

## Peter L. Glossop

OSLER



416-862-6554  
pglossop@osler.com

### Education

1984 London School of Economics, LL.M.  
1983 Osgoode Hall Law School, LL.B.

### Year of Call

1986 Ontario

Peter is a partner in the Competition & Antitrust Law Practice Group in the firm's Toronto office. He provides competition law advice on mergers and acquisitions, arrangements with competitors and pricing and distribution practices. Peter presents and defends complaints to the Competition Bureau. He also advises on international trade matters and foreign investment review. He has extensive experience with clients in the oil and gas, music, film and pharmacy sectors. Peter is recognized in *Chambers Global: The World's Leading Lawyers for Business*, the *Canadian Legal Lexpert Directory*, *Best Lawyers in Canada* and other professional surveys.

### Professional Affiliations

- Canadian Bar Association/Competition Law Section – Chair of 2003 Competition Law Conference, Vice-Chair of the Mergers Committee and former Chair of the Enforcement Practices and Procedure Committee
- Ontario Bar Association/International Law Section (member and past Executive member)
- American Bar Association – Antitrust and International Sections
- Correspondent – European Competition Law Review

### Representative Work

- **Acer Inc. and Gateway Inc.** in their merger.
- **adidas AG** in its acquisition of Reebok International Ltd.
- **Air Products Canada Ltd.** in the sale of its packaged gas business to BOC Canada Limited (one of its principal competitors).
- **Bank of Montreal** in its proposed merger with Royal Bank of Canada.
- **Blackstone** in its US\$26 billion acquisition of Hilton Hotels Corp.
- **Canadian Natural Resources Ltd.** in its US\$4.1 billion acquisition of Anadarko Canada Corporation which holds all of the Canadian assets of the parent company Anadarko Petroleum Corporation.
- **Cara Operations** in its sale to HMS Host Corporation of Cara's Airport Terminal Restaurant Division, a leading provider of travel concessions.

- **Chevron Canada Resources** in the sale, together with BP Energy Company, of their interests in Central Alberta Midstream Services.
- **Chevron Corporation** in its acquisition of Unocal Corporation.
- **CI Financial Income Fund** in its proposed \$2.37 billion acquisition of Dundee Wealth.
- **Columbia Pictures** in successfully defending against the government's inquiry involving the Canadian film exhibition and distribution industry.
- **ConocoPhillips** on the establishment, with EnCana Corporation, of two 50/50 partnerships, one relating to upstream Canadian oil sands assets and the other to a U.S. refinery; and in its acquisition of a 50% interest in TransCanada Corporation's Keystone Oil Pipeline.
- **Esprit Energy Trust** in its \$6 billion merger with Pengrowth Energy Trust.
- **Fording Coal** in connection with the creation of Elk Valley Coal Partnership, the world's second largest producer of metallurgical coal.
- **Genzyme Corporation** in a US\$500 million offer to acquire AnorMED Inc. in a hostile bid.
- **Georgia Gulf** in its \$1.7 billion acquisition of Royal Group Technologies.
- **Homburg Invest Inc.**, a real estate investment and development company, in its \$1.03 billion sale to Alexis Nihon REIT.
- **International Business Machines Corporation** in its \$4.9 billion acquisition of Cognos Inc.
- **International Forest Products Limited's** proposed acquisitions of sawmills from Pope & Talbot and of timber tenure assets from Weyerhaeuser Company Limited.
- **JP Morgan Chase & Co.** in its acquisition of Sears Credit and Financial Services business.
- **Ketch Resources Trust** in its \$2.7 billion combination with Advantage Energy Group, one of the largest energy trust consolidations of 2006.
- **Kmart Corporation** in its merger with Sears, Roebuck and Co,
- **Kohlberg Kravis Roberts & Co.** in its acquisitions of Masonite International Corporation, Sealy Corporation and First Data Corp.
- **Magna International** in a US\$2.6 billion investment by Russian Machines.
- **NOVA Chemicals Corp.** in the sale of its interest in an ethane pipeline, and its physical operatorship of the pipeline for itself and Dow Chemical (one of its principal competitors).
- **NOVA Chemicals Corp.** in its styrenics joint venture with INEOS Group Limited.
- **Nutreco Holding N.V.** in its acquisition of the Animal Nutrition Division of Maple Leaf Foods Inc.
- Opinions sought from the **Department of Canadian Heritage** for certain cultural businesses under the *Investment Canada Act*.
- **Owens-Illinois, Inc.** in its acquisition of certain assets of Consumers Packaging Inc. to create Canada's largest glass container business (merger of the only two manufacturers in Canada.)
- **Pioneer Natural Resources Inc.** in its US\$540 million sale to Abu Dhabi National Energy Company (TAQA).

