

Litigation & Dispute Resolution

WeirFoulds has one of the premier litigation practices in Canada and is well-versed in handling high-stakes and highly publicized litigation. We appreciate how much is at stake in our clients' cases, and we rigorously defend our clients to maximize their odds of success.

Over the course of the 19th, 20th and now the 21st centuries, WeirFoulds has been privileged to have acted on ground-breaking cases in almost every area of civil litigation. For generations, our lawyers have been regarded as leaders of the bar and of the legal profession. For everything there is a reason: in our case, we have always brought and always will bring the highest level of advocacy skill to every engagement. This expertise includes the ability to provide sensitive and timely advice on complex litigation — such as class actions — the management of document intensive litigation, lengthy multi-party trials, and the development of innovative legal solutions short of litigation.

Our litigators have extensive experience arguing complex cases before trial and appellate-level courts. We represent government entities, public and private companies, civil organizations and individuals in an array of corporate, commercial, intellectual property, class action, employment, securities, tax, Aboriginal, defamation, estates and trusts, administrative, energy, environment, competition and constitutional law disputes. Our litigators have appeared before all levels of courts and a host of regulatory boards and tribunals.

We draw on our deep institutional knowledge of litigation procedure and strategy, as well as sophisticated in-house and external resources, to resolve disputes efficiently and effectively. Among other things, we use our e-Discovery team to handle voluminous documentation resourcefully, and we explore alternatives to litigation proceedings – including mediation and arbitration – wherever possible.

