

BLG Poised for Mergers and Acquisitions in 2017

January 24, 2017

Despite the uncertainty created by Brexit and the results of the U.S. election, we expect Canadian merger and acquisition activity in 2017 to be busy. According to The 4 Biggest Trends in Mergers and Acquisitions for 2017 published by Forbes "In today's slowergrowth environment, many businesses are on the hunt for high-quality companies that will add to the bottom line, despite higher valuations" and "business owners have plenty of reasons to remain hopeful".

BLG is poised to meet the appetite for deals in 2017. In 2016, we advised on more than 100 M&A deals with an aggregate disclosed value of over CDN\$24B. We worked with public and private Canadian and international clients in many sectors including financial services, energy, technology, mining, health, communications and retail.

Significant transactions included acting as counsel to:

- Enersource Corporation in connection with its proposed merger with Horizon
 Utilities Corporation and PowerStream Inc., and the acquisition by the merged
 entity of Hydro One Brampton Networks Inc. to form a consolidated electricity
 distributor with an enterprise value in excess of CDN\$3B. This consolidation is
 the largest amalgamation in the history of the Ontario electricity sector. When the
 merger is completed, the resulting entity will be the second largest distribution
 utility in Ontario.
- The Special Committee of Corus Entertainment in its CDN\$2.65B acquisition of Shaw Media which was challenged, unsuccessfully, by Catalyst Capital Group Inc.
- Canoe Financial and O'Leary Funds Management LP in the acquisition of the O'Leary investment funds, with portfolio assets of almost CDN\$4B, by Canoe as well as acting for Canoe on the extensive pre- and post-closing fund changes and mergers resulting from the acquisition.
- Cynapsus Therapeutics Inc. in its US\$635M acquisition by Sunovion Pharmaceuticals Inc., the largest life sciences transaction in Canada in the past 5 years.
- Dolly Varden Silver Corporation in its successful defence of a take-over bid by Hecla Mining, including the successful representation of Dolly Varden in joint hearings by the Ontario and British Columbia Securities Commissions.



- The Special Committee of the Board of Taseko Mines in its successful proxy fight with Raging River Capital.
- Stone Canyon Industries, LLC in its acquisition from Platinum Equity of BWAY Corp. for US\$2.4B.
- HollyFrontier Corp. in its proposed CDN\$1.125B acquisition of Suncor Energy Inc.'s Petro-Canada Lubricants Unit announced October 31, 2016.
- FS Group Holdings Ltd. in its acquisition of Front Street Capital and Front Street Capital's subsequent merger with Aston Hill Financial Inc. to create a leading independent asset manager.
- Caesars Interactive Entertainment in its US\$4.4B sale of its Playtika social and mobile games business to Alpha Frontier Limited.
- The Board of Directors of Eldorado Gold in its CDN\$900M sale of assets to China National Gold.
- Sensus Canada Inc. in Xylem Inc. and Xylem Luxemburg S.A.R.L.'s CDN\$1.7B acquisition of Sensus USA Inc. and Sensus Metering Systems (Luxco 1) S.A.R.L.
- Sumitomo Corporation in its proposed EUR\$751M acquisition of Fyffes PLC announced December 9, 2016.
- Securian Financial Group in its proposed acquisition of the Affinity business of ivari announced November 1, 2016.
- The Special Committee of PWC Capital Inc. in its proposed merger with Versa Bank, its partially owned subsidiary, under the Bank Act.

Thank you to all of our clients and business contacts for making 2016 a successful year and we wish everyone a happy, healthy and prosperous 2017.

By

Frank Callaghan

Expertise

Capital Markets, Mergers & Acquisitions, Mining



BLG | Canada's Law Firm

As the largest, truly full-service Canadian law firm, Borden Ladner Gervais LLP (BLG) delivers practical legal advice for domestic and international clients across more practices and industries than any Canadian firm. With over 725 lawyers, intellectual property agents and other professionals, BLG serves the legal needs of businesses and institutions across Canada and beyond – from M&A and capital markets, to disputes, financing, and trademark & patent registration.

blg.com

BLG Offices

Calgary	

Centennial Place, East Tower 520 3rd Avenue S.W. Calgary, AB, Canada T2P 0R3

T 403.232.9500 F 403.266.1395

Montréal

1000 De La Gauchetière Street West Suite 900 Montréal, QC, Canada

H3B 5H4

T 514.954.2555 F 514.879.9015

Ottawa

World Exchange Plaza 100 Queen Street Ottawa, ON, Canada K1P 1J9

T 613.237.5160 F 613.230.8842

Toronto

Bay Adelaide Centre, East Tower 22 Adelaide Street West Toronto, ON, Canada M5H 4E3

T 416.367.6000 F 416.367.6749

Vancouver

1200 Waterfront Centre 200 Burrard Street Vancouver, BC, Canada V7X 1T2

T 604.687.5744 F 604.687.1415

The information contained herein is of a general nature and is not intended to constitute legal advice, a complete statement of the law, or an opinion on any subject. No one should act upon it or refrain from acting without a thorough examination of the law after the facts of a specific situation are considered. You are urged to consult your legal adviser in cases of specific questions or concerns. BLG does not warrant or guarantee the accuracy, currency or completeness of this publication. No part of this publication may be reproduced without prior written permission of Borden Ladner Gervais LLP. If this publication was sent to you by BLG and you do not wish to receive further publications from BLG, you may ask to remove your contact information from our mailing lists by emailing unsubscribe@blg.com or manage your subscription preferences at blg.com/MyPreferences. If you feel you have received this message in error please contact communications@blg.com. BLG's privacy policy for publications may be found at blg.com/en/privacy.

© 2024 Borden Ladner Gervais LLP. Borden Ladner Gervais LLP is an Ontario Limited Liability Partnership.