

2007

LEXPERT®

THOMSON
★
CARSWELL

GUIDE to the Leading U.S./Canada Cross-border Litigation Lawyers in Canada



Clockwise from top:
Jeffrey Leon, *Bennett Jones LLP*
Kent Thomson, *Davies Ward Phillips & Vineberg LLP*
Neil Finkelstein, *Blake, Cassels & Graydon LLP*
Katherine Kay, *Stikeman Elliott LLP*
Benjamin Zarnett, *Goodmans LLP*
Michael Barrack, *McCarthy Tétrault LLP*

Reprinted with permission from the 2007 *Lexpert*®
Guide to the U.S./Canada Cross-border Litigation
Lawyers in Canada. © Thomson Carswell.



Don't Leave Home Without Them

By Jean Cumming

Choosing a litigator generally means your client has a problem; if your client has this problem in another country, there is heightened unpredictability in it – yes, even if the problem is in Canada. In view of the great similarities between our legal systems and the Canadian tendency to imitate the U.S. when drafting corporate and commercial legislation, it's easy to forget that Canada has a different legal system than yours.

The differences may come across as nuances, but if your client's problem has developed into litigation or threatens to, you are tasked with closing off all nuances that can take that problem from bad to worse. That's why you need the Lexpert® Guide to Canada's top litigators.

This Guide is a key information source for you to research and pursue the attorneys that are right for the forums in which you need them. And speaking of nuances, the forums themselves are increasingly diverse.

Litigation is no longer synonymous with traditional courtrooms. The American Bar Association began studying this development several years ago under its "Vanishing Trial" initiative. Litigators as traditionally defined may be over-represented in our television shows (can you imagine a prime time drama set entirely in negotiation rooms?) but on the ground, the situation is much more complex.

Internationally, arbitration has established itself as a type of litigation. In Canada, Alternative Dispute Resolution or ADR is increasingly called simply Dispute Resolution or DR, the A being dropped because for many it has gone mainstream. On top of these forums, is the non-forum if you will, negotiation and settlement. As one law firm litigation department chair put it, "We're highly successful many times because we keep our clients out of courtrooms and even arbitration rooms."

One of the challenges for attorneys seeking attorneys for non-courtroom 'litigation' purposes, is of course, the lack of jurisprudence in some forums. How do you know which attorneys were most successful when the action took place behind closed doors? One way to answer this question is via peer surveys, which are at the heart of this Lexpert® Guide. Attorneys who were also behind those closed doors anonymously tell Lexpert® who were most successful.

Because litigation is multi-faceted, some of the faces in this Guide are not pure litigators. They may advise the litigators, negotiate and or mediate. Our advice is, "don't leave home without them." To resolve your client's problem you're going to need the sophisticated and diverse set of talents represented in these pages.

Editor-in-Chief

A handwritten signature in dark ink, appearing to read "Jean Cumming". The signature is fluid and cursive, written over a light grey background.

LEADING U.S./CANADA CROSS-BORDER LITIGATION LAWYERS IN CANADA



CORRECTION:

An error was made in the recently published, *2007 Lexpert® Guide to the Leading U.S./Canada Cross-border Litigation Lawyers in Canada*. We erroneously omitted David Wingfield of WeirFoulds LLP from the category, Corporate Commercial, Class Action and Securities. This reprint contains the corrected entry for David Wingfield. We sincerely regret the error.



David R. Wingfield, WeirFoulds LLP

Toronto

**Robert L. Armstrong, Ogilvy Renault LLP**

Tel: (416) 216-4831 • Fax: (416) 216-1980 • E-mail: rarmstrong@ogilvyrenault.com

Senior Partner in the Litigation Group of the Toronto office. Practice is a diversified corporate litigation practice, including acting as successful lead counsel in very significant lawsuits involving securities regulation, corporate finance, corporate governance, class actions, pharmaceuticals, oppression remedies, financial institutions, information technology, pensions and international alternative dispute resolutions, including arbitration in Asia, the United States, Europe and throughout Canada. Advises clients ranging from the Canadian government to international insurers and Fortune 500 companies as well as investment dealers and Chartered Banks in Canada, England and the United States. Has practised law since 1981 and has had a great deal of experience in managing cross border disputes with clients, in house counsel and law firms in Europe, the United States and Asia. Was awarded the Gold Medal from his undergraduate university, and graduated second in his class from his law school. Member of the LSUC, CBA, The Advocates' Society and the IBA.

**Michael E. Barrack, McCarthy Tétrault LLP**

Tel: (416) 601-7894 • Fax: (416) 868-0673 • E-mail: mbarrack@mccarthy.ca

Partner in the firm's Toronto office. Litigation practice includes capital markets, commercial, class actions, criminal, constitutional, international trade and investment, professional negligence and liability, defamation and libel, restructuring, securities and litigation. He has appeared before the federal and provincial courts at all levels of trial and appeal, including the Tax Court of Canada, the Supreme Court of Canada, as well as international and national arbitrations. Past President of the Advocates Society and a former founding director of Pro Bono Law Ontario. Consistently recognized in *Chambers Global The World's Leading Lawyers in Litigation*. Named by Lexpert®/American Lawyer as one of the 100 most creative lawyers in Canada. Admitted to the Ontario Bar in 1982.

**David R. Byers, Stikeman Elliott LLP**

Tel: (416) 869-5697 • Fax: (416) 947-0866 • E-mail: dbyers@stikeman.com

Partner and head of the firm's Litigation Group in Toronto and co-chair of the practice nationally. He maintains a general civil litigation practice, appearing before all levels of trial and appellate court in Ontario, and has particular expertise in corporate commercial, insolvency, securities and insurance matters. Mr. Byers has appeared as a panelist or speaker on a wide variety of litigation issues, is a past director of the Advocates' Society, a member of the IIC and co-author of the text *Creditors' Remedies in Ontario* (Butterworths, 1994). Called to the Ontario Bar in 1983.

**John A. Campion, Fasken Martineau DuMoulin LLP**

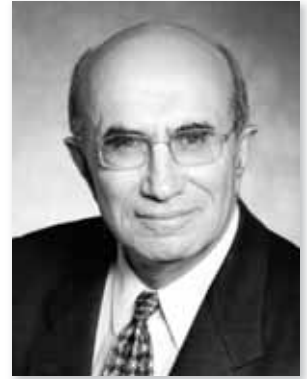
Tel: (416) 865-4357 • Fax: (416) 364-7813 • E-mail: jcampion@tor.fasken.com

Recognized as one of Canada's leading corporate/commercial barristers, John is an advocate with 33 years of trial and appellate experience including over 60 trials, 65 appeals to the Court of Appeal and Supreme Court of Canada and 80 hearings before competition, energy, securities and transportation tribunals. In the over 150 reported and public cases he has argued corporate, mining, securities, commercial, competition, intellectual property, constitutional, construction, insolvency and product liability cases. His leading cases include the successful defence of the \$8 billion Bre-X Minerals class action, the salvage class action for the insurance industry and as counsel at national commissions of inquiry. He has worked extensively with American lawyers and for international clients, including: Xerox, Bristol Meyers, Canada Post, Air Canada, Dominion Insurance, TD Bank, Nesbitt Burns, Via Rail, Guidant and Teachers Pension Plan. He is an elected Benchler of the Law Society, former Chair of the Litigation Department and Toronto firm.

