



Date: August 23, 2019



Laurie Livingstone

llivingstone@casselsbrock.com
t: 403 351 2894
f: 403 648 1151

Calgary

Suite 3810, Bankers Hall West
888 3rd Street SW
Calgary, AB
Canada
T2P 5C5

Laurie Livingstone is a member of the [Litigation Group](#) in our Calgary office with a practice focusing on administrative law, appellate advocacy, and complex commercial litigation.

She offers extensive experience representing corporations, directors, officers, and shareholders in contract disputes, director and officer liability matters, and in representing regulated companies in disputes regarding legislative interpretation.

Laurie also has more than a decade of experience advising political parties, religious organizations, universities, regulators, athletes, and sport associations on internal governance and discipline matters.

In addition to her courtroom work, Laurie is regularly called on to provide strategic advice on litigation and potential litigation, devil's advocate services to pressure test litigation strategy, and to advise on strategic legal communications and legal crisis management in cases with significant public profile.

Laurie has appeared before the Alberta Court of Queen's Bench, the Court of Appeal of Alberta, the Ontario Superior Court of Justice, the Court of Appeal for Ontario, the New Brunswick Court of Queen's Bench, the Federal Court of Canada, the Federal Court of Appeal, the National Energy Board, the Sport Dispute Resolution Centre of Canada, and the Royal Commission of Inquiry Into the Sponsorship Program & Advertising Activities (the Gomery Commission). She has also made representations in writing to the Supreme Court of Canada and to the California Court of Appeal.

Laurie began her legal career in our Toronto office and was a partner in the Calgary office of another national firm prior to returning to Cassels Brock when our Calgary office opened. In addition to her legal practice, Laurie recently served as a member of the Alberta Electoral Boundaries Commission and is presently a member of the Board of Directors of Calgary Legal Guidance, a not-for-profit legal clinic located in downtown Calgary.

Representative Work

- ***Loan Away Inc. v. Western Life Assurance Company, 2018 ONSC 7229 (S.C.J.)*** Defeated a bad faith claim and had proceedings stayed. This case was the first application by a common law court of the bad faith principles set out by the Supreme Court of Canada in its 2018 Churchill Falls decision.
- ***Trost v. Conservative Party of Canada, 2018 ONSC 2230 (Div. Ct) and 2018 ONSC 2733 (Div. Ct.), leave to appeal denied (M49223) September 21, 2018*** Represented a federal political party and had a judicial review application by a former leadership contestant struck on basis the court lacked jurisdiction



to hear the matter.

- **Regulatory Investigations** Representation of organizations being investigated under electoral legislation, consumer protection legislation, and insurance legislation.
- **Sport Association Appeals** Representation of athletes and sport associations in adversarial proceedings under their association bylaws. Recent successes include successfully representing a hockey player appealing a denial of permission to move to another hockey league.
- ***Pembina Pipeline Corp. v. CCS Corp.*, 2013 ABQB 34, aff'd 2014 ABCA 390** Represented a pipeline corporation in case involving joint ventures, trade secrets, and fiduciary duties. Successfully had majority of the claim summarily dismissed.
- **Power Purchase Arrangement Arbitrations** Acted for a PPA owner in multiple PPA arbitrations.
- ***Catholic Charities Clothes Bank of Lethbridge v. Roman Catholic Diocese of Calgary*, 2012 ABCA 390** Represented a religious organization at first instance and on appeal in a dispute regarding the ownership of real property. Successfully had finding of fact overturned on appeal.
- ***Roorda v MacIntyre*, 2010 ABCA 156** Successfully represented the respondents in an appeal regarding the fiduciary duties of joint venture participants.
- **Valuation Arbitrations** Acted as counsel for the purchaser of a large electricity generation corporation in an arbitration regarding representations made during the sale process about the valuation of the corporation's pension plan.
- ***Dawson v Governing Council of the University of Toronto et al.*, [2007] O.J. No. 591 (S.C.J.), aff'd, O.J. No. 4861 (C.A.)** Successfully defended a university, two of its faculties, and one of its professors against a multi-million dollar action alleging breach of contract and negligence in the exercise of academic duties.
- ***New Brunswick Power v. Westinghouse*, 2006 NBQB 370** Represented a power generation corporation in an action to recover losses associated with dangerous design defects in large power transformers.
- ***In re Marriages Cases (Marriages Cases II)*, 49 Cal. Rptr. 3d 675 (Ct. App. 2006)** Pro bono counsel to the University of Toronto's International Human Rights Clinic, the Women's Institute for Leadership Development, and 14 law professors who intervened as Amici Curiae in case involving same-sex marriage rights in the State of California.
- ***Stevens v. Conservative Party of Canada* (2004), 23 Admin. L.R. (4th) 86 (F.C.T.D.), aff'd (2005), 262 D.L.R. (4th) 532 (C.A.), leave denied, [2006] S.C.C.A. No. 12** Represented a federal political party in a judicial review that sought to overturn the merger of two political parties.
- ***Alberta v. Kingsway*, 2005 ABQB 662** Represented an automobile insurer in a constitutional challenge regarding legislative expropriation, the rule of law, and judicial independence. The specific issue was whether it is permissible for a government to pass legislation requiring the Court to dismiss a lawsuit pending against it.



- **The Commission of Inquiry into the Sponsorship Program and Advertising Activities, “The Gomery Commission” 2003-2005** Represented a federal political party as this public inquiry and set a new precedent for intervenor funding.
- ***Ahenakew et al. v. Mackay et al.*, (2003), 68 O.R. (3d) 277 (S.C.J.), aff’d (2004), 71 O.R. (3d) 130 (C.A.)** Represented a federal political party and its leader in a case involving an injunction seeking to prevent the merger of two political parties.

Achievements

- Acritas Star 2019: Independently Rated Lawyers (nominated as a stand-out lawyer by senior in-house counsel)

Call to the bar

Ontario, 2002 Alberta, 2008

Associations

- Law Society of Alberta
- Law Society of Ontario
- The Advocates' Society
- Canadian Bar Association
- Calgary Bar Association
- American Bar Association

Expertise

Education

Energy: Oil & Gas and Utilities

Litigation

Sports

White Collar Crime & Regulatory Response