



Michael J.P. O'Brien

Partner

Tel

+1 416 617 0533

Email

mobrien@tyrllp.com

Bar Admissions

Ontario, 2013

Practice Areas

Arbitration

Class Action Defence

Commercial Litigation

Advertising & Consumer Claims

Appellate Litigation

Commercial Disputes

Competition & Anti-Trust Litigation

Defamation Claims

Directors' & Officers' Liability

Franchise Disputes

Leasing, Development &

Management Disputes

Lobbying, Conflicts of Interest

& Elections Finance

Professional Negligence

Public Interest & Constitutional

Litigation

Employment Litigation

Investigations & Regulatory Defence

Privacy & Technology Disputes

Shareholder & Securities Disputes

Michael takes a practical and strategic approach to solving complex problems.

Michael is a partner at Tyr LLP. He carries on a complex trial practice that includes commercial and civil matters, private arbitrations, public inquiries, investigations and class actions. Michael represents publicly-traded and privately-held companies, directors, officers, shareholders and professionals in all manner of disputes, before courts, arbitral tribunals and regulators. His experience covers a range of sectors, including energy, technology, financial services, infrastructure, manufacturing, real estate and consumer products.

Michael has a special interest in the political sector, including elections finance, conflicts of interest and lobbying law. He has considerable experience advising businesses and individuals, including public officials, responding to inquiries from regulatory bodies and legislative committees.

Michael has received several prestigious awards and recognitions for his litigation skill and client service. He has received the *Lexpert Rising Star Award* for leading lawyers under 40 in Canada and has been repeatedly included in *Benchmark Litigation's 40 & Under* list. He is ranked by *Benchmark Litigation* as a Litigation Star, by *Lexpert Canada* as a "Repeatedly Recommended" Corporate Commercial litigator, and by *Best Lawyers* in Administrative and Public Law. He has appeared in *Lexpert Canada* special editions for Energy, Litigation and Bankruptcy and Insolvency.

Michael is the Vice-Chair of an American Bar Association subcommittee on Class and Derivative Actions, the former editor of the Class Action chapter of the ABA's annually published *Recent Developments in Corporate and Business Litigation*, co-author of its *Cross-Border and Multijurisdictional Proceedings* chapter, and a contributing author to the fourth and fifth editions of *Defending Class Actions in Canada*. He also teaches the Corporate Remedies course for the Professional LLM Program at Osgoode Hall, York University, and was previously a faculty advisor for the Ryerson LPP Trial Advocacy Training Workshop. Prior to joining Tyr LLP in October 2019, Michael practiced commercial and civil litigation at McCarthy Tétrault LLP.

Michael J.P. O'Brien

Partner

Tel

+1 416 617 0533

Email

mobrien@tyrllp.com

Office

488 Wellington Street West

Suite 300-302

Toronto, Ontario

M5V 1E3

REPRESENTATIVE CASES

- Aleafia Health
- Auditor
- Badesha v. Cronos Group Inc.
- Campaign Finance Advice
- Canadian Financial Institution re Data Breach
- Canadian Financial Institution re Injunctive Relief
- Canadian Financial Institution re Preparing Key Personnel
- Canadian Financial Institution re SASS Offerings
- Cannabis Company
- Chemical Supply Chain Master Distributor
- Commercial Warehouse Tenant
- Conflicts of Interest and Ethics Investigations
- Coxswain Row Capital Corporation v. Nigig Power Corporation et al.
- DCR Strategies Inc. v. Gomez, 2021 ONSC 5404
- Defence of Energy Company in Abuse of Dominance Proceeding
- Delayed Diagnosis of Cancer - Failure to Diagnose
- Delayed Diagnosis of Tumour
- Director of Canadian Charity
- Franchisor
- Franchisor re Consumer Complaints
- Freshii Development, LLC et al. ats Kore Meals LLC
- Individual Plaintiff
- Lobbying Investigations
- Professionals before Discipline Committee
- Professionals before Licensing Body
- Professional Defamation
- Shareholders in Well-Established Family-Owned Company
- STV Inc.
- Target of OSC Investigation
- Torstar

Michael J.P. O'Brien

Partner

Tel

+1 416 617 0533

Email

mobrien@tyrllp.com

Office

488 Wellington Street West
Suite 300-302
Toronto, Ontario
M5V 1E3

RECOGNITIONS

Lexpert Rising Star—Leading Lawyers 40 and Under (2024)

Benchmark Litigation—Litigation Star; 40 and Under List (2024)

Best Lawyers Canada—Administrative and Public Law (2024)

Lexpert Special Edition—Insolvency & Restructuring (2024)

Lexpert Special Edition—Litigation (2023)

Lexpert Special Edition—Energy (2023)

2024 Canadian Legal Lexpert Directory: Litigation—Corporate Commercial (2023)

Benchmark Litigation—Future Star; 40 & Under Hot List (2023)

Benchmark Litigation, Shortlist—Emerging Talent Litigator of the Year (2022)

Michael J.P. O'Brien

Partner

Tel

+1 416 617 0533

Email

mobrien@tyrllp.com

Office

488 Wellington Street West

Suite 300-302

Toronto, Ontario

M5V 1E3

ABOUT

Community Involvement

Co-Founder & Co-Chair, The Charter Project, a public awareness and education initiative regarding the Canadian Charter of Rights and Freedoms

Board Memberships

Chair, Board of Directors, Camp Ekon, 2015-2019

Member, Board of Directors, Camp Ekon, 2013-2015

Publications

"Comparing Class Actions in Canada to those in the U.S." in *Defending Class Actions in Canada: A Guide for Defendants*, 5th Edition, LexisNexis, 2019. (chapter co-author)

"Cross-Border & Multijurisdiction Class Actions—A Canadian Perspective" in the American Bar Association's annually updated volume, *Recent Developments in Business and Corporate Litigation* (2014, 2015, 2017, 2018, 2019). (co-author and co-editor)

"Cross-Border & Multijurisdiction Class Actions—A Canadian Perspective" in *Recent Developments in Business and Corporate Litigation: Class Action Law*, 2016 Edition, American Bar Association, 2016. (co-author and co-editor)

"Multijurisdictional Issues" in *Defending Class Actions: A Guide for Defendants*, 4th Edition, LexisNexis, 2015. (chapter co-author)

Professional Affiliations

American Bar Association

– Litigation Committee, Business Law Section

– Vice-Chair, Sub-Committee on Class Actions, Business and Corporate

Canadian Bar Association

Ontario Bar Association

The Advocates' Society

Teaching Engagements

Since 2018, Michael has been a faculty advisor at the Ryerson LPP Trial Advocacy Training Workshop.

Michael is an instructor of the Corporate Remedies class for the Professional LLM program at Osgoode Hall, York University.

Education

University of Windsor, JD, 2012

University of Waterloo, MA (English), 2010

University of Waterloo, BAH, 2007