Lawyers and professionals in this area



Benjamin M. Bathgate

Partner

647.715.3544

bbathgate@weirfoulds.com



Caroline Abela

Partner

416.947.5068

cabela@weirfoulds.com



Glenn Ackerley

Partner

416.947.5008

gackerley@weirfoulds.com



Zohaib Ahmed

Associate

416.619.6280

zahmed@weirfoulds.com



Kelin Algayer

Associate

647.715.7126

kalgayer@weirfoulds.com



Macdonald Allen

Partner

416.947.5027

mallen@weirfoulds.com



Sandra Astolfo

Partner

416.947.5045

Sastolfo@weirfoulds.com



Alyssa Armstrong

Associate

416.947.5022

aarmstrong@weirfoulds.com



Denise Baker

Chair

416.947.5090

dbaker@weirfoulds.com



Fabiola Bassong

Associate

647.715.7132

fbassong@weirfoulds.com



Amy Block

Partner

416.619.6285

ablock@weirfoulds.com



Janet Bobechko

Partner

416.947.5073

jbobechko@weirfoulds.com



Lia Boritz

Partner

416.947.5067



Alan Bromstein

Counsel

416.947.5000



John Buhlman

Partner

416.947.5070



Clare Burns

Partner

416.947.5002

lboritz@weirfoulds.com

abromstein@weirfoulds.com

jbuhlman@weirfoulds.com

cburns@weirfoulds.com



Kim Campbell

Law Clerk

416.365.6526

kcampbell@weirfoulds.com



Krista Chaytor

Partner

416.947.5074

kchaytor@weirfoulds.com



Philip Cho

Partner

416.619.6296

pcho@weirfoulds.com



Claire Copland

Associate

647.715.7172

ccopland@weirfoulds.com



Jeff Cowan

Counsel

416.947.5007

jcowan@weirfoulds.com



**Mallory Cramp-
Waldinsperger**

Associate

416.619.2093

mcramp-
waldinsperger@weirfoulds.com



Carissa DeMarinis

Associate

647.715.7135

cdemarinis@weirfoulds.com



Jill Dougherty

Partner

416.947.5058

jdougherty@weirfoulds.com



Heather Douglas

Partner

416.947.5064

hdouglas@weirfoulds.com



Nicole Dunford

Law Clerk

416.365.6524

ndunford@weirfoulds.com



Bruce Engell

Partner

416.947.5081

bengell@weirfoulds.com



Elena Ferjani

Law Clerk

647.715.7050

eferjani@weirfoulds.com



Sean Foran



Albert Formosa



Micah Goldstein



Narmada Gunawardana

Partner
416.947.5019
sforan@weirfoulds.com



Seth Holland
Partner
416.947.5004
sholland@weirfoulds.com

Partner
416.947.5012
aformosa@weirfoulds.com



Kelsey L. Ivory
Partner
416.947.5040
kivory@weirfoulds.com

Partner
416.947.5082
mgoldstein@weirfoulds.com



Peter Jacobsen
Partner
416.619.6292
pjacobsen@weirfoulds.com

Associate
647.715.7117
ngunawardana@weirfoulds.com



Paul Jacoby
Associate
416.947.5059
pjacoby@weirfoulds.com



Wojtek Jaskiewicz
Partner
416.947.5094
wjaskiewicz@weirfoulds.com



Ben Kates
Partner
416.947.5072
bkates@weirfoulds.com



Kiley Kim
Law Clerk
647.715.7017
kkim@weirfoulds.com



Brian Kuchar
Partner
416.941.5904
bkuchar@weirfoulds.com



Caelan MacDonald
Associate
647.715.7106
cmacdonald@weirfoulds.com



Megan Mah
Partner
416.947.5098
mmah@weirfoulds.com



Andrea McEwan
Partner
416.947.5065
amcewan@weirfoulds.com



Piper McGavin
Associate
647.715.7027
pmcgavin@weirfoulds.com



Debra McKenna



Bota McNamara



W. A. Derry Millar



Ryan Morris

Partner
416.947.5080
dmckenna@weirfoulds.com

Partner
647.715.3559
bmcmamara@weirfoulds.com

Counsel
416.947.5021
dmillar@weirfoulds.com

Partner
416.947.5001
rmorris@weirfoulds.com



Anna Morrish
Associate
416.947.5075
amorrish@weirfoulds.com



Natasha Novac
Associate
647.715.7094
nnovac@weirfoulds.com



Alfred Pepushaj
Associate
416.619.6293
apepushaj@weirfoulds.com



Ken Prehogan
Counsel
416.947.5028
kprehogan@weirfoulds.com



Gregory Richards
Counsel
416.947.5031
grichards@weirfoulds.com



Sylvain Rouleau
Partner
416.947.5016
srouleau@weirfoulds.com



John Siferd
Associate
416.941.5903
jsiferd@weirfoulds.com



Abbey Sinclair
Partner
647.715.7065
asinclair@weirfoulds.com



Amir Sodagar
Associate
416.365.6516
asodagar@weirfoulds.com



Hashim Sohail
Associate
647.715.7045
hsohail@weirfoulds.com



Jessica Stansfield
Partner
416.947.5095
jstansfield@weirfoulds.com



Michael Statham
Partner
416.947.5023
mstatham@weirfoulds.com



Michael Swartz



Kayla Theeuwen



Uyên Tran



Hayden Trbizan

Partner
416.947.5024
mswartz@weirfoulds.com

Partner
+1.416.619.6290
ktheeuwen@weirfoulds.com

Associate
416.947.5011
utran@weirfoulds.com

Associate
647.715.7116
htbizan@weirfoulds.com



Christopher Tzekas
Counsel
416.947.5039
ctzekas@weirfoulds.com



Adam Varro
Associate
416.947.5085
avarro@weirfoulds.com



Phil Wallner
Associate
416.947.5036
pwallner@weirfoulds.com



Frank Walwyn
Partner
+1.416.947.5052
fwalwyn@weirfoulds.com



Maureen Ward
Partner
647.715.7062
mward@weirfoulds.com



Jonah Waxman
Partner
647.715.7222
jwaxman@weirfoulds.com



Daniel Wong
Partner
416.947.5042
dwong@weirfoulds.com

Areas of Expertise

- Alternative dispute resolution
- Appeals
- Arbitration
- Class actions (defense)
- E-Discovery
- Litigation
- Mediation
- Negotiation
- Settlements

Representative Experience

- Represented The Toronto-Dominion Bank in an appeal of an \$80 million claim over “comfort” letters provided to it by a foreign corporation. This is the leading case in Canada on the differences between comfort letters and guarantees.
- WeirFoulds and co-counsel obtained a judgment of over \$46 million for Midland Resources Holding Limited, a company owned by Russians and Canadians, in a complex dispute relating to a Russian oil and gas venture involving allegations of

fraudulent misrepresentation, conspiracy, breach of fiduciary duty, and breach of contract.

