



## Tushara Weerasooriya

Toronto

416.865.7890

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### education and year of call

- Called to the Ontario bar - 2005
- Osgoode Hall Law School, LL.B. - 2004
- Queen's University, B.Sc. (Hons.) - 2000

### practice areas

challenged companies/debtor mandates  
court officer representations  
cross-border restructuring  
financial services  
investments and acquisitions  
lending syndicates/secured creditors  
security enforcement  
structured finance, securitization and derivatives  
fintech

### industries

automotive  
banking  
private equity - buyouts & venture  
capital investment

### profile

Tushara is a partner in the firm's Restructuring group. She is a passionate advocate for her clients and takes a client-first approach to service by crafting timely, creative and practical solutions for her clients.

After practicing law at McMillan for 8 years, Tushara took a brief sabbatical in 2013 to travel the world, learn new skills and to rejuvenate. She followed her sabbatical with a year-long engagement as in-house derivatives counsel at a prominent financial institution. Tushara rejoined McMillan at the end of 2015 energized and excited to return to the restructuring practice.

Her practice involves all aspects of insolvency law including reorganizations, bankruptcies, receiverships, workouts, the purchase and sale of distressed businesses, lending transactions and DIP financing.

Tushara is an active promoter of diversity initiatives both inside and outside of the firm. In particular, she is a dedicated advocate for the advancement of women and visible minorities in the legal field.

### directorships and professional associations

- Board of Directors and Chair of the Mentorship Committee, Federation of Asian Canadian Lawyers, former director of the Federation of Asian Canadian Lawyers
- Board of Directors and Co-Chair of Membership, International Women's Insolvency & Restructuring Confederation (Ontario Network)

### representative matters

- Acting for a major Canadian financial institution in the recovery of a \$100 million swap claim from a foreign bank in liquidation

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- Acting for a Canadian public oil and gas company, with properties in South America, the Caribbean, India and South Asia, in the out-of-court restructuring of ~\$400 million of debt
- Acting for a British private equity firm in the acquisition of mining assets in northern Ontario

## awards and rankings

- Commercial Finance Association 2017 40 Under 40
- Recognized in Chambers Global 2012 as a leading lawyer in the area of Restructuring/Insolvency

## community involvement

- Board of Directors and Chair of the Mentorship Committee, Federation of Asian Canadian Lawyers
- Board of Directors and Programs Committee Co-Chair, International Women's Insolvency & Restructuring Confederation (Ontario Network)

## media mentions

- "[Sectors facing threat of bankruptcies in Canada](#)", *The Business of Law - BNN*, February 12, 2016
- "[FACL boosting its mentor opportunities](#)" by Neil Etienne, *The Canadian Lawyer*, January 22, 2016
- "[Top bankruptcy strategies as uncertainty hits Canadian businesses](#)", *The Business of Law - BNN*, January 15, 2016

## publications

### February 2017

Pre-Packs under the Companies' Creditors Arrangement Act:  
Has the Push for Efficiency Undermined Fairness  
Annual Review of Insolvency Law  
Co-authored with Tushara Weerasooriya, Adam Maerov, and  
Caireen Hanert

### February 2017

Broken Break Fee: Investor's Claim for a Break Fee Denied in  
CCAA Proceeding  
Litigation Insolvency and Restructuring Bulletin

### August 2016

Insolvency: Canada Law & Practice,  
Chambers Practice Guides