



James Sutcliffe

Vancouver

604.893.2317

james.sutcliffe@mcmillan.ca

education and year of call

- Called to the British Columbia bar - 1996
- Called to the Ontario bar - 1992
- University of Toronto, LL.B. - 1990

practice areas

business law
corporate finance
financial services
lending syndicates/secured creditors
private equity
project finance
real estate financing
secured lending and syndicated finance

industries

automotive finance
banking
banking, finance and insurance
forest products
private equity - buyouts & venture
capital investment
renewables

profile

James has extensive experience in all aspects of commercial lending transactions including acquisition, leasing and real estate financing transactions and routinely acts for banks and private institutional lenders, U.S. and other foreign financial institutions, syndicates and joint ventures in their Canadian activities. James has acted on all manner of loan transactions including term and construction loans, asset-based loans, term real estate deals, cross-border loan deals, dealer finance transactions and loans involving the forestry, renewal energy and seniors living sectors.

James has presented and written articles on lending issues and has acted as an editor of publications on real estate financing and mortgage practices.

directorships and professional associations

- Law Society of British Columbia, Guest Lecturer
- Banking Law Subsection, Canadian Bar Association, B.C. Branch, past President

representative matters

- Acted for Canadian Western Bank on a major syndicated acquisition and construction facility to a large Vancouver developer
- Acts for Canadian Western Bank on syndicated and bilateral credit facilities to many of the major real estate developers in B.C., including Bosa Developments, Anthem Properties, Boffo Developments, Bosa Properties, Mosaic Properties, Marcon, Wesgroup Properties and Townline Homes
- Acts for Royal Bank of Canada on a \$400 million syndicated

construction credit facility to Bosa Development corporation in connection with the construction of two high-rise condo towers

- Acted for Royal Bank of Canada on a large credit facility to a joint venture comprised of a developer and a global investment, operating and development company
- Acted for Royal Bank of Canada and a lending syndicate on multi-phase construction financing of a residential and retail project in Burnaby
- Acted for Royal Bank of Canada and a lending syndicate on construction facilities for a residential tower at Brentwood Mall in Burnaby
- Acted for a major group of companies in the gaming and entertainment sectors on multi-jurisdictional credit facilities
- Acted for a foreign bank subsidiary on a large acquisition transaction in Vancouver
- Acted for Bank of Montreal for several acquisition facilities to a borrower group operating in multiple Canadian jurisdictions
- Acted for Bank of Montreal on credit facilities for the acquisition of Grouse Mountain ski resort
- Acted for Bank of Montreal on credit facilities for the acquisition of Hotel Georgia
- Acted for Bank of Montreal on credit facilities in respect of the purchase of a major retirement living group
- Acted for KingSett Capital Corporation in respect of a large senior construction credit facility
- Acted for KingSett Capital Corporation on a subordinated facility in respect of a large, complex, multi-party development in Vancouver
- Acted for KingSett Capital on various senior and subordinate acquisition and construction loans for projects in British Columbia.
- Acted for National Bank of Canada on a senior construction credit facility

awards and rankings

- Recognized in the *2019 Lexpert/ROB Energy – Special Edition* as one of Canada's Leading Energy lawyers
- Recognized by *Best Lawyers in Canada (2020)* as a leading lawyer in the area of Banking & Finance Law
- Recognized by the *2019 Lexpert Guide to the US/Canada Cross-Border Lawyers* in Canada as a leading Canadian lawyer in cross-border practices
- Recognized in the *Canadian Legal Lexpert Directory* as a



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Repeatedly Recommended lawyer in the areas of Asset-Based Lending and Banking & Financial Institutions

- Recognized by *Best Lawyers* in Canada since 2006 to present as a leading lawyer in the area of Banking & Finance Law
- Ranked by *Lexpert Guide* as a leading US/Canada Cross-Border Lawyer in Canada
- BV Peer Review rated by the Martindale-Hubbell International Law Directory