

 Practical Guidance
Quick Reference Guide



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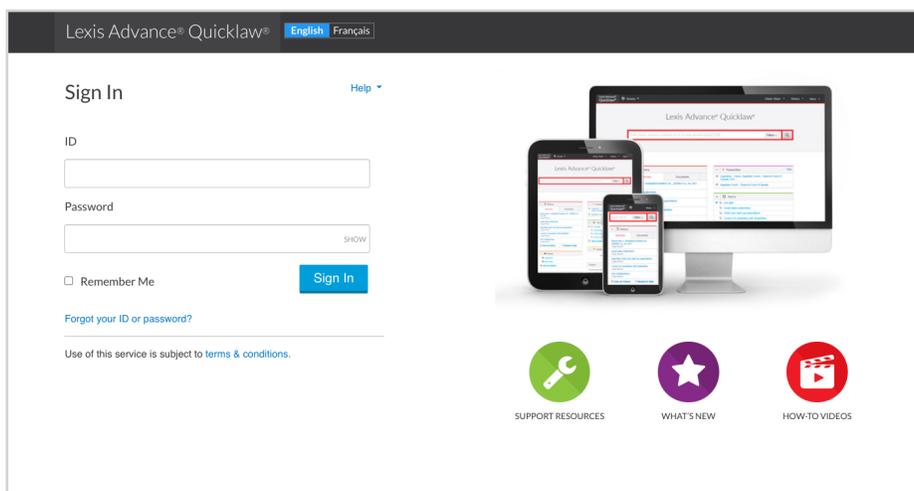
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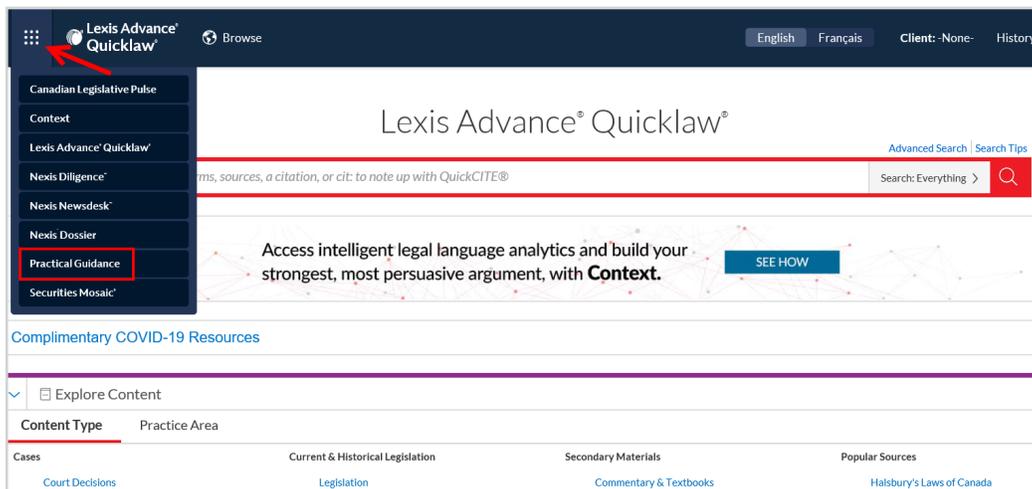
Practical Guidance is an online resource tool that is focused on providing the information you need to Advise, Negotiate & Draft with more confidence. Practical Guidance allows you to gain know-how from authoritative guidance, on-point precedents and extensive resources to help you complete your matters. Practical Guidance's practice area modules offer broad, deep, and sophisticated guidance to help save time and work more efficiently.

DIRECT ACCESS AND SIGN-IN

To use Practical Guidance, go to the [Practical Guidance login page](#) and enter your user ID and Password.

