



Shane Pearlman

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Shane's practice focuses on representing lenders and borrowers in domestic, cross-border and international financing transactions and restructurings. He advises financial institutions regarding legislative powers and compliance.

He also acts for (i) firms acting as receivers, monitors and trustees regarding insolvencies and (ii) project developers, sponsors, proponents and lenders on major power projects and transportation, hospital and other infrastructure projects.

Experience

- The syndicate of lenders led by **Bank of America, N.A.** in connection with a US\$450 million multi-jurisdictional senior secured term loan facility in favour of Bauer Performance Sports Ltd. and a US \$200 million asset-based revolving credit facility in favour of Bauer's U.S. and Canadian subsidiaries to finance the acquisition of the baseball and softball-related businesses of Easton-Bell Sports, Inc.
- The syndicate of lenders led by **The Bank of Nova Scotia** in the related \$1 billion senior unsecured credit facility in favour of CanWest MediaWorks Limited Partnership and \$500 million senior secured revolving credit facility in favour of CanWest MediaWorks Inc. in connection with the \$550 million initial public offering of CanWest MediaWorks Income Fund.

- The syndicate of lenders led by **Bank of America, N.A.** in connection with a US\$2.3 billion senior secured multi-jurisdictional credit facility to finance the acquisition of RailAmerica, Inc. by Genesee & Wyoming Inc.
- The syndicate of lenders led by **Wells Fargo Bank, National Association**, in connection with a US\$4.3 billion credit facility in favour of WestRock Company and RockTenn Company of Canada Holdings Corp. The proceeds from the credit agreement were used to partially finance the merger of Rock-Tenn Company and MeadWestvaco Corp., resulting in the formation of WestRock Company in a deal valued at approximately US\$16 billion.
- **Citigroup Capital Markets, Barclays Capital, BNP Paribas, RBC Capital Markets and UBS Investment Bank** in the concurrent CHF\$350 million and US\$425 million offerings of senior secured notes by Aguila 3 S.A. issued in connection with the sale of Swissport International Ltd. to PAI Partners SAS.
- **Infrastructure Ontario and the Centre for Addiction and Mental Health (CAMH)** in the \$551 million project for the re-development of CAMH's Queen Street West site in Toronto by Carillion Health Solutions.
- The syndicate of lenders led by **Bank of America, N.A.** in connection with a US\$240 million multi-jurisdictional first lien credit facility in favour of Mitel Networks Corporation and Mitel US Holdings, Inc.
- **The Bank of Nova Scotia and National Bank of Canada** in the \$56 million financing of Clean Power Income Fund for the Erie Shores Wind Farm project.
- **Ernst & Young Inc.**, in its capacity as monitor with respect to proceedings under the *Companies' Creditors Arrangement Act (Canada)* for the restructuring of \$32 billion of non-bank asset-backed commercial paper.
- **Infrastructure Ontario, The Ottawa Hospital and Queensway-Carleton Hospital** in connection with the \$180-million re-development of the cancer program at The Ottawa Hospital and Queensway-Carleton Hospital by PCL Constructors Canada Inc.
- **Larco Investments Ltd.** in the \$1.4 billion acquisition, financing and 25-year leaseback of seven Government of Canada office properties.
- **Stonecrest Capital Inc.** in its capacity as collateral agent to the trustee of Air Canada's pension plans, with respect to proceedings under the *Companies' Creditors Arrangement Act (Canada)* for the restructuring of Air Canada.
- **Infrastructure Ontario and The Royal Victoria Hospital** in connection with the \$258.5 million Phase I Expansion Project at The Royal Victoria Hospital by Vanbots, a division of Carillion Construction Inc.

Insights & Events

- Leader and Speaker, "Loan Documentation Course", April 2021
- Speaker, "Defaults and Realization: Loans and Restructuring in the Face of COVID-19", July 7, 2020
- Speaker, "An Overview of Canadian Insolvency Proceedings", July 17, 2019
- Speaker, "Cross-Border Lending," BLG's Financial Services Group National Symposium, November 2016
- Quoted, "Insolvency bar eager for changes to Personal Property Security Act," Law Times, March 2015
- Author, "Update on Amendments to the Personal Property Security Act (Ontario)," National Creditor/Debtor Review, March 2015
- Author, "Rights of Trustees in Bankruptcy and Secured Creditors to Licenses held by a Debtor," National Insolvency Review, June 2009
- Author, "A Latin American Twist to the Re: Teleglobe Inc. Restructuring," Insolvency News (Ontario Bar Association), February 2006

Beyond Our Walls

Professional Involvement

- Member, Law Society of Upper Canada
- Member, Canadian Bar Association
- Member, Ontario Bar Association
- Member, American Bar Association
- Member, International Bar Association

Community Involvement

- Coach, Rep (AAA), Select and House League, North Toronto Baseball Association

Awards & Recognitions

- Recognized in the 2022 edition (and since 2018) of *Canadian Legal Lexpert® Directory* (Banking & Financial Institutions)
- Recognized in the 2021 edition (and since 2016) of IFLR 1000 - The Guide to the World's Leading Financial Law Firms as "Highly Regarded" (Banking)
- Martindale-Hubbell® AV® Preeminent™ Peer-Review Rated

Bar Admission & Education

- Ontario, 2003
- LLB, University of British Columbia, 2002
- BA, Statistical Sciences, University of Western Ontario, 1999, (Dean's Honour List)

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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.

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