Earl A. Cherniak Q.C., Lerner's LLP

Tel: (416) 601-2350 • Fax: (416) 867-2402 • E-mail: echerniak@lerner.ca

Regarded by the Canadian Litigation Bar as one of the country's leading counsel. Also acts as Arbitrator. Extensive trial and appellate experience in complex litigation involving a wide range of areas, including commercial disputes, constitutional challenges, arbitrations, insurance, securities, professional liability, product liability, aboriginal land claims and class actions. Has written and spoken frequently at continuing legal education programs in Canada and the U.S. Fellow of the ACTL (1982) and the IATL (1987). Elected bencher of the LSUC and chair of its Proceedings Authorization Committee (1999-2007). Past president of The AS(O). Appointed Q.C. in 1974. Member of the Bar of Ontario. Bachelor of Laws from Osgoode Hall (1960, Gold Medallist).

**James D. G. Douglas, Borden Ladner Gervais LLP**

Tel: (416) 367-6029 • Fax: (416) 361-2747 • E-mail: jdouglas@blgcanada.com

Jim Douglas is a partner in Borden Ladner Gervais LLP's Toronto office. He was called to the Ontario Bar in 1981. His area of practice is commercial litigation. Mr. Douglas is the National Chair of BLG's Securities Litigation Practice Group and the National Chair of BLG's Broker Liability and Compliance Practice Group. Mr. Douglas was seconded to the Ontario Securities Commission from 1989 to 1990 as Senior Investigation Counsel and from 1996 to 1997 as Litigation Manager for the Enforcement Branch. He appears regularly as counsel before all levels of the courts and before the Ontario Securities Commission and other securities industry regulatory bodies. Mr. Douglas is a member of the Advocates' Society.

**Alan L. W. D'Silva, Stikeman Elliott LLP**

Tel: (416) 869-5204 • Fax: (416) 861-0445 • E-mail: adsilva@stikeman.com

Partner in the litigation department of the Toronto office. Diverse commercial litigation practice with extensive trial and appeal experience. Core practice areas: defence of class actions, corporate/commercial disputes, securities issues, shareholder and oppression cases, insurance, auditors' negligence, directors' and officers' liability, banking, technology disputes, tender cases, and pension-related matters. Appeared as counsel before a wide range of federal and provincial administrative tribunals. Certified as a mediator (Advocates' Society/Harvard Program). Former Adjunct Professor, University of Toronto, Faculty of Law; Guest Lecturer at several law schools; former Instructor, Bar Admission Course; regular Speaker at legal and business conferences. Author of numerous legal articles, including one law review publication cited and adopted by the Supreme Court of Canada and a Federal Government Commission. Co-author of two legal texts. Former Counsel, Ontario Human Rights Commission; Director of The Advocates Society; OBA, Insurance Executive; Member of the Law Society's Equity Advisory Group; Ontario Bar (1989).

**Neil Finkelstein, Blake, Cassels & Graydon LLP**

Tel: (416) 863-2266 • Fax: (416) 863-2653 • E-mail: neil.finkelstein@blakes.com

Litigation Partner. Broad corporate, securities, commercial, competition and public law litigation practice. Gomery Commission co-counsel, lead counsel in major litigation, e.g. securities law (WIC and Air Canada), antitrust (Southam, Hilldown, CP Ships, Labatt and Superior Propane), constitutional (Ontario Hydro, Zundel and Malcolm Ross) and pensions (*NHL v. Bathgate, Hudson's Bay*). National practice includes 77 major trials and hearings at courts, tribunals and commissions of inquiry across Canada, 38 appeals in five provinces and the Federal Court of Appeal and 22 appeals in the SCC. Publications include Laskin's Canadian Constitutional Law (5th edition) and Finkelstein and Finkelstein, Constitutional Rights in the Investigative Process. Chartered accountant, 1975. Fellow, ACTL; Bencher, LSUC, 1991-present. Former law clerk to Hon. Bora Laskin, Chief Justice of Canada (1980-81). Senior policy adviser to Attorney General of Ontario, 1985-86. B.A. (1973), LL.B. (1979), McGill; LL.M., Harvard, 1980. Admitted to Ontario Bar in 1982.




Bryan Finlay Q.C., WeirFoulds LLP

Tel: (416) 947-5011 • Fax: (416) 365-1876 • E-mail: bfinlay@weirfoulds.com

“Mr. Finlay, with his usual consummate skill...” (Ontario Court of Appeal). Senior trial and appellate Counsel. A Fellow of the American College of Trial Lawyers. Honourary Overseas member of the Commercial Bar Association (England and Wales). Law clerk to Justice Spence, Supreme Court of Canada (1969-1970). Founding Chair of the Dickson Circle (senior litigation counsel engaged in pro bono cases). Identified in the *Canadian Legal Lexpert® Directory* in four categories: Corporate Commercial Litigation, Directors and Officers Liability, Securities Litigation and Public Law Litigation; in *Lexpert®’s U.S. Guide to the Leading 100 Creative Lawyers in Canada*; in the *Lexpert®/ALM Guide to the Leading 500 Lawyers in Canada*; in *The Best Lawyers in Canada* (in four categories) and recognized as one of only 39 lawyers across Canada in the prestigious category of “Bet-the-Company” litigators; in *International Who’s Who of Commercial Litigators*, *Law Business Research*, *PLC Global Counsel 3000* and *Chambers Global*.


Linda L. Fuerst, Lenczner Slaght Royce Smith Griffin LLP

Tel: (416) 865-3091 • Fax: (416) 865-9010 • E-mail: lfuerst@litigate.com

Partner. Litigation practice with emphasis on securities and commercial matters including defence of securities regulatory proceedings, and professional liability issues. Ms. Fuerst has acted as an instructor at numerous CLE courses and lectured at the part-time Masters degree program in Securities Law at Osgoode Hall Law School. She was admitted to the Ontario Bar in 1983 and clerked for the Chief Justice of the High Court of Ontario. Immediately prior to joining the firm, she was Senior Investigation Counsel at the Enforcement Branch of the OSC and was seconded to the U.S. Securities and Exchange Commission’s Washington, D.C. office for six months. She is a former President, Osgoode Hall Law School Alumni Association and Alumni Gold Key Award recipient. She is recognized for her expertise in securities litigation in *The Best Lawyers in Canada*.


Thomas G. Heintzman O.C., Q.C., McCarthy Tétrault LLP

Tel: (416) 601-7627 • Fax: (416) 868-0673 • E-mail: theintzm@mccarthy.ca

Partner in the firm’s Toronto office. Practises commercial litigation, focusing on corporate, shareholder, securities, telecommunications and class actions. Appears before all levels of courts, including the Supreme Court of Canada. Counsel in important Canadian cases involving shareholder and securities disputes, telecommunications and class actions. Past president of the Canadian Bar Association. Bencher of the Law Society of Upper Canada. Member of the CBA, ABA, IBA, Advocates’ Society and l’Association des juristes d’expression française de l’Ontario. Fellow of the American College of Trial Lawyers and International Academy of Trial Lawyers. Graduate of Harvard College, London School of Economics and Osgoode Hall Law School. Admitted to the bars of Ontario, 1968; Newfoundland, 1977, Alberta, 1990. Appointed Q.C. in 1980. Appointed Officer of the Order of Canada in 1998.


