

Financial Restructuring and Insolvency

When a company is in distress, senior leaders need to move quickly. We help map out the right strategic course, finding a creative path that preserves and distributes value.

In almost every major restructuring in Canada, stakeholders across industries – and borders – turn to our team to achieve optimum results. Whether you're a creditor, debtor, shareholder, investor, monitor, trustee or receiver, we help you navigate all the challenges and complexities of a restructuring or insolvency.

Our team takes a holistic approach, drawing on the strategic and deal-making skills of lawyers across practices, from mergers and acquisitions to finance, tax and litigation. This allows us, time and again, to find creative solutions and negotiate the best results.

Our perspective is global and our reach multijurisdictional. We work regularly with insolvency practitioners and courts internationally, particularly in the U.S. and the U.K. And we explore all means – including interim financing, M&A alternatives and, when necessary, the courts – to protect your interests and help you reach your goals on your timetable.

REPRESENTATIVE WORK

Wexford Capital LP

Acted for Wexford Capital LP, the largest shareholder of Mako Mining Corp., in connection with Wexford's acquisition of Golden Vertex Corp., the owner and operator of the Moss gold mine in Arizona, through a Companies' Creditors Arrangement Act insolvency proceeding in Canada and related Chapter 15 proceeding in the United States, and its subsequent sale of Golden Vertex to Mako.

Business Development Bank of Canada

Acting for Business Development Bank of Canada with the CCAA restructuring of Elna Medical Group, a Québec-based medical clinic consolidator and operator comprising more than 100 clinics and points of care in five provinces.

Earth Alive Clean Technologies Inc.

Advising Earth Alive Clean Technologies Inc. (TSXV: EAC) with its restructuring under the Bankruptcy and Insolvency Act.

Laurentian Bank of Canada

Acting for LBC Capital inc. in Chrono Aviation's restructuring under the *Companies' Creditors Arrangement Act* proceeding.

Southwest Critical Minerals LLC

Acted for Southwest Critical Minerals LLC, an affiliate of Kinterra Capital Corp., in its US\$128-million acquisition of substantially all of the assets of Nevada Copper Corp., through a stalking horse bid in the sale process under Chapter 11 of the U.S. Bankruptcy Code which was recognized in Canada under the CCAA.

DAVIES

RECOGNITION

“The firm’s work is the best in the business. We enjoy great creativity from the firm and the counsel forms an integral part of the team in developing and implementing strategies.”

Client – *Chambers Canada 2020*

Chambers Global: The World’s Leading Lawyers for Business—Restructuring/Insolvency

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

IFLR1000 Canada and United States Awards—Restructuring and Insolvency Deal of the Year (2021)

IFLR1000 Canada Awards—Restructuring and Insolvency Team of the Year (2020)

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

IFLR1000 Canada

- Restructuring and Insolvency, Ontario
- Restructuring and Insolvency, Québec (Tier 1)

GRR 100—Restructuring and Insolvency

The Legal 500 Canada—Restructuring and Insolvency

The Canadian Law Awards—Insolvency and Restructuring Deal of the Year (2021, 2023)

The Canadian Legal Lexpert Directory—Insolvency & Financial Restructuring: Toronto and Montréal