



## firm profile

McMillan is a modern and ambitious business law firm serving public, private and not-for-profit clients across key industries in Canada, the United States and internationally. With recognized expertise and acknowledged leadership in major business sectors, we provide solutions-oriented legal advice through our offices in Vancouver, Calgary, Toronto, Ottawa, Montréal and Hong Kong. Our firm values – respect, teamwork, commitment, client service and professional excellence – are at the heart of McMillan's commitment to serve our clients, our local communities and the legal profession. For more information, please visit our website at [www.mcmillan.ca](http://www.mcmillan.ca).

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## competition and antitrust

### overview

Companies operating in today's global economy face a highly complicated world. All major governments have enacted competition laws—and regulators are aggressively enforcing them with penalties that can have a material impact on a company's performance.

These laws and enforcement regimes, as well as increasingly elaborate and concentrated business structures, create a highly complex legal environment. Trade and investment agreements between nations can complicate matters even further, creating not only ambiguity, but also the potential for inadvertent breaches of the law.

McMillan's very experienced and highly ranked Competition and Antitrust Group helps clients in virtually every industry to navigate this maze of regulations. Our lawyers are highly ranked by Canadian (Lexpert, Best Lawyers in Canada) and International (Chambers, Who's Who Legal, Global Competition Review 100, Expert Guides (Euromoney)) observers. We are very active in national and international organizations including the Canadian Bar Association (CBA), the American Bar Association (ABA), the International Bar Association (IBA), and the International Competition Network (ICN). We deliver experienced counsel that advances your business objectives, protects your financial interests, and upholds your reputation.

### representative transactions

- Advised and assisted numerous companies in responding to search warrants including legal issues related to electronic searches in and beyond Canadian borders as well as the legality and scope of warrants
- Represented respondents to section 11 orders involving documents, written returns and depositions in investigations under the criminal, abuse of dominance, merger and other provisions of the Act
- Challenged the scope/duration of an onerous section 11 order in the Federal Court
- Negotiated consent prohibition orders and undertakings to resolve various Competition Bureau investigations
- Counsel to MasterCard in connection with the Competition Bureau's challenge to its Operating Rules
- Counsel to life insurance industry in Interac abuse of dominance proceeding before the Competition Tribunal
- Counsel to Polaroid Canada in Polaroid Canada Inc. v. Continent-Wide Enterprises Ltd. market restriction proceeding
- Counsel to The NutraSweet Company in NutraSweet, the first abuse of dominance proceeding under the Competition Act



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