James A. Hodgson, Hodgson Shields DesBrisay O’Donnell MacKillop Squire LLP

Tel: (416) 304-6401 • Fax: (416) 304-6406 • E-mail: jhodgson@hodgsonshields.ca

Practice focuses on litigation relating to shareholder rights, officer and director liability, class actions and commercial disputes. Has appeared as lead counsel in a wide variety of high profile cases involving all aspects of commercial and securities law before the Courts and the Ontario Securities Commission. Past president of the Advocates’ Society, Fellow of the American College of Trial Lawyers. Certified as a Specialist in Civil Litigation. Named as one of “Canada’s Top 25 Corporate Litigators” by *Lexpert®* magazine (July/August 2002). Contributing editor, *Class Action Journal* (Federated Press). Prior to the formation of Hodgson Shields LLP, was chairman of one of the largest litigation departments in Canada.

Peter F. C. Howard, *Stikeman Elliott LLP*

Tel: (416) 869-5613 • Fax: (416) 861-0445 • E-mail: phoward@stikeman.com

Litigation partner with an emphasis on securities; corporate commercial and white-collar criminal litigation, including commercial contracts; oppression and other shareholder litigation; insolvency; take-over bids; defensive tactics hearings; banking; and auditors' negligence. Extensive experience in domestic and international arbitrations, mediation and alternate dispute resolution. Practises at both the trial and appellate levels as well as in administrative tribunals, including extensive experience before the OSC. Member of the CBA and author of numerous papers on insolvency and securities matters. Assistant commission counsel into the Estey Commission into the Collapse of CCB and Northland Banks and commission counsel into the Violence at Queen's Park (Ontario Legislature) in March 1996. Lecturer at the Bar Admission Course for the LSUC and in numerous panels and conferences on advocacy skills. Called to the Ontario Bar (1982); B.C.L. from Oxford (1980). Has also appeared in British Columbia, Alberta, Saskatchewan, New Brunswick and Prince Edward Island.

**Patricia D. S. Jackson, *Torys LLP***

Tel: (416) 865-7323 • Fax: (416) 865-7380 • E-mail: tjackson@torys.com

Partner in Torys' Litigation Department. Senior trial and appellate counsel with a broad litigation practice that includes corporate/commercial, defamation, securities, class actions, product liability, constitutional and public law, intellectual property, professional negligence, and general counsel work. Has appeared as counsel at every level of court in Ontario, the Federal Court of Canada, the Supreme Court of Canada, a number of administrative tribunals and Commissions of Inquiry. Commission counsel to the Arbour Inquiry into Certain Events at the Prison for Women. Fellow, American College of Trial Lawyers. Vice-president, Canadian Civil Liberties Association. Former member of the Ontario Judicial Council, and former director of The Advocates' Society and the Legal Education and Action Fund Foundation. Senior chair of the University of Toronto Tribunal. Speaker and lecturer for the University of Toronto Faculty of Law, Osgoode Hall Law School, CBA, LSUC, Canadian Institute, Senior Legal Executives' Forum, The Advocates' Society, Federated Press and Insight Information. Ontario Bar, 1979.

**Katherine L. Kay, *Stikeman Elliott LLP***

Tel: (416) 869-5507 • Fax: (416) 947-0866 • E-mail: kkay@stikeman.com

Partner in Litigation and Competition Groups; heads firm's competition litigation practice. Practices complex commercial litigation, involving the overlap between regulatory, civil and criminal law regimes, and multiple jurisdictions. Lead counsel on numerous cases dealing with all aspects of competition law, including criminal defence work, class and other civil actions, mergers, abuse of dominance and reviewable matters before Competition Tribunal. Practice focuses on defence of class actions, including those alleging anti-competitive conduct, securities law violations and product liability. Practice emphasizes formulation and coordination of strategic responses, working closely with counsel in the U.S., Europe and other jurisdictions; coordinating and directing multiple class actions across several Canadian jurisdictions; and vigorous and highly effective advocacy before the relevant courts and tribunals. Frequent lecturer and author of numerous articles on class actions, competition law, litigation and advocacy. Past-chair, Enforcement Practices and Procedures Committee; past vice-chair, Criminal Matters Committee of the Competition Law section of the Canadian Bar Association.

**William G. Horton, *William G. Horton - Independent Counsel***

Tel: (416) 564-9560 • Fax: (416) 504-7257 • E-mail: wgh@wghlaw.com


Won J. Kim, REKO LLP Barristers

Tel: (416) 350-2471 • E-mail: wjk@reko.ca

Practice focuses on class actions and commercial litigation. Certified as a specialist in civil litigation. Has represented both the plaintiffs and defendants in class actions involving securities, anti competitive practices, product liability, mass tort, mass termination, technology, usury, environment, proceedings against the crown (including cases involving constitutional and disability issues, same sex entitlement and aboriginal housing), tainted blood, franchise, D&O liability, negligence, personal injury, mass flood, intellectual property and insurance issues. Currently serves as the court approved national lead counsel on Medtronic and Guidant class actions. Since 1994, has served as the editor of the *Canadian Cases on the Law of Insurance (CCLI)* published by Carswell. Is the author of the upcoming *Annotated Class Proceedings Act* and a text on *Class Action Practice in Canada* to be published by Carswell in 2006.


John B. Laskin, Torys LLP

Tel: (416) 865-7317 • Fax: (416) 865-7380 • E-mail: jlaskin@torys.com

Partner in Torys' Litigation Department. Practises all types of business litigation with emphasis on public law, appellate matters, competition law and class actions. Has appeared as counsel in the Supreme Court of Canada, in courts across Canada, in domestic and international arbitrations and before a variety of administrative tribunals. Recognized as a leading lawyer in general commercial litigation in *Chambers Global*. Fellow, ACTL. Speaks and writes regularly on public law, and competition and civil litigation issues. Recent publications include "The Certification of Competition-Related Class Actions in Canada" and "Sealing Orders after *Sierra Club*." Editor for civil cases of *Canadian Charter of Rights Annotated*. Instructor at the 2004 National Judicial Institute Intensive Seminar, "Hearing and Deciding Charter Issues." Before joining Torys, was associate professor at the University of Toronto Faculty of Law. Alberta Bar, 1987; Ontario Bar, 1979. LL.M., 1977, University of California; LL.B. (Gold Medallist), 1976, University of Toronto.


Jeffrey S. Leon, Bennett Jones LLP

Tel: (416) 777-7472 • Fax: (416) 863-1716 • E-mail: leonj@bennettjones.ca

General domestic, international and cross-border litigation practice before a wide variety of courts and tribunals. Has acted in securities, commercial, corporate, product liability, professional negligence and class proceedings litigation matters, and in a variety of administrative law matters. Awarded Law Society Medal by Law Society of Upper Canada (2005); past President of AS(O); Fellow of the ACTL (Chair of the Ontario Province Committee and the Canada-United States Committee); director, Pro Bono Law Ontario; honorary member of COMBAR; certified as a Specialist in Litigation by the Law Society of Upper Canada. Regular author and frequent participant in continuing legal education programmes. Called to the Ontario Bar (1979).


