



Nikiforos Iatrou

Partner

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Bar Admission

Ontario 2005

Practices

Competition/Antitrust & Foreign
Investment
Competition Litigation

Nikiforos (Niki) Iatrou is a partner in the firm's Competition/Antitrust and Foreign Investment Group in Toronto. He has been ranked in Lexpert's Special Editions of Canada's Leading Litigation Lawyers since 2017 and has been described by a former Commissioner of Competition as "someone with terrific common sense, very good intuition, and wisdom beyond his years" (Precedent Magazine, 2014). In addition to his general corporate/commercial litigation experience, Niki is regarded by Chambers and other leading directories as one of Canada's top competition litigators (Band 2).

Clients like Facebook, PayPal, eBay, Airbnb, and Rakuten Kobo have turned to Niki when facing serious competition concerns, including where competition law intersects with other areas of regulatory law, like privacy. He focuses on high-stakes, contentious competition issues, including mergers, criminal cartels, abuses of dominance, false and misleading advertising claims, and competition class actions. He is adept at helping clients navigate complex regulatory investigations, and advocating before courts and administrative agencies on their behalf.

Recent examples of his work include acting for Facebook in relation to the Commissioner of Competition's investigation into privacy matters related to Cambridge Analytica. He acted for Rakuten Kobo in Canada's eBooks case, where Niki successfully obtained the first-ever injunction against the Commissioner and the first-ever order of the Competition Tribunal rescinding the Commissioner's consent agreement with various eBook publishers. Niki's creative approach to litigating competition law saw him obtain leave of the Tribunal to bring a private action against music publishing companies, one of the few instances of the Tribunal allowing a private party, rather than the Commissioner of Competition, to bring a private application before it. In class actions, Niki has recently acted and is currently acting on class actions regarding generic pharmaceuticals, fresh salmon, computer components and hard drives, auto parts, and sub-sovereign bonds.

Niki was previously counsel to Canada's Commissioner of Competition, enabling him to provide clients with unique insight and a deep understanding of how the Competition Bureau operates. While there, Niki acted as lead counsel for the Commissioner before the Competition Tribunal and the Federal Court of Appeal on the *CCS/Tervita* case, which continues to be Canada's leading case on merger challenges and efficiencies. Niki was also counsel to the Commissioner on dozens of high-profile mergers, including Suncor/Petro-Canada (retail gas), BFI-Waste Services Inc. (commercial waste), Bell/Rogers/MLSE (broadcasting), and BHP-Billiton/Potash Corp. (potash mining).

He has been repeatedly recognized in Chambers Global, Benchmark Litigation, and the Global Competition Review as a leader in corporate commercial litigation and competition law and is also featured in *Who's Who Legal: Competition Future Leaders – Partners*. Outside the world competition law, Niki has worked on all manner of commercial litigation matters, with a particular focus on cross border litigation, the intersection between public law and commercial law, and the use of interim injunctions to advance his clients' legal positions, including through Mareva Injunctions and Norwich Orders.

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A former clerk for the Court of Appeal of Ontario, Niki frequently speaks at conferences both in Canada and internationally and plays leadership roles in the Canadian and American Bar Associations' competition law committees. He is widely published, most recently as editor of *Litigating Competition Law in Canada* (LexisNexis Canada, 2018). The publication focuses on the advice needed to advance or defend competition litigation in Canada and is the only Canadian textbook dedicated to the topic. He also is a co-author, with former Supreme Court of Canada Judge the Hon. Thomas Cromwell and Bryan Finlay QC of *Witness Preparation: A Practical Guide* (Thomson Reuters, 2018), now in its 4th edition.

Awards & Rankings

Chambers Global

Leading Lawyer: Competition/Antitrust: Litigators – Canada

Chambers Canada

Leading Lawyer: Competition/Antitrust: Litigators

The Canadian Legal Lexpert Directory

Leading Lawyer: Competition Law

Lexpert Special Edition

Canada's Leading Litigators since 2017

Lexpert Special Edition: Litigation

Leading Lawyer

The Legal 500 - Canada

Recommended: Competition and Antitrust

Benchmark Litigation Canada

Future Star

Who's Who Legal

Competition & Antitrust

Global Competition Review 100

Precedent Magazine, Precedent Setter, 2014

Who's Who Legal

Competition – Future Leaders

Best Lawyers in Canada

Leading Lawyer in the areas of Competition / Antitrust Law and Corporate and Commercial Litigation

The Harold G. Fox Education Fund Scholarships - 2004-2005

Inns of Court in London, England

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Recent Experience

- **Parkland Corporation enters into agreement to acquire Pétroles Crevier Inc.**
July 06, 2021
- **Air Canada acquires Aeroplan rewards program from Aimia Inc. for C\$497M**
January 10, 2019

Recent Insights

- **One Deal Closes, Another Case Opens: Competition Bureau Brings Another Challenge to a Consummated Merger**
December 02, 2021
- **The CPPA's Privacy Law Enforcement Regime**
January 27, 2021
- **The Perils of Unsubstantiated Claims: The Aftermath, Competition Bureau Activity, and Takeaways**
May 08, 2020
- **The Power and Perils of Influencer Marketing: Recent Developments, Competition Considerations and Best Practices**
April 30, 2020

Events

- **2021 Competition Law and Foreign Investment Trends To Watch**
February 16, 2021