



Areas of expertise

- Administrative/regulatory litigation
- Commercial disputes
- Securities litigation & class actions
- Intellectual property enforcement
- Professional liability & discipline

Bar admission

- 2002, Ontario

Education

- LL.B. 2001, University of Toronto
- B.A. (Hons.) 1998, University of Toronto

Languages

- English

Biography

Brendan argues commercial and public law cases before all Ontario and Federal courts, as well as administrative tribunals. He has acted as counsel in a variety of specialized fields, including professional and securities regulation, competition/ antitrust law, class actions, intellectual property litigation, judicial reviews and appeals, First Nations litigation, contractual disputes and commercial arbitrations. He has regularly been retained to advise and represent government agencies in sensitive matters, including police services, industry regulators, and professional discipline tribunals.

Prior to joining Stockwoods, Brendan served as a law clerk to Mr. Justice Iacobucci of the Supreme Court of Canada. He is Adjunct Professor of Law at Osgoode Hall Law School, where he has taught Administrative Law since 2008. Previously, he lectured at Queen's University Faculty of Law. He continues to speak and write frequently at professional conferences on a variety of subjects.

Professional Recognition

- *Chambers Global* - ranked in Dispute Resolution – Ontario (2012, 2013)
- *Best Lawyers* - named for Administrative & Public Law (2013)
- *The Lexpert/American Lawyer Guide to the Leading US/Canada Cross-Border Litigators*, "Litigators to Watch" (2012)
- Precedent-Setter Award, *Precedent Magazine* (2011)



- Lexpert Rising Stars - Leading Lawyers Under 40, *LEXPERT* Magazine (2011)

Representative Work

- *Wenger S.A. et al. v. Travelway Group*. Representing the makers of the genuine Swiss Army knife in proceedings for a trademark injunction against a luggage manufacturer selling goods which employ an alleged confusingly similar trade-mark.
- *Pennyfeather v. Timminco Inc.* Representing a solar energy consulting firm in defending this securities class action, including winning a landmark ruling on interpreting the limitation period for secondary market liability.
- *Toronto Police G20 Discipline Prosecutions*. Part of the team of Stockwoods lawyers appointed as independent prosecutors of alleged disciplinary violations by officers of the Toronto Police Service during the G20 summit in Toronto in August, 2010.
- *Attawapiskat First Nation v. Canada*. Successfully obtained a declaration that the Minister of Aboriginal Affairs had acted unreasonably in installing a Third Party Manager to take over the First Nation's finances during a highly-publicized housing crisis.
- *Alberta (Minister of Education) v. Access Copyright*. Represented writers' organizations on the issue of "fair use" of copyright material before the Supreme Court of Canada.
- *Ontario Securities Commission v. Sextant Capital Management Inc.* Prosecuted the operators of a hedge fund in a \$100M fraud involving Icelandic glacier water.
- *Belle River District Minor Hockey Assn. v. City of Windsor*. Defending two municipalities in class proceedings alleging improper taxation through lottery licensing fees.

Selected Publications & Speaking Engagements

- Adjunct Professor, Osgoode Hall Law School (Administrative Law), 2008 to present
- Co-Chair, Annual National Forum on Administrative Law & Practice (with Lorne Sossin and Sean Gaudet), 2012, 2013
- "Recent Developments of Importance: Corporate-Commercial Litigation" (with Paul Le Vay and Justin Safayeni), in *The 2013 Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada*
- "The Real Federalism Problem with Crime Legislation", *Maclean's*, November 15, 2011
- Speaker, "Expert Witnesses", Association of Law Officers of the Crown Conference (2011, 2012)
- Panelist, Panel Discussion on Concurrent Civil and Regulatory Proceedings, Canadian Institute Conference on Securities Litigation and Enforcement, 2011
- Speaker, Lecture on Witness Preparation and Cross-Examination Pitfalls, Ontario Securities Commission Enforcement Branch Training, 2011
- Panelist, Panel Discussion on the Crown's Duty to Consult Aboriginal Communities, Osgoode Professional Development Conference on Crown Liability, 2011



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STOCKWOODS LLP
TD NORTH TOWER
77 KING STREET WEST, SUITE 4130
P.O. BOX 140
TORONTO, ONTARIO, CANADA
M5K 1H1
PH: 416-593-7200
FAX: 416-593-9345