Larry P. Lowenstein, Osler, Hoskin & Harcourt LLP

Tel: (416) 862-6454 • Fax: (416) 862-6666 • E-mail: llowenstein@osler.com

Chair of the firm's Litigation Department and Co-Chair of the Corporate Securities Litigation Specialty Group. Member of the Class Actions, Franchising Law and Environmental Litigation Specialty Groups. Practice emphasizes complex litigation matters, including corporate governance litigation, the law of fiduciaries, contested mergers and acquisitions, securities regulation, class actions, franchising disputes, professional liability, environmental liability and employment matters. Editor of *Corporate Litigation*, a quarterly publication. Profiled as a recommended leading practitioner in the *Canadian Legal Expert® Directory* in the areas of class action litigation, corporate commercial litigation, securities litigation and franchising litigation. Law degrees from Oxford University and the University of Toronto. Admitted to the Ontario Bar (1983).

Wendy M. Matheson, *Torys LLP*

Tel: (416) 865-8133 • Fax: (416) 865-7380 • E-mail: wmatheson@torys.com

Partner in Torys' Litigation Department. Civil litigation practice encompasses corporate and commercial matters; technology and intellectual property; product liability; defamation and other media law issues; privacy; professional discipline and negligence; and human rights. Extensive class action experience. Has appeared as counsel at all levels of court in Ontario, at the Federal Court and Federal Court of Appeal, before the Supreme Court of Canada, and in commercial arbitrations. Has also appeared before a number of administrative tribunals and was appointed as a prosecutor for the College of Physicians and Surgeons of Ontario in 1994. Served two terms as a director and as chair of education for The Advocates' Society. Former Adjunct Professor of Osgoode Hall Law School. Speaks frequently at conferences and has taught trial and appellate advocacy for many years. Ontario Bar, 1988. LL.B., Queen's University, 1986.

**John Lorn McDougall Q.C., *Fraser Milner Casgrain LLP***

Tel: (416) 863-4624 • Fax: (416) 863-4592 • E-mail: john.lorn.mcdougall@fmc-law.com

Senior litigation partner in the Toronto and New York offices. Has appeared in the courts of most provinces, the FCC, the SCC and many administrative tribunals. Is also experienced in international arbitration, where he acts both as arbitrator and as counsel. Has acted as lead counsel in many complex and precedent-setting cases. Recently, has been active in the defence of class actions brought against multi-national clients based on allegations of breaches of securities/competition laws and in the defence of charges of insider trading. As a Fellow of the ACTL, an honorary member of the COMBAR, and a Canadian representative to the Commission on Arbitration of the ICC (Paris), he is active in international dispute resolution matters. Is also a frequent speaker and author on legal issues, domestically and internationally. He is Chairman of the National Arbitration Committee of the Canadian Chamber of Commerce.

**F. Paul Morrison, *McCarthy Tétrault LLP***

Tel: (416) 601-7887 • Fax: (416) 868-0673 • E-mail: pmorriso@mccarthy.ca

Senior Partner in the firm's Toronto office and member of the firm's Board of Partners. Practice focuses on complex corporate and commercial litigation, class actions, securities litigation, competition litigation and professional liability. Recent engagements include representation of Government of Ontario in class actions arising out of contamination of the water supply in Walkerton, Ontario; BCE Inc. in successful defence of two class actions by shareholders and debentureholders of former subsidiary of BCI Inc.; and Degussa AG in cross-Canada class actions alleging worldwide conspiracy to fix prices for feed additives. Other clients in significant cases include General Electric Co., Unilever PLC, Pepsico Inc., Bank of Nova Scotia, Toronto-Dominion Bank, and Hollinger International Inc. Has written and lectured extensively on litigation-related topics. Honourary Overseas Member of Commercial Bar Association of England (COMBAR). Admitted to Ontario Bar in 1977; Alberta Bar in 1982.

**Alan J. Lenczner, Q.C., *Lenczner Slaughter Royce Smith Griffin LLP***

Tel: (416) 865-3090 • Fax: (416) 865-9010 • E-mail: alenczner@litigate.com


Chris G. Paliare, *Paliare Roland Rosenberg Rothstein LLP*

Tel: (416) 646-4318 • Fax: (416) 646-4338 • E-mail: chris.paliare@paliareroland.com

Fellow, IATL; Fellow, ISB; Fellow, ACTL and former Ontario Provincial Chair; Honorary member of COMBAR; certified by the LSUC as a specialist in civil litigation. Practises in the areas of corporate commercial litigation at the trial and appellate level, shareholder disputes, securities litigation, administrative law, Charter of Rights and Constitutional litigation, employment law, labour law, pension litigation and white collar criminal law. Member of CBA and AS(O). Consistently listed in the *Guide to the Leading 100 Canada/US Cross-Border Litigators*; *Lexpert® Guide to the 100 Most Creative Lawyers in Canada*; *Lexpert®/American Lawyer Media Guide to the Leading 500 Lawyers in Canada*; *Chambers Global The World's Leading Lawyers*; Mondaq's Employment Lawyers, Euromoney's *Expert Guide to Global Labour and Employment Lawyers*. LL.B, Osgoode Hall (1970); LL.M, the University of Texas at Austin (1971). Called to the Ontario Bar (1973), with honors. Recipient of the prestigious Law Society Medal.


R. Paul Steep, *McCarthy Tétrault LLP*

Tel: (416) 601-7998 • Fax: (416) 868-0673 • E-mail: psteep@mccarthy.ca

Partner in the firm's Toronto office and member of the firm's Board of Partners. Active trial practice, including commercial and securities-related litigation. Recent transactions involve corporate governance claims, business valuation disputes, oppression remedy claims, taxation litigation, securities and commercial contractual disputes before all levels of Ontario courts. Defends physicians in significant medical negligence trials. Maintains a significant practice in the area of securities enforcement and related proceedings before the OSC. Appears frequently before other administrative tribunals, including the College of Physicians and Surgeons of Ontario. Recognized in several editions of *Chambers Global The World's Leading Lawyers in Litigation*. Consistently recommended in *The Canadian Legal Lexpert® Directory* as a leading lawyer in the areas of corporate commercial litigation, medical negligence and securities litigation. Admitted to the Ontario Bar in 1982.


Richard B. Swan, *Bennett Jones LLP*

Tel: (416) 777-7479 • Fax: (416) 863-1716 • E-mail: swanr@bennettjones.ca

Partner in the firm's litigation group. Has a general litigation and dispute resolution practice, and comprehensive trial and appellate experience, regularly appearing before a range of tribunals and courts, including all levels of court in Ontario and the Federal Court. Practice includes matters in corporate, commercial and public law. Acts in contractual, technology, intellectual property, licencing and family business disputes, fiduciary duties and breach of trust matters, wrongful termination issues, and professional discipline matters, among others. Frequently speaks about corporate, civil, administrative and regulatory legal matters at professional conferences. Previously clerked at the Federal Court of Appeal in Ottawa.