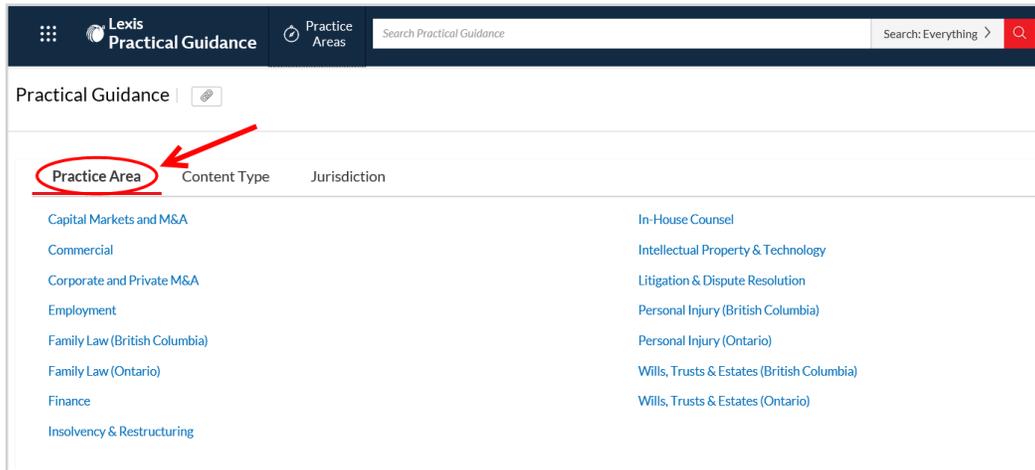


ACCESS VIA LEXIS ADVANCE QUICKLAW

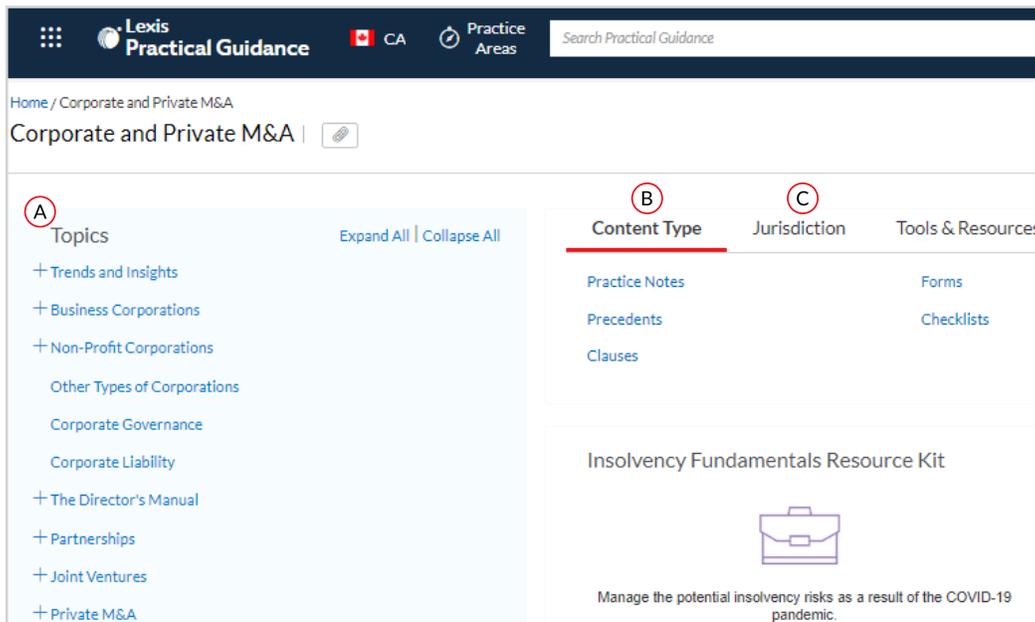


If you subscribe to both **Lexis Advance Quicklaw** and **Practical Guidance** services, you can access both products via the product switcher. The **product switcher** is the multi-square icon located in the upper left corner of the screen. To switch between products, simply click on the product switcher to reveal products you have access to, and choose the applicable product you would like to access.

NAVIGATE BY PRACTICE AREA



Now Practical Guidance opens new doors to give you more control over how you navigate practice area information. Choose **Practice Area** to select the practice area you wish to explore.



