

## Representative Legal Matters

Brendan O'Grady

### **Commercial Litigation**

- Represented a multinational engineering firm in numerous venues facing allegations of negligence and claims for damages of nearly USD 600 million.
- Represented an Ontario regulatory agency to recover assets in Canada and abroad.
- Represented a US food producer in a shipping dispute.
- Represented a US railway in a dispute involving conflicts of laws.
- Represented an international bank in a letter of credit dispute.
- Represented a French aircraft parts manufacturer in a contractual dispute.
- Represented a social media company to protect the anonymity of its users.
- Represented a social media company to defend allegations of defamation.
- Represented a Swiss medical device manufacturer in a jurisdiction dispute.
- Represented a Canadian financial institution to enforce foreign judgments.
- Represented a Canadian financial institution involving powers of attorney.
- Represented an Indian belting manufacturer in an invoicing dispute.
- Represented a Canadian university in a dispute with an independent contractor.
- Represented numerous individual victims of fraud.

### **Commercial Arbitration**

- Represented a US railway in major domestic commercial arbitration (BCICAC) concerning disputed tariff obligations.
- Represented a foreign state-owned mining company in major international commercial arbitration (UNCITRAL) at the Hague Permanent Court of Arbitration.



### **Class Actions (Privacy & Cyberattacks)**

- Acted in class proceedings claiming CAD 750 million in damages against a telecommunications company for allegedly improper use of customer metadata.
- Acted in class proceedings claiming CAD 50 million in damages arising from a series of cyberattacks on a web services provider and alleged customer data breaches.
- Acted in class proceedings arising from a cyberattack on a casino and alleged resultant customer data breaches.
- Acted in class proceedings arising from the alleged mishandling of data concerning government student loan debtors.
- Acted in class proceedings arising from alleged privacy breaches in a sensitive government medical program.

### **Class Actions (Competition Law)**

- Represented an American pharmaceutical company in multi-jurisdictional class proceedings involving alleged price-fixing.
- Represented a Japanese electrical capacitor manufacturer in multi-jurisdictional class proceedings involving alleged price-fixing.
- Represented a Japanese auto parts manufacturer in multi-jurisdictional class proceedings involving alleged price-fixing.
- Advised London-based counsel in one of the UK's first ever class proceedings. This groundbreaking case before the UK's Competition Appeal Tribunal concerned allegations of bid rigging.

### **Class Actions (Employment Standards)**

- Acted in class proceedings involving the assertion of employment rights by amateur athletes in Canada and the United States.
- Acted in class proceedings arising from the mass termination of employees of a call centre.

### **Class Actions (Condominium & Construction)**

- Acted in class proceedings seeking an abatement for purchasers of pre-construction condominiums.
- Acted in class proceedings involving allegedly defective condominium balcony railings.



- Acted in three class proceedings involving allegedly defective condominium glazing.

#### **Class Actions (Consumer Protection)**

- Acted in class proceedings involving alleged misrepresentations about multi-core computer processors.
- Acted in class proceedings involving alleged hidden fees attached to entertainment ticket sales.
- Acted in class proceedings involving alleged hidden fees attached to airfare and loyalty rewards.

#### **Class Actions (Disasters)**

- Acted in class proceedings arising from a passenger train derailment.
- Acted in class proceedings involving a natural gas explosion in a residential area.

#### **Class Actions (Blockchain)**

- Acted in class proceedings claiming USD 500 million in damages arising from the collapse of a cryptocurrency exchange.

#### **Tax Controversies**

- Represented a US fertilizer company concerning the application of a treaty exemption from taxes associated with the disposition of Canadian property.