Ronald G. Slaght, Q.C., *Lenczner Slaght Royce Smith Griffin LLP*

Tel: (416) 865-2929 • E-mail: rslaght@litigate.com

Kent E. Thomson, Davies Ward Phillips & Vineberg LLP

Tel: (416) 863-5566 • Fax: (416) 863-0871 • E-mail: kentthomson@dwvp.com

Head of the firm's litigation department in Toronto with extensive experience in complex and "high stakes" litigation involving a wide range of areas including commercial disputes, securities cases, environmental matters, competition law, constitutional challenges and class actions. Also has extensive experience in domestic and international arbitrations. Has appeared at all levels of court in both Provincial and Federal Trial Courts and Courts of Appeal, as well as in the Supreme Court of Canada on a number of occasions. Has acted in complex cases in Canada, the U.S., Europe and Africa. Has acted as counsel in a number of leading cases in Canada in the areas of class actions, oppression, shareholders' rights, libel, solicitors' negligence, partnership transactions and taxation. Frequent teacher of trial and appellate advocacy and author of numerous publications concerning a broad variety of litigation topics. Has been recognized as a leading litigation counsel in a variety of areas by, among others, Chambers Global's *The World's Leading Lawyers* and *The International Who's Who of Commercial Litigators*. Graduated with distinction from Queen's University and called to the Ontario Bar in 1984.

**David R. Wingfield, WeirFoulds LLP**

Tel: (416) 947-5055 • Fax: (416) 365-1876 • E-mail: wingfield@weirfoulds.com.

David is a senior member of WeirFoulds' litigation practice, specializing in complex high-stakes business litigation. He has been lead counsel on many significant cases in Canada and has acted as coordinating counsel on major global litigation. Many of his cases have resulted in precedent setting judgments in the fields of corporate law, directors' rights/liabilities, bankruptcy/insolvency law, and private international law. His cases have been the subject of documentaries shown on Canadian and Irish television and have been discussed in the legal and general media both in Canada and internationally. David writes widely on legal topics and has published articles in leading Commonwealth academic journals or books. He is an honorary member of the Commercial Bar Association of England and Wales.

**Benjamin Zarnett, Goodmans LLP**

Tel: (416) 597-4204 • Fax: (416) 979-1234 • E-mail: bzarnett@goodmans.ca

Partner. Practises as trial and appellate counsel, emphasizing commercial cases involving public companies, financial institutions and government. Has practised before the SCC, FCC, all levels of courts in Ontario and many administrative tribunals. Lead counsel in many high-profile cases, including Bre-X Minerals litigation, Canadian Red Cross restructuring litigation, Philip Services Corp. shareholder action, Confederation Life Insurance insolvency proceedings and Danier Leather class action. Awarded 2006 Law Society Medal (highest honor) by LSUC and 2007 Award of Distinction by Toronto Lawyers Association for outstanding contributions to the legal profession. Past President of the AS(O). Fellow of the ACTL. Member of the North American Committee of the Commercial Bar Association of London, England. Member of Dickson Circle, 10 leading Toronto civil litigators who act *pro bono* for worthy causes. Lecturer at conferences of the LSUC, CBA, CI, Insight and AC. Extensive list of publications and public speeches. Admitted to the Ontario Bar (1977).

**Kevin J. Zych, Bennett Jones LLP**

Tel: (416) 777-5738 • Fax: (416) 863-1716 • E-mail: zychk@bennettjones.ca

Partner in the Bankruptcy & Restructuring Practice Group. Practice focuses on private loan workouts (often for private equity firm) and judicially-supervised restructurings under the *Companies' Creditors Arrangement Act*, including related litigation, with an emphasis on cross-border restructuring. Has acted for parties in interest in numerous judicially-supervised restructurings including AT&T Canada Inc., Stelco Inc., Teleglobe Inc., O&Y (U.S.), Bramalea, Doman Industries, Ivaco, General Chemical, Parmalat Canada, Vicwest Corporation, Pillowtex, Consumers Packaging Inc., Livent, Laidlaw and Pioneer Companies. In addition to appearing before the Courts of Ontario on restructuring matters, he has also appeared with special permission before the Courts of other provinces in Canada and the United States Bankruptcy Court in both the Southern District of New York and the Southern District of Texas. Called to Ontario Bar in 1992.



Montreal

**Jean G. Bertrand, Ogilvy Renault LLP**

Tel: (514) 847-4401 • Fax: (514) 286-5474 • E-mail: jbertrand@ogilvyrenault.com

Partner, member of the Executive Committee, National Chair of Litigation Group, with a practice focusing on commercial and corporate litigation, class actions and arbitration. Advises corporate clients and investors on disputed takeover bids, mergers and threatened disputes with shareholders. Acted for Hydro-Quebec in litigations following the ice storm (January 1998), including successfully leading the defence (1998 to 2001) in a multi-billion dollar international arbitration against a group of Vermont State utilities; and for Nortel in class action proceedings filed against it in Quebec resulting from alleged failure to disclose information to the public (2001-2007). Currently representing Quebecor Media and Videotron in their claim of insider trading against former CEO Claude Chagnon, as well as Bombardier against Alstom over a \$1 billion contract for the renewal of the subway cars in Montreal. Also negotiating the global land claims of the Innu First Nations of Quebec on behalf of the Quebec government. Admitted to the Quebec Bar (1982).

**Pierre Bienvenu, Ogilvy Renault LLP**

Tel: (514) 847-4452 • E-mail: pbienvenu@ogilvyrenault.com

Practises international arbitration, corporate/commercial litigation and constitutional law. Counsel in numerous international arbitrations, in the fields of telecommunications, aeronautics, international distribution and joint ventures, M&A and foreign investment and in setting aside and recognition and enforcement proceedings before Canadian courts, including the Supreme Court of Canada. Also serves as arbitrator. Senior Vice-Chair of the IBA's Arbitration Committee. Member of the Canadian roster of ICC arbitrators and of NAFTA's 2022 Committee. Recognized as a leading practitioner in the *Guide to the Leading 500 Lawyers in Canada*, *The Canadian Legal Lexpert® Directory*, *The International Who's Who of Commercial Arbitration*, the *Chambers Global Guide* and the *Lexpert®-Thomson Guide to the Leading 100 Creative Lawyers in Canada*. Fellow of the ACTL. Managing Partner of the firm and Co-Chair of the firm's International Arbitration practice. Admitted to the Quebec Bar in 1983. Fluent in English and French.

**Pierre Bourque Q.C., AD.E., Desjardins Ducharme L.L.P.**

Tel: (514) 878-5519 • Fax: (514) 878-4837 • E-mail: pierre.bourque@ddsm.ca

Admitted to the Quebec Bar in 1953. Specializes in commercial litigation; has been involved in numerous cases before the Courts including the SCC, as well as in several international cases, the better known being the *Javelin (John C. Doyle)* case. Elected Fellow of the ACTL. Former Bâtonnier of the Montreal Bar (1977-78). Recently, the Bar of the Province of Quebec conferred upon him the title of Advocatus Emeritus (Ad. E.).