A navigation option available for each practice area is the (A) Topics menu. It appears on the left side of your screen after you select your practice area. Select a topic to see subtopics below. You also have the option to narrow your search for information by (B) Content Type or (C) Jurisdiction.

Content Type	Jurisdiction	Tools & Resources
Toolkits Construction Liens Litigation Motions Mediation Summary Judgment Motions Trial		Smart Charts Limitations Periods  Rules of Civil Procedure  Competition Act 
		Calculators Litigation Calculators 

The **Tools & Resources** tab provides quick links to time saving tools including: **Toolkits, Smart Charts, Calculators** and **Quantums** relevant to your area of practice.

- **Toolkits** provide step-by-step guides to completing common processes. Each toolkit comes with a special selection of practice notes, precedents and clauses to guide you through completing the corresponding task.
- **Smart Charts** allow the user to narrow down specific aspects of a procedure through an interactive checklist. The user can then generate a reference chart of procedural and substantive information based on their selection.
- **Quantums** are sources of case summaries from all Canadian federal and common law provincial jurisdictions. They are organized by a topic-specific classification scheme that has been modified to fit each subject. It will help analyze the strength of your case by determining potential damages, remedies and orders, across a variety of practice areas.
- **Calculators** help with time consuming calculations relevant to a practice area. Calculators can speed up the drafting process and help ensure accuracy.

CONTENT TYPES

Practice Notes	Aimed at providing high level “how to” guidance and direction on a particular task, issue or topic that you can immediately use and apply to your matter
Precedents	Provides a template which can be customized to suit your particular needs
Checklists	Walks you through the steps to be taken in a particular matter and helps to ensure relevant information is not overlooked
Tables, Flowcharts & Diagrams	Tables provide quick comparisons of legislative provisions across statutes within a jurisdiction or across multiple jurisdictions. Flowcharts provide a quick graphical representation of various court procedures, coupled with the statutory and regulatory provisions that provide for them for easy reference.

FOCUS RESULTS WITH POST-BROWSE FILTERS

The screenshot shows a search results page for 'Precedents' with 792 results. A sidebar on the left, titled 'Narrow By', is highlighted with a red box. It contains two main sections: 'Topic' and 'Jurisdiction'. The 'Topic' section lists categories like 'Trends and Insights' (46), 'Public Company Reporting' (62), 'Corporate Governance' (104), 'Registration and Investment Management' (41), and 'Securities Offerings' (165), with a 'More' link. The 'Jurisdiction' section lists 'Alberta' (213), 'British Columbia' (195), 'Canada/Federal' (136), 'Manitoba' (153), and 'New Brunswick' (153), also with a 'More' link. Below these are options for 'Core Documents' (100) and 'Smart Forms'. The main results area on the right shows a list of precedents, including 'Accommodation Policy (ON)', 'Acquisitions of Companies with U.S. Shareholders: Memorandum', 'Advance Notice By-law', 'Advance Ruling Certificate (ARC) Request', 'Affidavit (Compel Secured Creditor to Sell Property) (ON)', and 'Affidavit of Service (COVID-19) (ON)'. Each result includes a checkbox, a title, and the jurisdiction.

You can continue to focus your navigation after you receive results. Look for **Narrow By** to the left of your results for a selection of **Post-Browse Filters**. As you select post browse filters, updates to your results will immediately appear.

USING PRECEDENTS

Document: Acknowledgment and Waiver (Independent Legal Advice) | Actions

Home / Finance / Precedents / Document

Go to Search Document

Acknowledgment and Waiver (Independent Legal Advice)

► Summary

+ Expand all Drafting Notes

ACKNOWLEDGMENT AND WAIVER OF INDEPENDENT LEGAL ADVICE

+ Drafting Note

To: [Name of Lender] (the "Lender")

And: [Counsel for Lender]

And: [Name]

About This Document

Quick Download

About the Author

Alison Manzer, Cassels Brock & Blackwell LLP and Rishi Hargovan

Drafting Notes

Current as of: 02/12/2021

Related Content

Practice Notes (2) >

Tables, Flowcharts & Diagrams (1) >

Precedents (2) >

Practical Guidance gives you immediate access to **Precedents**, including model documents, sample court documents, drafting notes and practical tips. **Precedents** provide a template which can be customized to suit your particular needs. They can be downloaded and edited within programs you use every day.

