

# Puya Fesharaki Associate

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Puya is a member of TGF's Restructuring and Insolvency practice group. He acts for debtors, lenders and court officers as a member of the team in complex domestic and cross-border restructurings and insolvencies.

Puya draws on his prior business experience as an analyst for Fortune 100 companies in bringing unique skills to assist clients navigating financial distress and their various stakeholders. Puya is often noted for his calm, humble nature and his thorough approach to legal service. He is a creative advocate, working collaboratively with team members to implement inventive solutions to complex problems.

Puya is passionate about the law, and has taken leadership roles in several industry organizations, including serving as a past executive member with both the Ontario Bar Association Insolvency Section and The Advocates' Society Insolvency Litigation Practice Group. Puya continues to write and speak on panels for a variety of topics regarding restructuring and insolvency law. He is also an active member of TGF's student recruitment process and continues to mentor students and junior lawyers within the firm.

#### Representative mandates:

As an associate at TGF, Puya has been part of a team representing clients in the following matters:

- + Counsel to the Pride Group in their CCAA proceedings, which have been recognized under Chapter 15 of the US Bankruptcy Code. The Pride Group is a trucking and logistics conglomerate that operates across Canada and the United States and is undergoing a restructuring of its secured liabilities in excess of \$1.6 billion, involving over 20 lending institutions.
- + Canadian counsel to Diebold Nixdorf in obtaining recognition under Part IV of the CCAA, following its successful restructuring of more than US\$2.7 billion in funded debt through the first-ever dual proceeding under the US Bankruptcy Code and Dutch restructuring law.
- + Counsel for one of the co-owners in the dispute relating to the ownership and direction of The Toronto Star newspaper and related business interests.

- + Counsel to the Monitor in the CCAA proceedings of Field Trip Health & Wellness Ltd. et. al.
- + Counsel to the Receiver in the receivership proceedings of Ratnas Gas Inc. et al.
- + Counsel to the Monitor in the CCAA proceedings of Phoena Holdings Inc. et al.
- + Counsel to the Applicant in the receivership proceedings of Stateview Homes (Hampton Homes) Inc.
- + Counsel to the Applicants in the CCAA proceedings of Boreal Capital Partners Ltd. and its affiliates, a multi-residential development conglomerate with more than \$55 million in secured debt, which successfully restructured under the CCAA.
- + Canadian counsel to Westmoreland Coal Company in connection with a US\$110 million recapitalization and restructuring transaction.
- + Represented TELoIP Inc. in connection with its restructuring under the CCAA.
- + Regularly represents national banks in insolvency and enforcement proceedings.

### **Professional Involvement**

Puya is a member of and has held leadership roles with various industry organizations, which include the following:

- + Canadian Bar Association
- + Ontario Bar Association, Insolvency Section (past Executive member)
- + Insolvency Institute of Canada (social media manager non-member role)
- + The Advocates' Society, Insolvency Litigation Practice Group (past Executive member)
- + Turnaround Management Association (spring gala committee, 2023 and earlier)

#### Recent professional appearances include:

+ Sep 23, 2021

Puya Fesharaki will chair the OBA's webcast "What to Expect Post-Lockdown in the Insolvency Space" on September 23, 2021.

## Recognition

Puya is recognized as a leading lawyer in:

+ The Best Lawyers in Canada® 2025 and prior years (Insolvency & Financial Restructuring Law)

### **Publications**

+ Jan 05, 2022

Leanne Williams, Puya Fesharaki & Derek Harland co-authored the 2022 Canadian Restructuring & Insolvency chapter of Lexology Getting the Deal Through.

+ May 10, 2021

Québec Court Finds Tenants Obligated to Pay Rent During Pandemic Lockdown

+ Oct 10, 2018

Amendments to Construction Lien Act Trust Provisions — Will They Accomplish Their Goal?" in Commercial Insolvency Reporter, Vol. 30, Number 6

+ Apr 27, 2018

Leanne M. Williams and Puya Fesharaki are the Canadian contributors to the International Comparative Legal Guide to: Corporate Recovery & Insolvency 2018.

+ Jun 01, 2017

Leanne M. Williams and Puya Fesharaki co-authored the Canadian Chapter of the International Comparative Legal Guide to: Corporate Recovery & Insolvency

## **Education**

**Bar Admissions** 

+ Ontario, 2016

Education

- + J.D. (Osgoode Hall Law School), 2015
- + B.Comm (Hons.) (Queen's University), 2011