**William Brock, Davies Ward Phillips & Vineberg LLP**

Tel: (514) 841-6438 • Fax: (514) 841-6499 • E-mail: wbrock@dwvp.com

Litigation partner. Specialist in corporate and commercial litigation, including relating to mergers and acquisitions, securities law, shareholders remedies, competition law, contract disputes, misappropriation and fraud related claims and other commercial matters. Advises boards of directors and special committees on crisis management and litigation related matters. Appearances before courts at all levels, including the Supreme Court of Canada, and before local and international arbitration tribunals, both as counsel and arbitrator. Has represented large public and private clients on a local, national and international scale and has acted for and against federal and provincial governments on various matters. Included in *Lexpert®/American Lawyer Media Guide to the Leading 500 Lawyers in Canada*. B. Comm., B.C.L., LL.B. McGill. Admitted to Quebec Bar (1979).

Suzanne Côté, *Stikeman Elliott LLP*

Tel: (514) 397-3219 • Fax: (514) 397-3619 • E-mail: scote@stikeman.com

Partner, head of the Montreal Litigation Group and member of the Partnership Board. She practises in corporate commercial litigation. Specialization includes: breach of commercial contracts; representation of banks; litigations involving insolvency and bankruptcy; shareholders disputes; various litigations under the *Competition Act*, various real estate lawsuits, including commercial leasing; manufacturer's liability; litigation in civil matters and class actions. She featured in *Lexpert*® magazine's September 2003 article, "Canada's Top 25 Women Lawyers." In 2005, she became Fellow of the American College of Trial Lawyers. Occasional speaker at the AJBM, the Quebec Bar, the Canadian Institute and Insight. She taught civil and commercial law at the Université de Montreal and she is teaching civil representation and evidence at École du Barreau du Québec. Called to the Quebec Bar (1981).

**Michel Décaray Q.C., *Stikeman Elliott LLP***

Tel: (514) 397-3099 • Fax: (514) 397-3499 • E-mail: mdecary@stikeman.com

Partner whose practice focuses on corporate, commercial and securities litigation as well as administrative, constitutional and competition litigation. Advises corporate clients on complex litigation files and corporate governance. Fellow and present Regent of the American College of Trial Lawyers, has been appointed to the Queen's council. Former Associate Deputy Minister of Justice of Quebec. Governor of the Quebec Bar Foundation, and member of Ordre professionnel des conseillers en relations industrielles du Québec. He is a member of the Board of several companies and presently lectures at the ICD Corporate Governance College at McGill University and at the Laval University Programme de formation du collègue des administrateurs des sociétés.

**Guy Du Pont, *Davies Ward Phillips & Vineberg LLP***

Tel: (514) 841-6406 • Fax: (514) 841-6499 • E-mail: gdupont@dwvp.com

Partner practising litigation, including tax, civil and criminal law, class action suits, constitutional and administrative matters at all levels in Canada. Also has considerable experience in compliance work, specifically in the areas of search and seizure. Lecturer for the CTF, APFF, Meredith Memorial Lectures, McGill University, CBA, Infonex, CICA, Institute of Chartered Accountants of Ontario, Quebec and Alberta. Martindale-Hubbell's highest rating (AV). Fellow, American College of Trial Lawyers. Elected to American Law Institute, one of 14 Canadians to earn this honour in the Institute's 82-year history. Nominated Governor of the Canadian Tax Foundation and appointed to the Tax Court Bar and Bench Committee of the CBA. Among the most frequently recommended in *Lexpert*®/*American Lawyer Media's Guide to the Leading 500 Lawyers in Canada* and the Big Four. Member, CBA, LSUC, CTF, APFF and IFA. Called to Quebec Bar (1976) and Ontario Bar (1983).

**Robert E. Charbonneau, *Borden Ladner Gervais LLP***

Tel: (514) 954-2518 • Fax: (514) 954-1905 • E-mail: rcharbonneau@blgcanada.com

Practice is focused primarily on class action litigation and multijurisdictional commercial litigation, insurance law and the professional liability of insurance brokers, product liability, and civil liability in aviation matters. Has handled class actions for over 15 years, representing clients such as blood banks, retail chains, manufacturers of various consumer products, insurers and chartered banks. These cases involved matters ranging from contaminated blood to advertising and disclosure of credit rates, latent defects, defamation, malicious prosecution and insurance coverage. Currently Chair of the Montreal office Class Action Practice Group and leader of the Product Liability Practice Group. Author of numerous papers and frequent lecturer to corporations, professional associations and insurers on the aforementioned subjects. Member of the American Bar Association; Member of the Canadian Bar Association; Member of the Board of Directors of the Professional Liability Insurance Fund of the Barreau du Québec, 1997-99. Educational Background: McGill University, BCL, 1974. Admitted to the Quebec Bar in 1975.




Mortimer G. Freiheit, *Stikeman Elliott LLP*

Tel: (514) 397-3125 • Fax: (514) 397-3408 • E-mail: mfreiheit@stikeman.com

Senior partner who practices in the area of commercial, corporate and intellectual property litigation. He has extensive experience in representing financial institutions at all stages of the litigation cycle. He has advised and represented major financial institutions, their directors and officers, as well as investment funds and their advisors and managers particularly as relates to their fiduciary obligations as well as compliance with regulatory matters. He has extensive experience representing financial institutions in class actions involving financial institutions such as banks, investment funds and brokerage firms. He has extensive experience as well in the commercial practice of shareholder and partnership disputes. Furthermore, as part of his practice, he is extensively involved in litigation pertaining to trademarks and patent litigation. He has lectured and given conferences on various subjects related to his professional practice. Member of the Law Society of Ontario since 1978. Called to the Quebec Bar (1967).


Luc Giroux, *Fraser Milner Casgrain LLP*

Tel: (514) 878-8855 • Fax: (514) 866-2241 • E-mail: luc.giroux@fmc-law.com

Head of the firm's Litigation Practice Group. Graduate of the Université de Montreal (L.L.L., 1969) and called to the Quebec Bar in 1970. He obtained a D.E.S.P. in commercial law in 1987. He is the recipient of the Mill Prize in insurance law. Mr. Giroux practises all aspects of corporate and commercial litigation, shareholder disputes, real estate litigation, insurance litigation and product liability.


George R. Hendy, *Osler, Hoskin & Harcourt LLP*

Tel: (514) 904-8119 • Fax: (514) 904-8101 • E-mail: ghendy@osler.com

Partner in the Litigation Department, based in the firm's Montreal office. He specializes in corporate and commercial litigation, including pension fund litigation, international arbitration, class actions, shareholder disputes, oppression remedies, commercial fraud, unfair competition and product liability. Fellow of the American College of Trial Lawyers; included in the 2007 edition of the *Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada*, the 2006 edition of *The Best Lawyers in Canada*, and also *Chambers Global: The World's Leading Lawyers for Business 2007*; fluently bilingual; has appeared before civil courts of all levels, including the Supreme Court of Canada. President of the Quebec Division of the CBA (2000/2001); president of the Reddy Memorial Hospital in Montreal (1987 to 1997); director of Bishop's University Foundation. B.Sc. Hons., Bishop's University (1968), B.C.L., McGill University (1971). Admitted to the Quebec Bar (1972).


