



Denis Ferland

Partner

Office

Montréal

Tel

514.841.6423

Email

dferland@dwpv.com

Expertise

Financial Restructuring and
Insolvency
Finance
Dispute Resolution

Bar Admissions

Québec, 1984

Clients turn to Denis for his detailed knowledge of insolvency matters.

Denis specializes in bankruptcy, insolvency, financial restructuring and related litigation, as well as general commercial litigation. An experienced and dynamic lawyer, Denis offers practical, proactive advice based on his extensive legal knowledge and business sense. His clients include large multinationals, banks and financial services institutions, creditors, debtors and court officers (including trustees, monitors and receivers).

Denis is a skilled litigator who knows how to put his clients' interests at the forefront. Over his 30-year career, he has developed creative solutions in many of Québec's most significant restructuring and insolvency matters – his knowledge, creativity and innovation paving the way for countless reorganizations and transactions.

A long-time instructor for the Chartered Insolvency and Restructuring Professional Qualification Program, Denis is a seasoned communicator who is known for his ability to distill complex information into simple terms and is regularly called upon to speak at conferences.

Denis is president of the Insolvency Institute of Canada.

REPRESENTATIVE WORK

Ernst & Young Inc.

Acted for Ernst & Young Inc., a Court-appointed Monitor, in connection with the restructuring of Quebecor World Inc. and 53 of its subsidiaries in excess of US\$2.8 billion of liabilities and emerged from protection under the *Companies' Creditors Arrangement Act* and Chapter 11 of the U.S. Bankruptcy Code pursuant to Plans of Reorganization approved by creditors and courts in both countries.

Alvarez & Marsal Canada ULC

Acted for Alvarez & Marsal Canada ULC as monitor of Maax Inc. and its subsidiaries under the *Companies' Creditors Arrangement Act* and proceedings under Chapter 15 of the U.S. *Bankruptcy Code*.

Tata Chemicals Limited

Acted as Canadian counsel to India-based Tata Chemicals Limited in its acquisition of General Chemical Industrial Products Inc. in a transaction valued at US\$1 billion, making Tata Chemicals one of the largest soda ash producers in the world.

HSBC Bank Canada

Acting for HSBC Bank Canada, the most important guaranteed creditor of ROL Manufacturing (Canada) Ltd. and its subsidiaries, in relation to its restructuring attempt under the *Companies' Creditors Arrangement Act* proceedings and United States Chapter 15 proceedings of ROL Manufacturing and its subsidiaries.

Catalyst Fund (Cable Satisfaction International Inc.)

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Acted for Catalyst Fund in connection with the restructuring of Cable Satisfaction International Inc. under the *Companies' Creditors Arrangement Act* (CCAA) and the sale of principal subsidiary Cabovisao Televisao Por Cabo, S.A. to Cogeco Inc.

Canada Enterprise Emergency Funding Corporation

Acted for Canada Enterprise Emergency Funding Corporation, a non-agent Crown corporation and wholly owned subsidiary of Canada Development Investment Corporation, in connection with Air Canada's approximately \$6-billion financing agreements with the Government of Canada through the Large Employer Emergency Financing Facility (LEEFF) program.

Nemaska Lithium Inc.

Acting for Nemaska Lithium Inc. in proceedings instituted by Victor Cantore requesting that Nemaska be compelled to convey him a 3% net smelter return royalty on all metals extracted from Nemaska's Whabouchi mine.

The Pallinghurst Group

Acted for The Pallinghurst Group, a private investor in the global natural resources sector, in its joint 50-50 acquisition with Investissement Québec of Québec-based Nemaska Lithium Inc. pursuant to a sales process under the *Companies' Creditors Arrangement Act*. The acquisition was structured as a credit bid with Nemaska's largest secured creditor, Orion Mine Finance, and achieved through a reverse vesting order granted by the Superior Court of Québec and upheld by the Québec Court of Appeal.

HSBC Bank of Canada

Acting for HSBC Bank of Canada in its capacity as operating lender and DIP lender to Ernest Enterprises (Mtl) Ltd.

Québecor Inc.

Acted for Québecor Inc. in connection with its proposed acquisition of Cirque du Soleil and related insolvency proceedings.

RECOGNITIONS

Chambers Global: The World's Leading Lawyers for Business—
Restructuring/Insolvency ("long track record and very thorough knowledge of the restructuring environment")

Chambers Canada: Canada's Leading Lawyers for Business—
Restructuring/Insolvency

*Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms & Attorneys—*Insolvency (Litigation Star)

*IFLR1000: The Guide to the World's Leading Financial Law Firms—*Restructuring and Insolvency

*The Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada—*Insolvency and Financial Restructuring

*The Legal 500 Canada—*Restructuring and Insolvency (Leading Individual)

Lexpert Special Edition: Litigation

DAVIES

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Lexpert Guide to US/Canada Cross-Border Lawyers in Canada—Insolvency

The Canadian Legal Lexpert Directory—Insolvency and Financial Restructuring: Insolvency Litigation (Most Frequently Recommended); Financial Restructuring (Most Frequently Recommended)

The Best Lawyers in Canada—Banking and Finance Law; Corporate and Commercial Litigation; Insolvency and Financial Restructuring Law (Lawyer of the Year 2015, Montréal)

Lawdragon 500 Leading Global Restructuring & Insolvency Lawyers

Who's Who Legal: Thought Leaders Restructuring and Insolvency; Who's Who Legal: Restructuring and Insolvency; Who's Who Legal: Canada—Restructuring and Insolvency

Expert Guides—Restructuring and Insolvency

INSIGHTS

Insolvency Institute of Canada, 2021 National Conference, “What are We up to? IIC Initiatives”; Webcast
Nov. 04, 2021

Moderator, Insolvency Institute of Canada, 2021 National Conference, “Looking Forward on Legislative Reform”; Webcast
Nov. 04, 2021

Top Court Denies Leave to Appeal in Contested Application for a Reverse Vesting Order in Nemaska Restructuring Proceedings
Apr. 30, 2021

International Insolvency Institute, American College of Bankruptcy and American Bankruptcy Institute, Regional Conference: Brexit Panel Series, “Brexit Aspects on Insolvency & Restructurings from a North American View”; Webinar
Feb. 24, 2021

Moderator, Insolvency Institute of Canada, Annual Conference and General Meeting, “Going, Going Gone... Comments on the National Model Initial Order”; Naples, Florida
Oct. 25, 2019

New York State Bar Association, International Section, “U.S./Canadian Insolvency Proceedings”; Montréal, QC
Oct. 25, 2018

EDUCATION

Université Laval, LLB, 1983

PROFESSIONAL AFFILIATIONS

Insolvency Institute of Canada
International Association of Restructuring, Insolvency & Bankruptcy Professionals (INSOL International)

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Turnaround Management Association

BOARD MEMBERSHIPS

Insolvency Institute of Canada, president

COMMUNITY INVOLVEMENT

American Bar Association, Bankruptcy division, member

Barreau de Montréal, Liaison Committee of the Superior Court, former president

Canadian Bar Association, member

Insolvency Institute of Canada, Nominating Committee, member

TEACHING ENGAGEMENTS

Denis teaches at Université Laval and the National Insolvency Qualification Program – PNRPI.