- WeirFoulds acted as co-counsel (with Sotos LLP) for Trillium Motor World Ltd. ("Trillium"), the representative plaintiff in a class proceeding on behalf of former Canadian General Motors dealers that signed wind-down agreements presented by General Motors of Canada Limited ("GMCL") at the height of the global financial crisis in May 2009, and as an essential part of the worldwide General Motors restructuring.
- We act for one of the world's largest automakers in respect of Canadian class actions regarding price-fixing and bid-rigging in the auto parts industry.
- We act for some of the world's largest technology and automotive companies in respect of international investigations brought by competition/antitrust authorities, including Canada's Competition Bureau. Recent mandates include acting for one of the world's major automobile manufacturers with respect to the international auto parts investigation/litigation, acting for a party in respect of the international investigation into cargo shipping/freight forwarding, and acting for major technology companies (one, a Fortune 500 company) in respect of several international investigations into the conduct of Google and Apple.
- WeirFoulds acts for Canadian Solar Inc. and two of the company's senior officers in defending a securities class action in which the representative plaintiff, who is seeking \$120 million in damages on behalf of a global class of shareholders for alleged misrepresentations in certain of the company's secondary market disclosure in 2009.
- We represent the board of directors of a company that has filed for protection under the ***Companies' Creditors Arrangement Act*** (CCAA), and we advise the directors in the context of the CCAA proceeding.
- We represent some of Canada's largest retailers with respect to all manner of litigation, real estate transactions, leasing and business contracts.
- WeirFoulds represented Uniroyal Chemical over the contamination of ground water from industrial activities which included conducting the longest hearing ever held before the Ontario Environmental Appeal Board.
- Acted for the owner of an automotive tire storage facility before the Environmental Appeal Board and the Courts following the Hagersville tire fire, the largest such fire in Ontario history.
- WeirFoulds represented the Public Utilities Commission of Walkerton in the hearings over the largest water contamination case in Canadian history.

Civil Litigation

- In 2012 we began acting for the City of Vaughan on a major litigation matter (and associated planning matters). The litigation was eventually resolved through a settlement, although we continue to work for the City in respect of the resulting development approval matters.
- Acted as litigation counsel for the Regional Municipality of Niagara in a dispute with a contractor over an unsuccessful bid for a contract (worth approximately \$3.4 million) involving the recoating and structural rehabilitation of a bridge. The unsuccessful bidder has challenged the Region's decision to award the contract to another bidder, and has commenced a lawsuit against the Region for damages for lost profits.
- WeirFoulds and co-counsel obtained a judgment of over \$46 million for Midland Resources Holding Limited, a company owned by Russian and Canadian businessmen, in a complex dispute relating to a Russian oil and gas venture involving allegations of fraudulent misrepresentation, conspiracy, breach of fiduciary duty, and breach of contract.
- Act for one of the world's largest automakers in respect of Canadian class actions regarding price-fixing and bid-rigging in the auto parts industry.
- Advising TDSB and acting as external counsel on municipal tax and assessment appeals brought by licensee of sports dome and related facilities at Monarch Park Collegiate, as well as a court application for exemption from municipal taxes in which TDSB is a statutory party.
- Assisting the TDSB on school capital facility tax exemptions for three properties.
- Acted for the Town of Iroquois Falls in assessment appeals relating to pulp and paper mill.
- Acted for Town of Ingersoll and City of Brampton in assessment appeals relating to car assembly plants.



www.weirfoulds.com

Toronto Office

4100 – 66 Wellington Street West
PO Box 35, TD Bank Tower
Toronto, ON M5K 1B7

Tel: 416.365.1110
Fax: 416.365.1876

Oakville Office

1320 Cornwall Rd., Suite 201
Oakville, ON L6J 7W5

Tel: 416.365.1110
Fax: 905.829.2035