



# DENES A. ROTHSCILD

## Partner

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[Competition, Antitrust and Foreign Investment](#)

[Advertising, Marketing and Sponsorship Law](#)

[International Trade and Investment](#)

[Business and Corporate Commercial](#)

[Class Actions](#)

[Corporate Commercial Litigation and Arbitration](#)

[Public Policy and Government Relations](#)

### Education / Bar Admissions

JD, Washington College of Law at American University, Washington, DC, 2008 (awarded prize for excellence in American corporate tax law)

LLB (*cum laude*), University of Ottawa, 2008

BA in Political Science and History, University of Toronto, 2004

Ontario, 2009

### Professional Involvement

Member, Law Society of Upper Canada

Member, American Bar Association

Member, Ontario Bar Association

Vice-Chair, Food and Agriculture Committee, American Bar Association's Antitrust Law Section

Board Member, Public Affairs Association of Canada (PAAC)

Past Young Lawyer Representative, American Bar Association's Trade, Sports and Professional Associations Committee

Past Chair, Young Lawyers Committee, Canadian Bar Association's Competition Law Section

### EXECUTIVE SUMMARY

Denes Rothschild is a partner in the Toronto office of Borden Ladner Gervais LLP. Denes practises competition, marketing, international trade and foreign investment law. Denes' practice includes advice on proposed mergers, competition compliance, criminal cartel matters, foreign investment review, advertising and marketing law and international trade matters including tariff classification, dumping and subsidy investigations. He also litigates class action claims against clients relating to alleged violations of the cartel and misleading advertising provisions of the *Competition Act*. Denes is also Co-Leader of the Firm's Public Policy and Government Relations Group.

Making use of his dual Canadian and American law degrees, Denes regularly collaborates with attorneys in other jurisdictions to ensure consistent and outstanding representation for his large multinational clients.

Prior to joining BLG, Denes articulated and practised with a national firm's Ottawa office, specializing in commercial litigation, international trade and investment law. Denes recently spent a year seconded as corporate counsel to one of the world's largest information technology corporations.

[Denes Rothschild spoke about the latest in the Competition Bureau's investigation of the Torstar and Postmedia deal.](#)

### REPRESENTATIVE WORK

- Acting for Imperial Metals Corporation in its sale of a 70% interest in the Red Chris mine in British Columbia to Newcrest Mining Limited for US\$806.5 million and a follow-on joint venture between the parties for the ongoing operation of the Red Chris mine.
- Acting for Loblaw and George Weston Limited in defence of numerous class actions relating to price fixing on fresh commercial bread.
- Acting for CanniMed Therapeutics Inc. in its C\$1.1B acquisition by Aurora Cannabis Inc.
- Acting for COSCO Shipping Holdings Co. Ltd. ("COSCO") and Orient

## Community Involvement

Volunteer, Law Help Ontario

Past Volunteer, Counsel, Institute of Parliamentary and Political Law

Board Member, Kef Toronto, an East-End Toronto Jewish community organization

Overseas International Ltd. ("OOIL") in COSCO's US \$6.3B acquisition of OOIL.

- Acting for a Canadian client with respect to the ongoing US investigation into alleged subsidies on uncoated groundwood paper from Canada.
- Acting for an international auto parts supplier in Canadian immunity and leniency applications related to cartel activity, as well as related class actions.
- Acting for Loblaw and George Weston Limited in multi-year internal investigation and immunity application with respect to their participation in a cartel fixing the prices of fresh commercial bread
- Acted for an American client in defence of a threatened dumping investigation initiated by a Canadian competitor.
- Acted for AmeriPride Services Inc. in its US \$1B acquisition by Aramark.
- Acted for Cabela's Incorporated in its US \$5.5B acquisition by Bass Pro Shops.
- Acted for Loblaw in recently concluded Competition Bureau investigation into its supplier practices and related court proceedings.
- Acted for Hardline Curling Inc. in its battle to have a ban on its curling brooms imposed by the World Curling Federation and Curling Canada overturned.
- Acted for Loblaw Companies Limited in its C\$12.4B acquisition of Shoppers Drug Mart Corporation, the largest retail merger in Canadian history.
- Acted for Gerber in judicial review proceedings before the Federal Court and Federal Court of Appeal respecting Canadian Food Inspection Agency determination regarding imports of baby food.
- Acted for Reliance Comfort Limited Partnership in an abuse of dominance claim before the Competition Tribunal.
- Acted for Garant GP before CBSA and CITT relating to Aluminum Extrusions dumping investigation.
- Acted for to the Canada Pension Plan Investment Board in its role as a member of the Maple Group in its acquisition of the TMX Group Inc.