Raynold Langlois Q.C., *Langlois Kronström Desjardins, LLP*

Tel: (514) 282-7825 • Fax: (514) 845-6573 • E-mail: raynold.langlois@lkd.ca

Fellow of the American College of Trial Lawyers, Mr. Langlois is a litigator and a strategic advisor to corporate clients. He has been involved in hostile takeover bids and in related securities litigation. He represents governments and other parties before various regulatory boards, including the CRTC, CTA and NEB. He acts for governments and private clients before the Federal Court and the Supreme Court of Canada in constitutional, administrative and commercial law matters. He was senior counsel in the "UFFI" case, one of the most complex product liability suits ever litigated in North America. He is also counsel to the Canadian and Quebec Provincial Court Judges Associations and the Canadian Judicial Council. Recently, he has been retained to defend a number of companies sued in provincial and national class actions. He is also regularly invited as a guest speaker on legal and government relations topics.

Gérald R. Tremblay, C.M. Q.C., McCarthy Tétrault LLP

Tel: (514) 397-4157 • Fax: (514) 875-6246 • E-mail: grtremblay@mccarthy.ca

Partner in the firm's Montréal office and vice-chair of the Board of Partners. Practices primarily civil, corporate, commercial and environmental law, as well as class actions, constitutional and administrative law litigation. Has handled important libel cases, acted before arbitration panels in labor and commercial matters and as counsel before international arbitration tribunals. Consistently profiled in *Chambers Global*, *Lexpert*®, *Legal Media Group* and *PLC's Which Lawyer?* Former federal delegate to the Uniform Law Conference. Chair and member of various bar committees. Member of the International Union of Lawyers and Fellow of the ACTL. Member of the Advisory Board of the Canada Institute at the Woodrow Wilson Center (Washington, DC). Admitted to the Quebec bar in 1968; appointed Q.C. in 1987; member of the Order of Canada in 2003; Officer of the National Order of Quebec in 2005.

**James A. Woods, Woods LLP**

Tel: (514) 982-4503 • Fax: (514) 284-2046 • E-mail: jwoods@woods.qc.ca

Principal partner of the firm; experienced civil, corporate and commercial litigator. Member of the Faculty of Law and lecturer in civil litigation at McGill University. Author of *Cases and Materials in Civil Procedure* (Carswell, 1987) and numerous articles and papers, including "Punitive and Exemplary Damages"; "National and International Class Actions: The Jurisdiction of the Courts of Quebec", *Conference Insight on Class Actions*, 2002. Member of the panel of arbitrators of the AAA; fellow of the American College of Trial Lawyers, fellow of the CIA. Member, MBA, CBA, QBA, LSUC, ABA, IBA, ATLA, FDCC and CCAC. Adjunct professor, McGill University, Faculty of Law. Called to the Bars of Quebec in 1976, Ontario in 1979 and Alberta and British Columbia in 2006.

**Simon V. Potter, McCarthy Tétrault LLP**

Tel: (514) 397-4268 • Fax: (514) 875-6246 • E-mail: spotter@mccarthy.ca

Partner in the firm's Montreal office and member of the firm's Board of Partners. Corporate/commercial trial and appellate lawyer experienced in all areas of administrative law dealing with trade and competition issues. Practice includes corporate liability, competition issues, constitutional questions, trade law and regulatory review. Appears before all federal and Quebec courts, as well as regulatory boards and other agencies such as the Canadian International Trade Tribunal and the Competition Bureau. Has sat on two Bi-national Panels created under NAFTA to review determinations of dumping and of subsidization, as well as on a NAFTA Bi-national Panel formed to hear a dispute between Canada and the United States. Member of the Permanent Court of International Arbitration in The Hague. Past president of the CBA. Fellow of the ACTL. Admitted to the Quebec Bar in 1975.

**Vancouver****Murray A. Clemens Q.C., Nathanson, Schachter & Thompson LLP**

Tel: (604) 662-8840 • Fax: (604) 684-1598 • E-mail: mclemens@nst.bc.ca

Since his call to the Bar in 1976, Mr. Clemens has been involved in commercial litigation at all levels of Courts including the Supreme Court of Canada, and before arbitration panels involving shareholders and partnership disputes, professional negligence claims, real estate, employment, securities, banking, insurance and maritime litigation. In addition to commercial litigation, he has experience in administrative hearings, including proceedings before the Securities Commission and Disciplinary and Credential Committees of self-governing professional associations, both as counsel and as legal advisor to the decision maker. Mr. Clemens is a fellow of the ACTL and is also active in alternate dispute resolution, accepting appointments as arbitrator or mediator in commercial disputes. The firm limits its practice to complex commercial litigation and was ranked first in Vancouver, in a Euromoney survey of Canadian litigation and arbitration firms.




D. Geoffrey G. Cowper Q.C., Fasken Martineau DuMoulin LLP

Tel: (604) 631-3185 • Fax: (604) 632-3185 • E-mail: gcowper@van.fasken.com

Year called to the bar: 1982. Chair of the National Complex Litigation Group. Practises as general counsel with an emphasis on commercial, corporate and securities matters but also other public and private law areas such as class actions, legal and medical negligence and libel and slander. Author and lecturer on topics including cost-effective management of major litigation, advocacy, NAFTA investor claims, and political questions under the Canadian Constitution. Province Chair of American College of Trial Lawyers. Chair of Legal Services Society of British Columbia. Served as Counsel to the B.C. Royal Commission on Securities Regulation, 1994; and associate counsel to the federal Hall Commission on Indian affairs policy in 1987. Appointed Q.C. in 1997.


George K. Macintosh Q.C., Farris, Vaughan, Wills & Murphy LLP

Tel: (604) 661-9332 • Fax: (604) 661-9349 • E-mail: gmacintosh@farris.com

Leads the litigation team at Farris and practises as general counsel, appearing before all courts and numerous tribunals in B.C., as well as the Supreme Court of Canada, specializing in civil litigation at trial and appeal. Has served as special prosecutor appointed by the Attorney General of B.C. and as commission counsel on appointment by the government of B.C. Member of the Supreme Court of Canada Advocacy Institute. Founding member of the B.C. Inns of Court project. Canadian Representative at the 2007 Canada-U.S. Legal Exchange, hosted by the Supreme Court of the United States. Fellow of the ACTL (1991) and the ISOB (2001). Selected by *Lexpert*® magazine as one of Canada's top 25 commercial litigators, and has been listed in the *ALM 500* for the past nine years. Ranked by *Chambers Global*. Repeatedly listed in *Best Lawyers in Canada* (2006). Martindale-Hubbell ranking of AV. Admitted to the British Columbia Bar (1974); Alberta Bar (1980); appointed Q.C. (1987).