- A** **Save Precedents to a folder.** Open from the folder, draft and share with colleagues.
- B** **Print, download, email or send documents to Dropbox®.**
- C** Under **About This Document**, you can click **Quick Download** to have the precedent delivered to you in a Word format; identify of the lawyer author(s) of the precedent under **About the Author**; view all **Drafting Notes** as one document.

DRAFTING NOTES

ACKNOWLEDGMENT AND WAIVER OF INDEPENDENT LEGAL ADVICE

← Drafting Note

Drafting Note to Acknowledgment and Waiver of Independent Legal Advice:

This is a precedent form of acknowledgment and waiver of independent legal advice by a guarantor with respect to a guarantee granted in favour of a lender in connection with a commercial credit transaction. Among other things, the letter acknowledges that counsel for the lender recommended that the guarantor obtain independent legal advice in connection with the transaction, the guarantor fully understands the terms of the guarantee and had full opportunity to obtain independent legal advice relating to the guarantee.

To: [Name of Lender] (the "Lender")

And: [Counsel for Lender]

And: [Name]

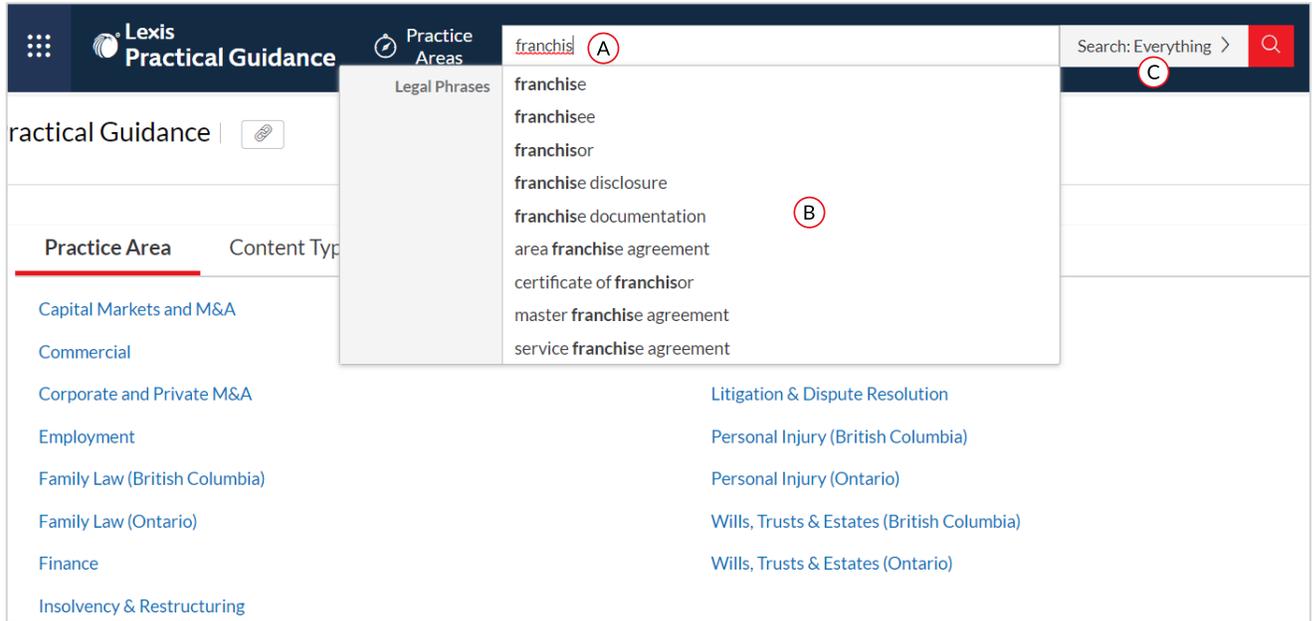
Get vital insights as you draft. The **Drafting Note** buttons you find throughout the precedent give you immediate access to guidance for that particular section without having to leave the document. Click on **"Drafting Notes"** in-line in the document, to find drafting notes along with alternate and optional clauses.