## PUBLICATIONS & PRESENTATIONS

- Co-Author, "Competition Bureau Cracks Down on Misleading Advertising in the Digital Economy," *BLG Bulletin*, October 2019.
- Co-Author, "Competition Bureau Expresses Serious Concern About Canadian Airline Merger," *BLG Bulletin*, March 2019.
- Co-Author, "Competition Act and Investment Canada Act Thresholds for 2019," *BLG Bulletin*, January 2019.
- Co-Author, "Competition Bureau Initiates Predatory Pricing Investigation of WestJet Airlines Ltd.," *BLG Bulletin*, December 2018.
- Co-Author, "Weeding Out Compliance Issues: The Dos and Don'ts of Marketing Cannabis and Cannabis Products under Canada's New Cannabis Act," *BLG Bulletin*, October 2018.
- Host, "Big Appetite for Big Data," *Legal Talk Network* Podcast, August 2018.
- Co-Author, "Canadian Government Blocks Chinese Investment Due to National

Security Concerns," *BLG's Competition and Foreign Investment Review Bulletin*, May 2018.

- Co-Author, "Information Sharing in Canadian Competition and Foreign Investment Reviews," *BLG's Competition and Foreign Investment Review Bulletin*, April 2018.
- Co-Author, "Steeling for a Fight — U.S. President Trump Announces Tariffs on Imported Steel and Aluminum," *BLG's International Trade Litigation and Arbitration Bulletin*, March 2018.
- Panelist on the Canadian Bar Association, Competition Law Section's "Artificial Intelligence, Algorithms and Collusion" seminar, February 2018.
- Co-Author, "Competition Act and Investment Canada Act Thresholds for 2018," *BLG's Competition and Foreign Investment Review Bulletin*, February 2018.
- Panelist on "Canada's Revised Immunity Policy -- Opportunities and Challenges for multi-jurisdictional cases" panel at the Canadian Bar Association, Competition Law Section's Fall Conference, October 2017.
- Co-Chair and Moderator of "Brexit - The Implications for US Businesses" panel at the American Bar Association, Business Law Section's Annual Meeting, September 2017.
- Co-Author, "Competition Act and Investment Canada Act Thresholds for 2017," *BLG's Competition and Foreign Investment Review Bulletin*, March 2017.
- Author, "Share Safely: How to Avoid Gun-Jumping and Inadvertent Waiver of Privilege When Making a Deal in Canada," *ACC Docket*, October 2016.
- Co-Author, "FinTech Market Study May Lead to Important Regulatory Changes in Canada," *BLG's Competition and Foreign Investment Review Bulletin*, May 2016.
- Co-Author, "Questionable Policy: New Canadian IP Enforcement Guidelines Miss the Mark on Pharma," *BLG's Competition and Foreign Investment Review Bulletin*, April 2016.
- Co-Author, "Market Power and Market Definition," *Fundamentals of Canadian Competition Law* (Third Edition), 2015.
- Author, Competition, Practical Law's *Private Acquisitions Multi-Jurisdictional Guide – Country Commentary – Canada*, Thomson Reuters 2014.
- Author, "Canadian Credit Card Industry Scores a Big Win in Dismissal of Competition Complaint," *BLG Financial Services Advisory*, July 2013 (with Jeffrey S. Graham and Stephen Redican).
- Lecturer on competition law at Dalhousie University's Schulich School of Law.
- Author, "Canada's new anti-cartel regime: a comparison with the US," *PLC multi-jurisdictional Competition and Cartel Leniency guide*, Practical Law Company, 2012 (with Robert Russell).

## ABOUT BORDEN LADNER GERVAIS LLP

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