

Top Appeals of 2021

Civil Litigation



Webcast



Date: Tuesday, April 26, 2022 | 12:00 pm to 2:00 pm

Location: Webinar Only

Agenda: 12:00 pm Program Commences
2:00 pm Program Concludes

This program contains:
2hr of Substantive Content

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Join us to get up-to-speed on the top appeals from the Courts in 2021. Hear diverse points of view and gain unique insights during our discussion of some of the Court's top decisions, and their impact on the law and your practice. All litigators, whether in-house or external counsel, will benefit from this critical update on key topics and issues you need to know.

Join us for this valuable discussion and keep yourself up to date on key jurisprudence.

Program Chairs: **Ranjan Das**, Berkow Youd Lev-Farrell Das LLP (Toronto)
Sarah Whitmore, Torys LLP (Toronto)

This year's program will include:

1. **2021 Update from the Bench**
The Honourable Peter Lauwers, Court of Appeal for Ontario
2. **Civil Procedure and the Practice of Litigation**
Royal Bank of Canada v. 1643937 Ontario Inc.
Albert Bloom Ltd. v. London Transit Commission
Kaynes v. BP p.l.c.
Grant Thornton LLP v. New Brunswick (SCC)
Rosalind Cooper, Faskens LLP (Toronto)
Zain Naqi, Lax O'Sullivan Lisus Gottlieb LLP (Toronto)
Karin Sachar, Osler, Hoskin & Harcourt LLP (Toronto)
 - Judicial use of fact-finding powers on motions for summary judgment
 - Limitation periods in claims for contribution and indemnity
 - What is the standard on a Rule 21 motion to strike a new cause of action?
 - Issues of discoverability in claims for fraudulent misrepresentation cases
 - Common law rule of discoverability
3. **Contract Law Developments**
Fram Elgin Mills 90 Inc. v. Romandale Farms Limited
Wastech Services Ltd. v. Greater Vancouver Sewerage and Drainage District SCC
Ontario First Nations (2008) Limited Partnership v. Ontario Lottery and Gaming Corp
Yael Bienenstock, Torys LLP (Toronto)
Jessica Mor, Breedon Litigation (Barrie)
Chris Paliare, Paliare Roland Rosenberg Rothstein LLP (Toronto)
 - Estoppel by convention
 - Pre-contractual negotiations in contract disputes

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Questions? pd@oba.org

4. Clarifying Legal Obligations

Subway v. CBC

Extreme Venture Partners Fund 1 LP v. Varma

Helen Richards, Ross Nasser (Toronto)

Christine Lonsdale, McCarthy Tétrault LLP (Toronto)

Kathleen McDormand, Borden Ladner Gervais LLP (Ottawa)

- Guidance on the scope of anti-SLAPP legislation and liability for defamation
- Disgorgement as a remedy
- Duties owed by Directors of General LP to LP

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