



## Jason Wadden

Partner

### Tel

+1 416 627 9815

### Email

jwadden@tyrllp.com

### Bar Admissions

Ontario, 2002

### Expertise

Advertising  
Arbitration (International & Domestic)  
Appellate Litigation  
Class Actions  
Commercial Litigation  
Complex public interest dispute  
Competition & Anti-Trust Litigation  
Consumer claims  
Defamation claims  
Directors' and Officers' liability  
Financial Restructuring & Insolvency Litigation  
Investigations & Regulatory Defence  
Professional Negligence  
Securities Litigation  
Shareholder Remedies

*Jason's expertise covers all areas of complex business law litigation and cross border matters, including insolvency and restructuring matters. Prior to joining Tyr, Jason was a senior litigation partner at Goodmans LLP.*

Jason Wadden is a partner at Tyr LLP and head of the firm's insolvency and restructuring litigation practice. Jason is known for providing both creative and practical business-oriented advice to assist his clients best meet their goals.

Jason advises clients facing a wide array of challenges in the business world. This includes restructuring related litigation such as advising distressed companies, monitors, receivers, creditors and other stakeholders in insolvency and restructuring matters and the resulting litigation fallout, as well as complex commercial litigation such as class actions, corporate stakeholder disputes, corporate governance matters, as well as litigating and advising on regulatory matters, fraud investigations and recovery, foreign corruption and economic sanctions. Jason also provides governance and strategic advice to boards, directors and management on a wide range of governance and business issues.

Jason has significant experience with all manner of complex business law disputes.

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## REPRESENTATIVE WORK

### Commercial Litigation

- a financial services regulator in its regulatory enforcement of a large financial services company and resulting fraud and civil litigation claims against former management, directors, professionals and others
- shareholder group in dispute with company founder who engaged in fraudulent and oppressive conduct
- the trustee in bankruptcy and investor protection fund in the bankruptcy of a securities firm and resulting litigation against the former officers and others
- the court-appointed Monitor of Nortel Networks in its cross-border litigation concerning multi-billion claims and various pension-related matters
- defence of a charity to a class-proceeding and concurrent CCAA process
- representing bondholders in complex litigation within CCAA proceedings in mining industry
- directors and others in regulatory and civil matters arising from the collapse of a network of companies
- the court-appointed liquidators of various insurance companies
- the liquidator in the largest liquidation of a credit union in Ontario and the resulting litigation against the former officers, directors, auditors and others
- a company in its efforts to recover damages for fraud from a former partner and officer, including cross-border asset freezing and recovery orders
- the asset-backed bank lenders in the insolvency proceedings involving Sears Canada
- the court-appointed monitor in the insolvency proceedings of Target Canada in respect of various claims against the company
- various companies in advising on foreign corruption matters under the Corruption of Foreign Public Officials Act and similar legislation
- purchasers and vendors in disputes arising from the sale of businesses, including disputes regarding misrepresentations and earn-out agreements
- the receivers appointed by a foreign bank for the protection and recovery of assets in a cross-border fraud perpetrated by a former client
- a bank in litigation concerning the liability of various banks for having accepted cheques in what was then Canada's largest fraud scheme
- various stakeholders in numerous other insolvency proceedings, including Arc Productions, Cash Store, Urbancorp, Frontera Copper, Primus, SemCanada, Allen-Vanguard, Chemtura, Calpine, Ivaco, Cotton-Ginny, and Muscletech

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## ABOUT

### RECOGNITIONS

*Ranked in Lexpert and Best Lawyers for corporate commercial and insolvency litigation*

### COMMUNITY INVOLVEMENT

**Current:** Council Member: ProAction Cops & Kids (Halton Chapter)

**Past:** Chair/Vice-Chair, Advocates' Society Insolvency Litigation Practice Group

### BOARD MEMBERSHIPS

**Current:** Director, Halton Police Foundation

**Past:** Member, Halton Regional Police Service Board

Director, Ontario Association of Police Service Boards

Director, Mississauga-Halton Local Health Integration Network

Director, Big Brothers Big Sisters of Halton

### PUBLICATIONS

Bill 27 Prohibition on Non-Competition Clauses in Ontario Employment Contracts Amended to Include Exception for Executives (December-03-2021)