SMART FORMS

Selected precedents that have the **Smart Forms** feature include a **"Build Your Document"** button at the top of the screen. **Lexis Smart Forms** are automated legal templates that provide trusted up-to-date content delivered on a powerful technology platform. Lexis Smart Forms allow you to create high-quality first drafts of documents tailored to your situation and client, by providing answers to an interactive questionnaire.

The screenshot displays the Lexis Smart Forms interface for an Amendment Agreement. At the top, a navigation bar shows the document title and actions. Below this, a 'Smart Form' banner encourages using an interactive questionnaire, with a 'Build Your Document' button highlighted by a red arrow. The main document area shows the 'Amendment Agreement' text, including a 'Summary' section and a 'Drafting Note' section. A sidebar on the right, titled 'Amendment Agreement in progress...', shows the questionnaire progress, including sections for 'Topic Progress...', 'Amendment Information', and 'Interview Progress...'. The 'Amendment Information' section includes fields for 'Number', 'Name of Underlying Agreement', and 'Effective Date'.

SEARCHING



- (A) Use the search box at the top of the screen to conduct **Keyword Searching** to locate information on a particular topic or issue.
- (B) As you type your search terms, a word wheel appears, providing you suggestions of legal words and phrases that you may click on.
- (C) Narrow your search by **Content Type, Practice Area & Topic**, or **Jurisdiction** by clicking on the **Search Everything** dropdown menu to the right of the search box.

Lexis Practical Guidance Practice Areas franchising Search: Everything > Ask Our Authors History More

Results for: franchising Actions

All Guidance	172
Practice Notes	60
Precedents	84
Clauses	8
Forms	0
Checklists	19
Tables, Flowcharts & Diagrams	1
Articles	0
Cases	402
Legislation	253

Narrow By **D**

- > Search Within Results
- > Provincial & Federal
- > Commercial Topics
- > Corporate and Private M&A Topics
- > In-House Counsel Topics
- > Employment Topics

All Guidance (172)

Sort by: Relevance

1. **Franchising Disclosure Fundamentals**
Practice Note
... franchise disclosure, see the practice note Franchise Agreements: Key Provisions and Documentation, Franchise Disclosure Document Checklist (Canada), and Franchise Legislation Comparison Chart (Canada). See also: K.P. McGuiness, The Law and Practice of Canada Business Corporations (Toronto: Butterworths, 1999); Andrew J. Sherman, Franchising & Licensing (New York: Amacom American Management Association, 1999), Disclosure Document and Material Change Franchisor's Obligation to Disclose ...
Author: Edward (Ned) Levitt, Dickinson
2. **Franchising into Canada: Considerations and Issues (U.S. Franchisor)**
Practice Note
... franchising, master franchising arrangements can typically be divided into one of two broad categories: those that permit sub-franchising and those that do not. In the latter case, the agreement used is often called a "development agreement". Although there are common provisions found in the agreements used under both situations, generally the agreement will be more comprehensive when sub-franchising is permitted. Matters become more complicated in the case of sub-franchising because there are ...
Author: Edward (Ned) Levitt, Dickinson
3. **Duty of Fair Dealing in Franchising (ON)**
Practice Note
... Wishart Act (Franchise Disclosure), 2000, S.O. 2000, c. 3 (the "Ontario Act") provides that "every franchise agreement imposes on each party a duty of fair dealing in [the] performance and enforcement" of such agreement. When s. 3(1) initially came into force, there was some controversy over whether the statutory duty of fair dealing is a new duty or simply a restatement of other rules of interpretation or enforcement from the common law. The decisions in Shelanu Inc. v. Print Three Franchising ...
4. **Franchise Agreements: Key Provisions and Documentation**
Practice Note

The results page will show you documents that contain your search terms.

D Narrow down your results list using the **post-search filters** under **Narrow By**.

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