

# ANGUS T. MCKINNON

*Plaintiff Class Actions*

**PARTNER**

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## PROFESSIONAL HISTORY

- ◆ Partner, Lernalers LLP (2014 to present)
- ◆ Partner, Heenan Blaikie (2000-2014)
- ◆ Associate/Partner, Genest Murray (1987-2000)
- ◆ Associate lawyer, Cassels, Brock and Blackwell (1987)

## AREAS OF EXPERTISE

- ◆ Angus has been active in class action defence work since 1997 representing large corporations in the mining, consumer and health science products, securities, power generation, manufacturing and educational sectors. Over the years he has acted for the Trustee of the Estate of Bre-X Minerals Ltd., the University of Toronto, Ontario Power Generation, Novopharm, BMW Canada, Aurelian Resources, Hitachi-LG, Samsung, Husqvarna Canada and various school boards in a wide variety of different class actions.
- ◆ Mr. McKinnon has appeared before all levels of court in Ontario and before the Supreme Court of Canada. In addition to those class action matters that have come before the Courts, Mr. McKinnon regularly advises clients in respect of threatened class action proceedings. He has advised a prominent national franchisor that was threatened with a class action by its franchisees, foreign lenders considering loans to companies targeted by securities class actions and investors and shareholders in companies threatened by class actions.

## ACHIEVEMENTS

- ◆ Selected by peers for inclusion in Best Lawyers in Canada for Class Action Litigation and Corporate and Commercial Litigation (2020-2022)
- ◆ Recognized as a leading litigator in the Lexpert Special Edition - Canada's Leading Litigation Lawyers (2018)
- ◆ Selected by peers for inclusion in Canadian Legal Lexpert Directory for Corporate Commercial Litigation (2016 - 2018, 2020); Class Actions (2019, 2021)
- ◆ Selected for inclusion in Lexpert Guide to the Leading US/Canada Cross-border Litigation Lawyers in Canada (2016)
- ◆ Benchmark Canada, Litigation Star (2013-2020) - Recognized in the following areas: Competition Law and Class Actions (2013-2020); Commercial (2020); Product Liability (2013-2019)

## NOTEWORTHY CASES

- ◆ Mr. McKinnon is currently actively defending class actions on behalf of Kaba Inco Inc., Tokai Rika Ltd. and Korean Air.
- ◆ Andersen v. St. Jude Medical Inc., 2012 CanLII 3660 (ONSC) - common issues trial of medical products class action
- ◆ Fournier Leasing v. BMW et al, 2012 CanLII 2752 (ONSC) - Competition Act class action
- ◆ Northfield Capital Corporation v. Aurelian Resources Inc., 2007 CanLII 6917 (ONSC) - securities class action
- ◆ Franklin v. University of Toronto, 2001 CanLII 28310 (ONSC) - refusal to certify gender based salary discrimination case
- ◆ Carom v. Bre-X Minerals Ltd., 1999 CanLII 14781 (ONSC) - international plaintiffs class
- ◆ Carom v. Bre-X Minerals Ltd., 1998 CanLII 14705 (ONSC) - certification of securities class action, fraud on the market

## MEMBERSHIPS

- ◆ The Advocates' Society

- ◆ Ontario Bar Association
- ◆ Canadian Bar Association
- ◆ The Law Society of Upper Canada (Ontario)

## **EDUCATION**

- ◆ Admitted to the Ontario Bar (1987)
- ◆ Bachelor of Laws, McGill University (1985)
- ◆ Bachelor of Arts (Honours), Queen's University (1982)