present).

Marc's experience includes:

- Represented Planet Fitness in Canada in connection with a \$1.275 billion refinancing transaction
- Acted for Wendy's Restaurants in Canada with recent sale of US\$1.075 billion in senior secured notes transaction
- Acting for Summitt Energy in connection with its multi-year extension energy supply agreements in Canada and the US
- Acted as counsel to the Federal Government of Canada in connection with the restructurings and refinancings of General Motors and Chrysler
- Special legal counsel for Municipal Property Assessment Corporation
- Acting as counsel for Harley-Davidson Canada in connection with its renewal of syndicated bank credit facilities totalling US\$500 million for a 3-year term to support its and HDFFS Canada's commercial paper program and to fund its and HDFFS Canada's lending activities and other operations
- Acts extensively for a number of Canadian and foreign banks in relation to loans, including syndicated financings, cross-border multi-currency transactions, project financings and LBO/MBO financings, as well as subordinated lending transactions
- Routinely acts for foreign and domestic lenders, monitors and receivers in connection with special accounts, work-out related, security enforcement and receivership files – experience includes lead counsel roles in connection with various current and/or recent high profile insolvency and CCAA proceedings, such as Crystallex International, iTravel2000.com, Ivaco Inc., Tahera Diamond Corporation, Kraus Carpets, and various others over his career
- Routinely acts for regulated financial institutions and end-users in connection with their derivatives



businesses and dealings with regulators and other financial derivative instruments in the treasury management and commodities areas

Marc is the author of various articles published in legal journals and texts. He speaks frequently at derivatives, secured lending, insolvency and restructuring, and law reform conferences and bank seminars. In addition to being an adjunct faculty member of the University of Toronto Faculty of Law in the late 1990s, where he led classes in debt financing and restructuring, Marc has been an adjunct faculty member at Osgoode Hall Law School at York University since 2005, where he teaches advanced financing law in the graduate (masters level) banking programme. As a senior member of the firm's financial services practice area, Marc is extremely active in the practice development and mentoring of both senior and junior members of his team. In 2018, the Ontario Junior Hockey League (OJHL) honoured Marc with the Chairman's Award, which is presented to an individual who demonstrates the core values of the OJHL including integrity, professionalism and sportsmanship. Marc also successfully climbed Mount Kilimanjaro in July of 2018!

Client commentary

- "Acts as a partner, rather than a vendor." – *Chambers Canada* (Banking & Finance)
- "He is very responsive and always keeps our business needs in mind." - *Chambers Canada* (Financial Services)
- "Marc consistently delivers top advice. He has the ability to jump into issues as well as keep a strategic outlook on matters." – *Chambers Global* (Financial Services)
- "He is exceptionally responsive and he goes above and beyond." – *Chambers Global* (Financial Services)
- "Highly regarded as a great resource in this space." – *Chambers Global* (Financial Services)
- "He has lots of experience to draw from and provides strategic guidance." – *Chambers Global* (Banking & Finance)

**denotes Professional Corporation*

Achievements

- *Who's Who Legal: Canada* 2015 (Banking)
- *Chambers Canada* 2016–2020 (Banking & Finance)
- *Chambers Global* 2009–2019 (Banking & Financial Services)
- *The Legal 500 Canada* (Banking & Finance)
- *Martindale-Hubbell* Distinguished™ rating



- *The Best Lawyers in Canada 2013–2020* (Banking and Finance)
- *Canadian Legal Lexpert Directory* (Banking & Financial Institutions)

Call to the bar

Ontario, 1993

Associations

- Canadian Bar Association
- Ontario Bar Association
- Canadian Insolvency Foundation
- Insol International
- Turnaround Management Association (Canada)
- Risk Management Association (Toronto Chapter)

Expertise

Energy: Oil & Gas and Utilities
Energy: Renewable & Clean Technology
Financial Services
Infrastructure
Lending & Finance
Private Equity
Project Finance
Restructuring & Insolvency
Securitization & Structured Finance