



THE SIX-MINUTE COMMERCIAL LEASING LAWYER 2017

Chairs: William (Bill) Rowlands, *McMillan LLP*

**Alison Tortorice, Senior Director, Legal,
*The Cadillac Fairview Corporation Limited***

February 22, 2017

9:00 a.m. to 12:30 p.m.

Total CPD Hours = 3 h 30 m Substantive

**The Law Society of Upper Canada
130 Queen St West
Toronto, ON**

SKU CLE17-00203



Agenda

9:00 a.m. – 9:05 a.m.

Welcome and Opening Remarks

*William (Bill) Rowlands, **McMillan LLP***

*Alison Tortorice, Senior Director, Legal,
The Cadillac Fairview Corporation Limited*

PRELIMINARY ITEMS

9:05 a.m. – 9:13 a.m.

Conditions for Tenant Possession

*Jordan Hill, Director, Legal, Ontario Portfolio Office,
The Cadillac Fairview Corporation Limited*

9:13 a.m. – 9:21 a.m. WELL Building Standard: Shifting the Focus to Wellness in the Built Environment

David Ross, *McMillan LLP*

9:21 a.m. – 9:29 a.m. New Reporting Requirements for Ownership Interests in Land

Sonja Homenuck, *Dentons Canada LLP*

SPECIFIC LEASE TERMS

9:29 a.m. – 9:37 a.m. Gross Revenue and Internet Sales

Julie Robbins, Director, Legal Services,
Morguard Investments Limited

9:37 a.m. – 9:45 a.m. How Insurance and Indemnity Provisions Need to Work Together

Macdonald Allen, *WeirFoulds LLP*

9:45 a.m. – 9:53 a.m. Rent Abatement: When is it Appropriate to Include it in a Commercial Lease?

Dennis Tobin, *Blaney McMurtry LLP*

9:53 a.m. – 10:01 a.m. Drafting “Fair Market Rent” for Renewals

Christina Kobi, *McLean & Kerr LLP*

10:01 a.m. – 10:09 a.m. Relocation Provisions: How Much Certainty is Too Much?

Laurie Sanderson, *Gowling WLG (Canada) LLP*

10:09 a.m. – 10:17 a.m.

For whom are you Responsible in Law?

Steven Cygelfarb, *Fogler Rubinoff LLP*

10:17 a.m. – 10:25 a.m.

Consent to Transfer: Procedure; What is Reasonable?

Stephen Posen, *Minden Gross LLP*

10:25 a.m. – 10:33 a.m.

Clauses that Smaller Tenants Should Focus On

Elizabeth Earon, *Blake, Cassels & Graydon LLP*

10:33 a.m. – 10:48 a.m.

Coffee and Networking Break

REMEDIES

10:48 a.m. – 10:56 a.m.

Landlord Remedies

Sarah Turney, *Fasken Martineau DuMoulin LLP*

10:56 a.m. – 11:04 a.m.

It's Fundamental, No Really, Fundamental Breach as a Tenant's Remedy

David Thompson, *WeirFoulds LLP*

SPECIFIC TYPES OF LEASES

11:04 a.m. – 11:12 a.m.

Issues in Leases to and from Municipalities

John Payne, Legal Department, *City of Toronto*

11:12 a.m. – 11:20 a.m. Issues in Leases to Health Clubs and Gyms: Make Sure Your Lease is in Good Shape!

Michael Horowitz, *Minden Gross LLP*

11:20 a.m. – 11:28 a.m. Sale Leasebacks

David Holmes, *First Capital Asset Management ULC*

LENDERS AND OTHER THIRD PARTIES

11:28 a.m. – 11:36 a.m. Non-Disturbance Agreements

Mervyn Allen, *McMillan LLP*

11:36 a.m. – 11:44 a.m. Anticipating the Needs of Future Players and other Third Parties

Faruk Gafic, *Aird & Berlis LLP*

SPECIAL TENANT RIGHTS

11:44 a.m. – 11:52 a.m. Are You Afraid of the Dark? Tenant Rights to “Go Dark”

Melissa McBain, *Daoust Vukovich LLP*

11:52 a.m. – 12:00 p.m. Lease Expansions

Yael Bogler, *Owens Wright LLP*

12:00 p.m. – 12:08 p.m. Do You See What I See? Visibility Protections

Celia Hitch, Director, Retail Legal Services,
Oxford Properties Group Inc.

12:08 p.m. – 12:16 p.m. **Exclusive and Naming Rights in Office Buildings**

Abraham Costin, *McCarthy Tétrault LLP*

12:16 p.m. – 12:30 p.m. **Question and Answer Session**

Abraham Costin, *McCarthy Tétrault LLP*

Celia Hitch, Director, Retail Legal Services,
Oxford Properties Group Inc.

William (Bill) Rowlands, *McMillan LLP*

Alison Tortorice, Senior Director, Legal,
The Cadillac Fairview Corporation Limited

12:30 p.m. **Program Ends**