STUART ZACHARIAS

Health Law

PARTNER

"A complex and fascinating intersection of two professions."

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PROFESSIONAL HISTORY

- Stuart has acted on matters before the Ontario Superior Court of Justice, Divisional Court and Court of Appeal, and the Supreme Court of Canada
- Member, CBA Task Force on Justice Issues Arising from COVID-19 (2020-2021)
- Chair, National Civil Litigation Section, Canadian Bar Association (2019-2020)
- Co-Chair, Education Committee, Health Law Group, Lerners LLP (2018 – present)
- Vice-Chair, National Civil Litigation Section, Canadian Bar Association (2018-2019)
- Practice Group Leader, Appeals Group, Lerners LLP (2016 to 2018)
- Secretary-Treasurer, National Civil Litigation Section, Canadian Bar Association (2017-2018)
- Communications Officer, National Civil Litigation Section, Canadian Bar Association (2016-2017)
- Skills Instructor, The Advocates' Society (2015 to present)
- Member, Research Ethics Board, Mount Sinai Hospital (2014-2019)
- Executive Member, National Civil Litigation Section, Canadian Bar Association (2014-2015)
- Partner, Lerners LLP (2011)
- Associate, Lerners LLP (2007-2011)
- Judicial Clerk to The Honourable Allan Lutfy, Chief Justice of the Federal Court (Ottawa) (2005-2006)

REPRESENTATIVE WORK

Stuart has successfully represented physicians in litigation matters before the Superior Court of Justice, including trial, and the Court of Appeal. He has also assisted physicians in College proceedings and related matters before the Health Professions Appeal and Review Board, as well as before the Consent and Capacity Board, in addition to regularly providing advice on a wide variety of medical-legal issues.

ACHIEVEMENTS

- Recognized in the Canadian Legal Lexpert Directory for Medical Negligence (2022-2023)
- Selected by peers for inclusion in "Best Lawyers™ in Canada" for Health Care Law (2018-2023), Insurance Law (2021-2023), Medical Negligence (2021-2023), and Professional Malpractice Law (2022-2023)
- Certified as a Specialist in Civil Litigation by the Law Society of Ontario
- Named by Lexpert in its 2014 Guide to the Leading U.S./Canada Cross-border Litigation Lawyers in Canada as a "Litigation Lawyer to Watch"
- In 2012, Stuart was the recipient of the Richard B. Lindsay QC Exceptional Young Lawyer Award. This award is given annually to one member of Canadian Defence Lawyers of up to 10 years at the bar.

SELECTED PRESENTATIONS/PUBLICATIONS

- Presenter, "Medical-Legal Risks of Residency", University of Toronto Faculty of Medicine, April 4, 2023
- Presenter, "Transition to Residency: Medical-Legal Issues", University of Toronto Faculty of Medicine, February 25, 2022

- Presenter, “4th Annual Update on Civil Litigation”, Canadian Bar Association Law Series, September 15, 2021
- Presenter, “Transition to Residency: Medical-Legal Issues”, University of Toronto Faculty of Medicine, March 3, 2021
- Presenter, “Update on Key Civil Litigation Cases Across Canada”, Canadian Bar Association Law Series, September 15, 2020
- Presenter, “Transition to Residency: Medical-Legal Issues”, University of Toronto Faculty of Medicine, January 8, 2020
- Presenter, “Annual Update: Key Civil Litigation Cases in Canada”, Canadian Bar Association Webinar Series, September 24, 2019
- Presenter, "Waiver of Solicitor-Client Privilege: Tips and Traps", The Canadian Bar Association, April 30, 2019
- Presenter, “Transition to Residency: Medical-Legal Issues”, University of Toronto Faculty of Medicine, January 9, 2019
- Co-Presenter, “Update on Key Civil Litigation Cases Across Canada”, Canadian Bar Association Webinar Series, November 8, 2018
- Presenter, “Transition to Residency: Medical-Legal Issues”, University of Toronto Faculty of Medicine, January 11, 2018
- Panelist, “Mastering Winning Discovery Techniques”, The Advocates’ Society, October 30, 2017
- Presenter, “Transition to Residency: Medical-Legal Issues”, University of Toronto Faculty of Medicine, January 11, 2017
- Co-Presenter, “Civil Appeals: An Overview of Issues, Procedure and Ethics”, Continuing Professional Development session held in Windsor, Ontario, June 20, 2016
- Presenter, “Waiving Solicitor-Client Privilege: Tips and Traps”, Canadian Bar Association Webinar Series, September 8, 2015
- Presenter, “Battle of the Forms: An overview regarding authorizations to conduct independent medical examinations”, Canadian Defence Lawyers Annual Accident Benefit Symposium, April 25, 2013 (read online)

MEMBERSHIPS

- Law Society of Ontario
- Canadian Bar Association
- The Advocates’ Society

EDUCATION

- Admitted to Ontario Bar (2005)
- Bachelor of Laws, University of Manitoba (2004)
- Bachelor of Arts, University of Manitoba (2001)