

## Representative Legal Matters

### David Gadsden

- *The Trustees of the Labourers' Pension Fund of Central and Eastern Canada et al. v. Sino-Forest Corporation et al.* - counsel for consultant to main defendant in class action involving alleged securities fraud and negligence (a CAD 9.2 billion claim) and in simultaneous Ontario Securities Commission and RCMP investigations / proceedings.
- *Okaya Electric Industries Co. Ltd. et al. ats Sean Allott* - Counsel to defendant in multi-jurisdictional proceedings alleging price-fixing in the film capacitors industry
- *KYB Americas Corporation et al. ats. Sheridan Chevrolet Cadillac Ltd. et al.* - Counsel to defendant in CAD 105 million claim concerning alleged price-fixing and anti-competitive conduct in relation to the sale of shock absorbers used in automobiles, motorcycles and other light-duty vehicles
- *Counsel for a US-based railway in an arbitration with a competitor concerning operational rights and revenues from tracks between the US border and parts of Canada*
- *Fédération des caisses Desjardins du Québec et al. ats. Bancroft-Snell* - Counsel for credit card issuer and acquirer in CAD 5 billion claim alleging anti-competitive conduct and conspiracy
- *Baldwin Filters, Inc. et al. ats. Urlin Rent a Car Ltd.* - Counsel to defendant in CAD 165 million claim concerning alleged conspiracy to fix the price of automotive filters
- *Canadian Royalties Inc. et al. ats. Czamanske* - Counsel for primary defendant securities issuer in CAD 520 million securities class action
- *Waldock et al. v. Greyhawk Equity Partners Ltd. et al.* - act for investor in fraudulent Ponzi scheme dispute concerning distribution of comingled investment proceeds and clawback of improper fund redemptions.
- *Attis v. Ontario*, [2011] O.J. No. 6222 (C.A.) - successfully appealed decision holding class counsel personally liable for costs awarded against representative plaintiff clients.
- Represented defendant in class action involving alleged price-fixing in the cathode ray tube industry (court-approved settlement negotiated resulting in dismissal of all claims against client).
- *Mintz et al. v. General Dynamics Ordnance and Tactical Systems - Canada Inc.* - act for defendant in claim for CAD20 million in damages arising from alleged toxic contamination of residential condominium property.
- *Dent Wizard Canada Ltd. et al. v. Catastrophe Solutions International Inc. et al.*, [2011] O.J. No. 994 - successfully defended automotive repair company at trial against allegations of breached non-competition clauses in share purchase agreement (action dismissed, with costs).

# Baker McKenzie.

- Represented the plaintiff in class proceeding relating to alleged contractual breaches and misrepresentations made to investors in index tracking investment funds.
- Represented the plaintiff class in certified class proceeding involving the manufacture and sale of alleged defective heart devices.
- Lead counsel for global accounting firm, defending allegations of receiver's misconduct, misrepresentation and breach of contract arising from court-approved asset liquidation.
- Regularly advise global manufacturers and distributors on product liability issues, risks and strategic considerations in Canada.
- Counsel to financial institutions, receivers, trustees and creditors with respect to insolvency matters, commercial reorganizations, debtors' and creditors' rights and enforcement of security.