

## Representative Legal Matters

David Gadsden

- Defending multinational specialty construction chemicals company in proposed class actions alleging collusion and price-fixing in the concrete admixtures industry.
- Defending national airline's loyalty rewards and recognition affiliate in proposed class action alleging anticompetitive conduct and breaches of consumer protection legislation.
- Counsel to defendants in proposed class action alleging price fixing in the generic pharmaceuticals industry.
- Defending a Japanese suspension assemblies manufacturer in class action alleging global price-fixing conspiracy.
- Defended gold refiner in Tax Court of Canada appeal relating to alleged involvement in fraudulent 'carousel-scheme'.
- Represented investor group in a fraudulent cryptocurrency investment scheme that resulted in bankruptcy and criminal charges against the self-proclaimed "Crypto King".
- Defended major credit card issuer and acquirer in class actions alleging conspiracy with respect to credit card transaction fees.
- Defended global consulting company in USD 9.2 billion class action involving alleged securities fraud and negligence.
- Defended Japanese computer components manufacturer in multi-jurisdictional class actions alleging price-fixing in the film capacitors industry.
- Represented primary defendant securities issuer in class action alleging secondary market misrepresentations in the mining industry.
- Represented multinational auto parts manufacturer in class actions alleging price-fixing and collusion in relation to the sale of shock absorbers.
- Counsel to global manufacturer in class actions alleging price-fixing in the cathode ray tube industry.
- Defended prominent trade association in class action involving alleged price-fixing conspiracy relating to air cargo surcharges.
- Defended global auto parts manufacturer in class actions alleging global conspiracy to fix the price of automotive filters.
- Counsel for a US-based Class I railway in an arbitration concerning disputed tariff obligations.

- Acted for investor group in 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.
- *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).
- Lead counsel for global accounting firm, defending allegations of receiver's misconduct, misrepresentation and breach of contract arising from court-approved asset liquidation.

## **Product Recall Experience**

- Advised global fast-food chain in connection with cross-border recall of novelty toys (choking hazard) provided to children with meal purchase.
- Advised international audio equipment manufacturer on cross-border recalls of speakers and related audio equipment.
- Advised global jewelry manufacturer on Canadian recall in connection with trace amounts of cadmium in jewelry products.
- Advised a UK-based baby product manufacturer in connection with a stroller recall in Canada and globally.
- Advised German toy manufacturer in connection with Canadian recall of children's tricycles.
- Advised a global toy manufacturer with respect to product "coating" issues in Canada and coordinated recall in Canada and globally.
- Advised global travel mug manufacturer on the Canadian recall of stainless-steel travel mugs.
- Advised a global manufacturer of portable catheters and other medical products on product liability issues in Canada.
- Advised a German-based computer component manufacturer on product liability issues arising from third party modification of product in Canada.
- Advised a US-based global confectionery manufacturer on its legal and regulatory response to a mandatory Canadian Food Inspection Agency trade level food recall following discovery of trace allergens in a food product, including recall notification, verification of effectiveness, and corrective action.