

John J. Chapman

Partner

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Industries & Expertise

INDUSTRIES

Automotive

EXPERTISE

Securities Litigation | Financial Services |
Arbitration & Mediation

Biography

BAR ADMISSION

Ontario, 1983

EDUCATION

- LL.B., University of Toronto, 1981
- B.Sc. Mathematics, Queen's University, 1979

LANGUAGES SPOKEN

English

John Chapman focuses on corporate and commercial litigation, dealing with a range of issues such as contract disputes, real estate conflicts, shareholder remedies, insolvency, and class actions. He has an impressive track record of handling multi-million dollar disputes across various sectors, including complex cases involving

technical or financial intricacies. John has appeared before all levels of trial and appellate courts, and before domestic and international arbitral tribunals. Given his experience with such diverse and complex litigation matters, he is comfortable managing litigation budgets and leveraging technology to streamline costs.

John's extensive legal contributions are reflected in numerous articles published in esteemed Canadian law journals, showcasing his deep knowledge and commitment to the field.

John's accolades include being consistently recognized by several esteemed industry associations for corporate and commercial litigation through the years.

Industry involvement

Recognition

- *The Best Lawyers in Canada* – Corporate and Commercial Litigation, 2018 – 2025
- *The Canadian Legal Expert® Directory*, Corporate Commercial Litigation, 2013 – 2015, 2017 – 2019, 2021-2022

Thought leadership

- Am I My Partner's Keeper?, *The Canadian Bar Review*, 2015
- The Protective Shield in a High Stakes Game, *Lawyers Weekly*, 2013
- New Tool has Historic Pedigree – Time for Class-Action Lawyers to Brush up on Ye Olde Statute of Monopolies?, *The Lawyers Weekly*, 2013
- Waiver of Tort: a Judicial Cri de Couer for Certainty, *Lawyers Weekly*, 2012
- Where the Buck Stops in Fraud Cases, *Lawyers Weekly*, 2012
- Uncertain Future for Class Fund, *Lawyers Weekly*, 2012
- Professor Take the Stand, *Lawyers Weekly*, 2011
- Rethinking Class Action Settlements, *Lawyers Weekly*, 2011
- Non-Traditional Claims for Privilege, *The Advocates Quarterly*, 2011
- Tax Accountant Privilege, *Lawyers Weekly*, 2010
- Eight (Unanswered) Questions on the New Limitations Act, *The Advocate's Quarterly*, 2008
- Institutional Activism: Current Trends and Emerging Legal Issues, *44 Canadian Business Law Journal*, 2007
- Class Proceedings, Gains-based Claims and Deterrence, *Canadian Class Action Review*, 2007
- Limitations Act Implications: Ford Motor Co. of Canada v. OMERS, *The Advocate's Quarterly*, 2004
- Joinder of Corporate Directors, Officers and Employees, *The Canadian Bar Review*, 2001
- An Alternative to Common Law Misrepresentation Claims, *Selected Topics in Corporate Litigation: Proceedings of the 7th Queen's Annual Business Law Symposium (Kingston, ON: Queen's University)*, 2000

- Mistake, Sharp Practice, Equity and the PPSA, *The Canadian Bar Review*, 1999
- Sharper Than a Serpent's Tooth: Estate Freezes Thirty Years Later, *Estates and Trust Journal*, 1996
- Corporate Oppression: Structuring Judicial Discretion, *The Advocates Quarterly*, 1996
- Judicial Scrutiny of Domestic Commercial Arbitral Awards, *The Canadian Bar Review*, 1995
- Class Proceedings for Prospectus Misrepresentations, *The Canadian Bar Review*, 1994

Notable matters

- *Wilfred v. Dare* 2017 ONSC 1633 (successful defence of oppression remedy claim seeking share buyout of \$55 million).
- *City of Oshawa v. Hazco Inc.* (2014) (recovery in excess of \$5 million after lengthy arbitration involving environmental site remediation work)
- *Frank v. Farlie, Turner & Co.*, 2012 CanLII 57561 (ON SC); 356 D.L.R. (4th) 540 (case establishing punitive damages not available for statutory claim under *Securities Act*)
- *Romspen Investment Corporation v. Woods Property*, 2011 ONCA 817; 346 D.L.R. (4th) 273 (priority of ground lease in insolvency)
- *The Economical Insurance Group v. Andrus et al.*, 2011 ONSC 2184; 84 B.L.R. (4th) 289 (proxy contest involving mutual insurance company)
- *Bank of Montreal v. Carnival National Leasing*, 2011 ONSC 1007 CanLII; 74 C.B.R. (5th) 300 (appointment of court receiver)
- *R.J. Zayed v. Cook*, (2009) 62 C.B.R. (5th) 114 (recognition of SEC receivership)
- *Iovate Health Sciences v. NxCare Inc.*, [2007] O.J. No. 4498 (order striking statement of claim in confidential information action)
- *1175777 Ontario Inc. v. Magna International Inc.*, [2006] CanLii No. 39907; appeal dismissed [2008] O.J. No. 1991 (successful defence after 16 day trial of action in which over \$20 million was claimed for breach of an alleged lease)
- *Neste Canada Inc. v. Reichhold Ltd.*, [2005] O.J. No. 3572 (35 day trial involving the recovery of \$5.93 million in case involving alleged soil and groundwater contamination at a formaldehyde plant in the Province of Quebec.)
- *Seed v. ING Halifax Insurance*, [2005] 78 O.R. (3d) 481 (Div. Ct.) (review of arbitrator's award)
- *Re AT&T Canada Inc.*, [2003] O.J. No. 5086 (equitable subordination of shareholder claims)
- *Re Air Canada*, [2003] O.J. No. 5525 (impact of restructuring on aircraft lease arrangements)
- *Haskett v. Equifax Canada Inc. et al*, [2003] 63 O.R. 3d 577 (Ont. CA) (class proceeding)
- *Despault v. King West Village*, [2001] O.J. No. 2933 (successful application for class certification)
- *1175777 Ontario Limited v. Magna International et al* (2001), 200 D.L.R. (4th) 521 (Ont. C.A.) (pleadings motion with respect to adding a claim against the chairman of board of auto parts manufacturer)

- *Jason Woolley v. Buffalo Sabres* (1999) (player's salary request of \$2.05 million, Club offer of \$800,000; award of \$950,000)
- *Isgard International Corp v. Citibank Canada* (1997), 46 C.B.R. 210 (successful defence of improvident sale claims; damage of \$15 million claimed)
- *McKinlay Transport v. MTIRB* (Ont. Gen. Div., Feb. 13, 1996) (successful defence of conspiracy action after 30+ day trial)
- *EnSCO Inc. v. M.O.E.E.* (R.E. Holland arbitration, March, 1995) (environmental matter – recovery of \$5.4 million by contractor after 30+ day hearing)
- *Chatham Centre Mall Ltd. v. A&P Canada* (1994), 40 R.P.R. (2d) 124 and 566719 Ontario v. New Miracle Food Mart (1994), 41 R.P.R. (2d) (successful defences of specific performance claims brought by landlords)
- *Bakorp Management v. Pepsi-Cola Canada and Crown Cork & Seal Canada Ltd.*, [1994] O.J. No. 873 (summary judgment dismissing \$200 million claim against can manufacturer)