

## Marvin Yontef

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### Law Practice

Marvin Yontef is a senior partner in the firm's Corporate Group in Toronto. He has been counsel in a wide range of commercial activities including mergers and acquisitions (M&A), corporate finance, banking and project finance, securities offerings, corporate reorganizations and restructurings and working with directors, senior officers and director committees as well as with commercial and investment bankers on strategic and fiduciary issues.

Mr. Yontef's recent achievements have included acting as lead corporate counsel for Air Canada in its efforts to restructure its business in the context of the largest insolvency, business and debt restructuring in Canadian history. This transaction was expressed to be Canada's #1 corporate deal of 2003 by a Canadian legal publication and was completed in September 2004. He also acted as lead counsel for Blackfriars in its successful public tender for and acquisition of Emco, for the acquiror in Cara Holdings Limited's successful going private transaction with Cara Operations, for Nortel on the sale of its manufacturing operations to Flextronics, for MemberWorks on its acquisition of Lavalife, for Allstream in its proposed merger with Manitoba Telecom, for Aecon on the acquisition proposal from Hochtief, for ACE Aviation on its acquisition of a strategic investment in US Airways, for the Government of Ontario (Infrastructure Ontario) in connection with the establishment and funding of the Greater Toronto Transportation Authority and its initial projects, for Laidlaw International in its merger with First Group, for Apax Partners in connection with its acquisition of Thomson Learning, for Cerberus Capital Management in connection with its proposed acquisition of United Rentals, for Dundee Corporation in connection with its shareholder and other agreements with The Bank of Nova Scotia, with the sale of DundeeWealth Inc. to The Bank of Nova Scotia, with its substantial issuer bid, as well as in its acquisition of Dundee Capital Markets Inc., for Smurfit-Stone in respect of its Canadian insolvency filing and for Hutchison Whampoa Limited and the Li Family in respect of their investments in Husky Energy Inc.

Mr. Yontef is listed and recognized in the following publications:

- *The Best Lawyers in Canada 2012* in the areas of Corporate, Leveraged Buyouts and Private Equity, M&A, and Securities Law.
- *The International Who's Who of Business Lawyers 2011* in the area of Corporate Governance.
- *The 2011 Lexpert/American Lawyer's Guide to the Leading 500 Lawyers in Canada* for Corporate Commercial Law and M&A.
- *The Canadian Legal Lexpert Directory 2011* as a leading practitioner in the areas of Corporate Commercial Law, Corporate Finance and Securities, M&A and Private Equity.

- The 2011 Chambers Global's *The Guide to the World's Leading Lawyers for Business* as a recommended lawyer for Corporate/M&A.
- The 2011 Lexpert *Guide to the Leading U.S./Canada Cross-border Corporate Lawyers in Canada* in the area of M&A.
- PLC's *Cross-border Mergers and Acquisitions Handbook 2010/11* recommended as a prominent practitioner.
- The 2010 *PLC Which Lawyer?* as highly recommended in Corporate/M&A.
- The 2009 Legal Media Group's *Guide to the World's Leading Corporate Governance Lawyers*.
- The 2009 LawDay's *Leading Lawyers* for M&A.
- The 2006 Lexpert's *Guide to the 100 Most Creative Lawyers in Canada*.
- He is AV® Peer Review Rated according to Martindale-Hubbell (Very High to Pre-eminent), its highest level of professional ranking.

### **Professional Activities**

Mr. Yontef has participated as a speaker and panellist in various educational programs of the Canadian, American and International Bar Associations, and various academically and commercially sponsored programs for lawyers. Most recently, these programs have related to mergers and acquisitions, fiduciary responsibilities, business restructurings and similar topics. Mr. Yontef is a member of the board of directors of ACE Aviation Holdings Inc. and has been a director of a number of other public and closely-held issuers as well as charitable organizations.

### **Publications & Conferences**

Mr. Yontef was a member of the federal government's Securities Market Study Law Group and the author of an article on "Insider Trading," one of the background papers published by the Department of Consumer and Corporate Affairs, Ottawa, as part of *Proposals for a Securities Market Law for Canada* (1979). He has also written "Insider Trading – Lawyers and Accountants," *Securities Law in the Modern Financial Marketplace*, Special Lectures of the Law Society of Upper Canada (1989). His keynote address "Business Restructuring – A View from 40,000 Feet" was published in the *Special Lectures 2004: Corporate and Commercial Law of the Law Society of Upper Canada*.

### **Education**

Harvard Law School (LL.M. 1971), Osgoode Hall Law School (LL.B. 1969), University of Toronto.

### **Bar Admission**

Ontario, 1972