

INDEX


DE GRANDPRÉ CHAIT LLP
LAWYERS

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Notes of the month

Business

Jurisdiction of Incorporation: Some Points to Consider in Making an Informed Choice

There are several options available when creating a new legal entity in order to carry out an investment project or operate a business. You can invest in a project or operate a business in your own name or act through a general partnership, a limited partnership, a trust or a legal person.

The vehicle selected will depend, among other things, on an analysis of the various financial, fiscal and legal advantages and risks the project entails. A consideration of the legal liability of the parties involved will often convince them to act through a legal person. [...]

Once it has been decided to use a company, a common question arises: in which jurisdiction should the new legal person be incorporated? By [Me Mylène Henrie](#) [Complete Text](#)

Conferences

Insolvency

Directors' Liability in a Bankruptcy: Analysis of the Developments Since the Decision in Peoples and Wise

[Me Eric Lalanne](#) will participate in the Canadian Institute's fourth advanced conference on bankruptcy and insolvency to be held on **September 22 and 23, 2004** at the Hyatt Regency hotel in Montreal. Me Lalanne's lecture will deal in particular with the appeal of Peoples Stores to the Supreme Court of Canada and the clarifications provided by the Millgate Financial case.

Corporate Financing

Taxation of Transactions on the TSX Venture Exchange

On **October 7, 2004**, at the annual meeting of the *Association de planification fiscale et successorale* (APFF), [Me Claude Déry FCA](#) will present a lecture on the taxation rules applicable

Intellectual Property

Branding Your Domain!

Since the arrival of the Internet, it has become more important than ever to register your trademarks in order to protect your goodwill.

There are two trademarks, in particular, that require protection through registration: **your trade name** (as well as the name of your leading products and services, if applicable) and **your domain name**, if its distinctive portion differs substantially from your trademark. In today's world, protecting one's domain name by way of trademark registration is an indispensable part of every firm's legal arsenal. But, against what exactly is it that trademark registration will protect you? The answer is **cybersquatting**. [...]

You know that a large part of the trade business is now carried out on the Internet and that the number of sales conducted through the Internet is growing exponentially, and you want to be a part of this trend. By [Me Marie Laure Leclercq](#) [Complete Text](#)

DGC Breakfast Meetings

Labour and Employment

In order to demystify the current topics of the day, the lawyers in our Labour and Employment Group are offering a series of six breakfast meetings for the fall 2004 season:

Psychological Harassment:

- **September 22:** Psychological Harassment—Are You Ready?
- **September 29:** Do You Have a Policy Against Harassment?
- **October 6:** Internal Investigations—Do You Know How to Proceed?
- **October 13:** Measures of Intervention and Remedies.

The following topics will be discussed at the two other

to listing transactions and the corporate financing of companies that are listed or are in the course of being listed on this major stock exchange, as such rules apply in particular to Québec high-growth companies.

DGC Breakfast meetings:

- **October 27:** How Do You Properly Compile a Disciplinary File?
- **November 3:** How Can You Prevent Unionization?

[Complete Program](#)

Exceptionally, all the DGC breakfast meetings will be held in the **VIP Centre** at 1000 De La Gauchetière Street West, at 7:30 a.m. DGC breakfast meetings, which are offered free of charge, are always well attended. As seating is limited, we invite you to register in advance by contacting Yolande Girard at (514) 878-3223, extension 3335, or by e-mail at ygirard@dgclcx.com. Don't forget to indicate the dates of the breakfast meetings you wish to attend.

Appointments

Business

Me Steve McInnes Joins Our Business Law Group

Me **Steve McInnes**, who specializes in business law and commercial litigation, is also a mediator and arbitrator accredited by the Canadian Commercial Arbitration Centre. He completed the Advanced Mediation Workshop at Harvard University and holds an MBA from HEC Montréal. Me McInnes was admitted to the Québec Bar in 1985.

Me Arthur I. Bronstein is Honoured by the Barreau de Montréal

At a celebration held on September 9, 2004 at the Palais des congrès, **Me Arthur I. Bronstein** was awarded a certificate of merit in recognition of the 50th anniversary of his admission to the Bar of Montreal.

Highlights

Real Estate

A Real Estate Transaction Exceeding \$309 Million for Wal-Mart and First Pro

Calloway REIT acquired 12 shopping centres held by Wal-Mart of Canada and First Pro Shopping Centres for an approximate price of \$309 million. In Québec, Wal-Mart and First Pro were represented by **Me Daniel J. Martin**.

Concordia University Acquires the Grey Nuns' Mother House for \$18 Million

On June 1, 2004, Concordia University concluded an agreement to acquire the Mother House of the Sisters of Charity of Montreal, the location of the Grey Nuns' residence since 1869. The team in charge of this mandate on behalf of Concordia University was comprised of **Mes Marc J. Rubin, Frederica Jacobs** and **Marc Beauchemin**.



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If you have any questions or comments regarding this Bulletin, please contact us by telephone at (514) 878-3223, ext. 3335 or by clicking [Information Request](#) at the bottom of this page.

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