Ontario Introduces Legislation Prohibiting Non-Competition Clauses in Employment Contracts and Requiring Right-to-Disconnect Policies for Employees (October-27-2021)

Canada's Anti-money Laundering, Terrorism Financing and Economic Sanction Regimes (March-30-2021)

Virtual Currency Dealers Must Register as MSBs by June 1, 2020: Important Changes to Canada's Anti-Money Laundering Regime (April-16-2020)

Nortel's litigation legacy: The truly cross-border trial and other lessons for the future  
Advocates Society Journal: June-13-2019

Supreme Court of Canada Refuses Leave to Appeal on Insider Trading and Tipping Restrictions Case (December-19-2018)

Supreme Court Gives Green Light to Pan-Canadian Securities Regulator (November-12-2018)

Transfer Pricing: Considerations for U.S. Multinationals (October-22-2018)

U.S. Appeals Court Clarifies Jurisdictional Limits of FCPA (October-02-2018)

Canada Adopts New "Remediation Agreement" Regime to Address Corporate Crime (September-26-2018)

Social Media Evidence in Litigation: Finding It and Using It (February-13-2018)

"Facilitation Payments" Exception Repealed under the Corruption of Foreign Public Officials Act (November-06-2017)

Court of Appeal Ruling Endorses Aggregate Damages Awards in Class Proceedings and Provides Guidance to Consumer Protection Act Misrepresentation Claims (February-29-2016)

Canadian Federal Government Proposes Amendments to Anti-Money Laundering Regulations (July-20-2015)

Canadian Federal Government Moderates "Integrity Framework" Penalties (July-13-2015)

RCMP Investigates Canadian Mining Company For Alleged Bribery Offences Under the CFPOA (June-08-2015)

Canadian Foreign Anti-Bribery Law (April-24-2015)

OSC Releases Decision in Tipping and Insider Trading Case (March-27-2015)

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## ABOUT

### PUBLICATIONS (cont)

Ontario Court Orders Production of Certain Proffer Information to Accused Co-Conspirators (February-13-2015)

Supreme Court of Canada Denies Leave to Appeal Alberta Decision Enforcing Foreign Judgment (December-10-2014)

No Right to a Trial in Civil Litigation in Ontario (November-20-2014)

Chasing the Student Debtor (October-10-2014)

CFPOA May Not Give Canadian Courts Jurisdiction Over Foreign Nationals Outside Canada (June-20-2014)

Hryniak v. Mauldin Breathes New Life Into Summary Judgment Motions (June-03-2014)

First Prison Sentence under the Corruption of Foreign Public Officials Act (May-26-2014)

"The Supreme Court of Canada Breathes New Life into Summary Judgment"  
(February-10-2014)

The Supreme Court of Canada Breathes New Life into Summary Judgment (January-27-2014)

Court of Appeal Ignores Ability to Pay; Employer Fined \$750,000 for Criminal Negligence of Low Level Supervisor (October-15-2013)

First Conviction under the Corruption of Foreign Public Officials Act (August-29-2013)

The Commercial List Update: What You Need to Know (November-05-2012)

The first year under the new Rule in Ontario (January-01-2010)

The Granting and Recognition of Extra-territorial Injunctions Revisited (September-07-2005)

Cyber-Libel: The More Things Change the More They Stay the Same (August-07-2004)

### TEACHING ENGAGEMENTS

**Upcoming:** Osgoode LLM course on shareholder remedies

**On-Going:** University of Toronto: - LLM class on shareholder remedies

**Past:** Western Law: Complex Commercial Litigation  
Western Law: Civil Procedure

### PROFESSIONAL AFFILIATIONS

The Advocates' Society

OBA

### EDUCATION

Western Law, LLB (With Distinction), 2001

Wilfrid Laurier University, BBA, 1998