Irwin G. Nathanson Q.C., Nathanson, Schachter & Thompson LLP

Tel: (604) 662-8840 • Fax: (604) 684-1598 • E-mail: inathanson@nst.bc.ca

Mr. Nathanson has practised as counsel in the field of civil litigation and administrative law since being called to the Bar of British Columbia in May 1969 and is a Fellow of the ACTL. His practice has included appearances in the Superior Courts of British Columbia and other provinces, the Federal Court, the Federal Court of Appeal and the Supreme Court of Canada, and before administrative tribunals and arbitrators. Mr. Nathanson has considerable experience in a broad variety of commercial disputes, including shareholder disputes, professional negligence, class actions, commercial fraud, pension and product liability litigation. Mr. Nathanson was named by *Lexpert*® as one of the leading corporate commercial litigation counsel in Vancouver in the publication the *2006 Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada* and was named one of the Leading 100 Canada/U.S. Cross-Border Litigators in Canada. He was a founding partner of Nathanson, Schachter & Thompson in 1987.


Carman J. Overholt Q.C., Fraser Milner Casgrain LLP

Tel: (604) 622-5165 • Fax: (604) 683-5214 • E-mail: carman.overholt@fmc-law.com

Carman J. Overholt, Q.C. is a senior litigation partner in the Vancouver office of Fraser Milner Casgrain LLP and Past Chair of the firm's National Employment, Labour and Pensions Practice Group. He has significant litigation experience, having represented employers before the Courts, the B.C. Labour Relations Board, the Canadian Industrial Relations Board, the B.C. and Canadian Human Rights Tribunals, the B.C. Workers' Compensation Appeal Tribunal, the B.C. Employment Standards Tribunal and in numerous labour arbitrations. Mr. Overholt has successfully defended a large employer in a class action, which involved complex jurisdictional issues. He advises employers on a wide range of workplace issues including compliance with human rights legislation and proper management policies and practices. Mr. Overholt is a Past President of the CBA (B.C. Branch) and the founding Chair and President of Pro Bono Law of B.C. He is a frequent lecturer and speaker on labour relations, employment and human rights law. In 2002, he was appointed Queen's Counsel.

Calgary**Raymond A. Coad Q.C., Fraser Milner Casgrain LLP**

Tel: (403) 268-7017 • Fax: (403) 268-3100 • E-mail: raymond.coad@fmc-law.com

Educational background: B.A., LL.B. (cum laude). Broad civil litigation practice with particular emphasis on oil and gas matters, securities litigation, and corporation/commercial disputes. Senior member of the firm's Regulatory and Litigation Practice Section. Extensive trial experience in matters before the Court of Queen's Bench of Alberta, the Alberta Court of Appeal, and A.S.C. There are over 150 reported cases where he has acted as counsel in major corporate/commercial disputes. His expertise has been acknowledged by his peers: was listed in the July/August 2002 *Lexpert*[®], the Business Magazine for Lawyers, as one of the "65 lawyers in Canada who are the Who's Who in Litigation"; was selected in 2006 by Best Lawyers, a well respected legal rankings production, as a leading lawyer in Canada; was listed in the LexisNexis Martindale Hubbell as Peer Review Rated (2006). Member of the LSA, CalBA, CBA and the CPLF. Admitted to the Alberta Bar in 1975; appointed Q.C. in 1997.

**Frank R. Foran Q.C., Borden Ladner Gervais LLP**

Tel: (403) 232-9443 • Fax: (403) 266-1395 • E-mail: fforan@blgcanada.com

Experienced litigator whose practice emphasizes corporate/commercial litigation and arbitration related to energy, banking, securities, insolvency, general commercial and construction matters. Legal representation includes energy related disputes, corporate reorganization, governance, securities and shareholder disputes as well as manufacturers' liability and tort cases. Mr. Foran also has extensive experience in regulatory and environmental matters related primarily to the energy sector. He has appeared before all levels of Courts, the National Energy Board, the Alberta Energy and Utilities Board and other tribunals. He is a Fellow with the American College of Trial Lawyers, and a member of Canadian Roster for International Dispute Settlement Panels under Chapter 19 of NAFTA. Admitted to the Alberta Bar in 1973, and appointed Q.C. in 1988.

**Anthony L. Friend Q.C., Bennett Jones LLP**

Tel: (403) 298-3182 • Fax: (403) 265-7219 • E-mail: frienda@bennettjones.ca

Practises primarily in the areas of corporate arrangements and restructuring, corporate and securities litigation, energy industry disputes and defence of medical malpractice claims. Appears as counsel before all levels of the court in Alberta and the Supreme Court of Canada. Also appears before numerous boards and tribunals including the Alberta Energy and Utilities Board, the Energy Resources Conservation Board, the Canada Labour Relations Board and the Alberta College of Physicians and Surgeons. Served on several boards and commissions, for community organizations, national corporations and the City of Calgary. Has also served as an elected bench member of the Law Society of Alberta from 1995 to 2002 and as a member of the executive committee of the Law Society of Alberta from 1999 to 2002.

**Grant N. Stapon, Bennett Jones LLP**

Tel: (403) 298-3204 • Fax: (403) 265-7219 • E-mail: stapong@bennettjones.ca

Partner in the firm's litigation group. Represents energy, insurance and technology companies, media organizations, individual executives and the Calgary Police Service. Experienced in corporate/commercial, intellectual property, securities, media, oil and gas, insurance, environmental, occupational health and safety litigation and arbitration. Also has an employment and labor law practice and advises several public company boards on governance issues. With over 100 reported decisions he has appeared before various boards, courts and tribunals in Alberta, British Columbia, Saskatchewan, Manitoba, Ontario and Newfoundland. Sits on several corporate boards and has lectured and written on the law frequently. A member of various community and charitable organizations.



Edmonton



William S. Sowa Q.C., *Fraser Milner Casgrain LLP*

Tel: (780) 423-7304 • Fax: (780) 423-7276 • E-mail: william.sowa@fmc-law.com

Senior litigation partner in the Edmonton office with a particular focus on matters involving insurance losses and product liability claims. Has represented both plaintiffs and defendants in litigation issues including fire and catastrophic losses, product liability claims, professional liability and personal injury issues. Appears as counsel at all levels of court in Canada, arbitration hearings and mediation processes. Fellow member of the ACTL. Sessional instructor at the University of Alberta Law School (Insurance Law) and an instructor and seminar leader for the LESA. Former bencher of the LSA including past chair of The Insurance and Finance Committees. Member of the EBA and CBA. Called to the Bars of British Columbia in 1967, Alberta in 1968, the Northwest Territories in 1975, the Yukon in 1976 and Nunavut Territory in 2001. Appointed Q.C. in 1985.

"A litigation firm
through and through
with a marvelous
track record."

Chambers Global

In Canada, where only significant cases get reported,

951

currently belong to **WeirFoulds.**

Complex litigation runs in our blood.
And it's been that way since 1860.
To find out more, call Bryan Finlay, QC,
416.947.5011 or email him at
bfinlay@weirfoulds.com.

WeirFoulds LLP
The Exchange Tower, Suite 1600
P.O.Box 480, 130 King Street West
Toronto, Ontario, Canada M5X 1J5

Protect your assets. Gain a **strategic** advantage. WeirFoulds LLP.

416.365.1110

www.weirfoulds.com

Disclaimer: The number is real, the actor is not. Prior results do not guarantee a similar outcome.