DAVIES



Marc Pontone
Partner

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Expertise
Mergers and Acquisitions
Capital Markets and Securities
Corporate
Corporate Governance

Bar Admissions
Ontario, 2016

Marc provides clients with strategic and business-oriented solutions for their complex corporate and commercial transactions.

Marc's practice focuses on corporate and securities law with an emphasis on complex corporate and commercial transactions, including public and private mergers and acquisitions, private equity buyouts, significant investments and other strategic transactions. He works with clients across a broad range of industries, including mining and resources, energy, communications and media, technology and retail.

Marc also regularly advises clients in connection with joint ventures, partnerships, option agreements, royalties and project acquisitions in the mining and resources sector.

REPRESENTATIVE WORK

Agnico Eagle Mines Limited
Acted for Agnico Eagle Mines Limited in its strategic equity investment in Canada Nickel Company Inc. and negotiation of an investor rights agreement.

Agnico Eagle Mines Limited
Acted for Agnico Eagle Mines Limited in its earn-in agreement with FireFox Gold Corp. to form a property-level joint venture in respect of the Kolho property located in northern Finland, together with a concurrent equity investment in FireFox Gold Corp. and the negotiation of an investor rights agreement.

Fengate Asset Management Ltd.
Acted for Fengate Asset Management Ltd. in the C$50.2-million sale of 60 MW Sault Ste. Marie solar portfolio located in northwestern Ontario to Innergex Renewable Energy Inc.

Fengate Asset Management Ltd.
Acted for Fengate Asset Management Ltd. in the sale of a 75% interest in the 40 MW Grand Valley III wind project in Ontario to Axium Infrastructure.

Russel Metals Inc.
Acting for Russel Metals Inc. in its C$225-million acquisition of seven service centers from Samuel, Son & Co., five of which are located in Western Canada and two in the United States.

Shaw Communications Inc.
Acted for Shaw Communications Inc. in its joint C$2.85-billion sale with Rogers Communications Inc. of Freedom Mobile Inc. to Videotron Ltd., a subsidiary of Québecor Inc.

Agnico Eagle Mines Limited
Acted for Agnico Eagle Mines Limited in its joint topping bid with Pan American Silver Corp. for the US$4.8-billion acquisition of Yamana Gold Inc., pursuant to which Pan American acquired all of the issued and outstanding common shares

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of Yamana and Agnico Eagle acquired Yamana's Canadian assets (including its interest in the Canadian Malartic mine).

Recipe Unlimited Corporation
Acted for the special committee of the board of directors of Recipe Unlimited Corporation, Canada's largest full-service restaurant company, in the sale of Recipe to Fairfax Financial Holdings Limited, a deal that values Recipe at approximately $1.2 billion.

Barrick Gold Corporation
Acted for Barrick Gold Corporation in the sale of a portfolio of 22 royalties to Maverix Metals for total cash consideration of up to US$60 million, and Nevada Gold Mines in the sale of a portfolio of three royalties to Gold Royalty Corp. for share consideration with a value of US$27.5 million.

Agnico Eagle Mines Limited
Advised Agnico Eagle Mines Limited in its US$580-million investment in Minas de San Nicolas (MSN) (previously a wholly owned subsidiary of Teck Resources Limited), which owns the San Nicolas copper-zinc development project located in Zacatecas, Mexico. As a result of the transaction, Agnico Eagle and Teck will own 50% of MSN. The proceeds of the subscription will be used by MSN to fund the first US$580 million of post-closing development and construction costs.

INSIGHTS

Governance Insights: 10 Trends that GCs and Boards Need to Know
Jan. 24, 2024

OSC Offers Pre-Filing Review of Technical Disclosure for Mining Issuers Expecting to File a Prospectus
June 10, 2019

EDUCATION

Osgoode Hall Law School, JD, 2015
Wilfrid Laurier University, BBA (Honours) (with Distinction), 2011