

## Phil Wallner

Associate

### Toronto

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### Practice Areas

Commercial Leasing  
Commercial Litigation  
Litigation & Dispute  
Resolution

## Phil Wallner is an Associate in the Commercial Litigation Practice Group at WeirFoulds LLP.

Prior to joining WeirFoulds, Phil was an associate at a boutique law firm located in Toronto, where his practice involved complex commercial leasing disputes and construction lien litigation, as well as general commercial litigation, mortgage enforcement, residential tenancy matters and regulatory offences. He also gained extensive experience in dispute resolution matters relevant to large property management companies, property owners, and commercial tenants, including lease disputes, Provincial Offences Act matters, insolvency matters and general commercial disputes.

At the beginning of his legal career, Phil was a student-at-law, and later an associate, at an Ottawa-based law firm that specialized in charity and not-for-profit law, civil litigation, bankruptcy and insolvency law, and construction law. In this role, Phil practised general commercial litigation, including broad experience in construction lien litigation, and appeared before the Superior Court, Small Claims Court, and Local Planning Appeal Tribunal.

#### Called to the Bar

- Ontario (2019)

#### Education

- Queen's University, J.D. (2018)
- Carleton University, B.A. (Honours), History (2014)

#### Affiliations

- Canadian Bar Association
- Ontario Bar Association

### WeirFoulds LLP

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## Reported Cases

- Northwinds Brewery Ltd. v. Caralyse Inc., 2023 ONCA 17
- Mizrahi Development Group (The One) Inc. v. Apple Canada Inc., 2023 ONSC 991
- Reno Rescue v. Ashton and Vilis, 2019 ONSC 5339

## Community Involvement

- Frontline Volunteer, Shepherds of Good Hope

## Speaking Engagements

- Speaker, "Landlord defaults and tenant remedies – Are there any?", ICSC+Canadian Law 2024, Toronto, ON, April 8, 2024

## Publications

- Commercial Litigation Insights: Settlement Privilege and the Limits of 'With Prejudice' Communications in Ontario, May 29, 2024