- **Rx Canada Inc.** (develops and administers patient care programmes; owned by some of Canada's largest pharmacy groups).
- **Sapporo Breweries Ltd.** in its acquisition of Sleeman Breweries Ltd.
- **Shell Canada Limited** in its \$2.4 billion acquisition of BlackRock Ventures Inc. (oil sands).
- **Shoppers Drug Mart** in its acquisition of MediSystem Technologies Inc.
- **SIRIUS Satellite Radio**, on Canadian competition and CRTC matters, in its \$13 billion proposed merger with XM Satellite Radio.
- **ThyssenKrupp AG** in a \$5.6 billion deal where ThyssenKrupp, as white knight, and Arcelor SA made several offers for Dofasco Inc.
- **UPM-Kymmene Corp.** in its proposed acquisition of Morgan Adhesives Company from Bemis Company Inc., and in competition law immunity applications in the paper industry.
- **Warner Music** in successfully defending refusal to deal proceedings before the Competition Tribunal involving the mail order.
- **WMG Acquisition Corp. (Thomas H. Lee, Lexa Partners, Bain Capital and Providence Equity)** in its acquisition of Warner Music Group (involved extensive negotiation of undertakings with the Department of Canadian Heritage).

### Articles and Presentations

- *Canada's 2007 Amendments to its Immunity Policy - A Brief Review*, Canadian Competition Record, Vol. 23, No. 1 (Spring 2008).
- *New State-Owned Investor Guidelines Released*, Osler Corporate Review, December 10, 2007 (co-authored with R. Dattu and P. Franklyn).
- *Canada Considers New Rules for Investments by State-Owned Enterprises and a National Security Test*, Osler Update, October 10, 2007 (co-authored with P. Franklyn and G. Macdonald).
- *Recent Developments in Competition Bureau Enforcement Guidelines and Policies*, Canadian Bar Association Annual Fall Conference on Competition Law, Gatineau, Quebec, October 2007 (co-authored).
- *Leniency Regimes – Jurisdictional Comparisons* (2<sup>nd</sup> ed.), Canada Chapter, European Lawyer, 2007 (co-authored with G. Reynolds).
- *Wading Upstream: Competition Law Aspects of Canada's Oil & Gas Industry*, Global Competition Review, December 2006/January 2007.
- *International Mergers and the Canadian Remedy Framework*, American Bar Association, Section of Antitrust Law, International Antitrust Bulletin, Fall 2006.
- *Exclusive Licensing*, Ontario Bar Association, Where Competition Law and Intellectual Property Meet, September 22, 2006, Toronto.
- *Hazards of the Investment Canada Act for Merger Advisers*, American Bar Association, Section of Antitrust Law, Mergers and Acquisitions Committee Newsletter, Winter 2005/2006.

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- *New Refusal to Deal Provision Takes Shape – The B-Filer Case*, Canadian Bar Association, Annual Competition Law Conference, September 28, 2006 (co-authored).
- *Regulation of Investment in Canada*, Doing Business in Canada (Osler), June 2006.
- *Competition Tribunal Limits Right of Third Parties to Set Aside Consent Agreements*, Osler Update, April 19, 2006 (co-authored).
- *Drug Patents: Can Competition Law Override Patent Law?*, Insight Information Co., February 27-28, 2006, Toronto.