

David R. Elliott

Partner



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Ottawa

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Overview

David is the Department Head of the Dentons Ottawa Litigation and Dispute Resolution group. David is also the principal contact of the National ADR Group for the Ottawa office.

David's practice includes a wide variety of business litigation disputes, with a focus on disputes arising from asset and share purchase transactions, employment related disputes, claims regarding intellectual property and confidential information, professional negligence and negligent misrepresentation, defamation, lease disputes, and insurance matters. David also provides advice in the area of public procurement and represents clients involved in procurement disputes at the federal, provincial and municipal levels of government. His litigation practice has involved appearances before all levels of the Ontario Superior Court of Justice and the Federal Court of Canada. In addition to appearing as lead trial and appellate counsel on numerous matters, David has extensive experience acting as counsel on mediations and arbitrations.

Experience

- **Confidential clients:** Advising as counsel on matters where intentional or negligent misrepresentation is alleged.
- **Confidential clients:** Advising as counsel on several commercial arbitrations involving shareholder disputes, contractual interpretation, and share/asset purchase transactions.
- **Confidential clients:** Advising as trial and appellate counsel on employment related cases pertaining to wrongful dismissal and the use of trade secrets and confidential information by departing corporate officers and employees.
- **Confidential clients:** Advising as litigation counsel to parties seeking to protect intellectual property, including trademarks and commercially sensitive and confidential information.
- **Confidential clients:** Advising as counsel on challenges to Federal, Provincial and Municipal government procurement practices.
- **Confidential clients:** Advising as counsel to parties defending or prosecuting professional negligence

claims.

Recognition

- Certified as a specialist in Civil Litigation by the Law Society of Upper Canada
- Recognized in *The Best Lawyers in Canada* as a leading lawyer in Corporate and Commercial Litigation

Activities and Affiliations

- Head of the Litigation Group, Dentons Ottawa office
- Chair, Student Committee, Dentons Ottawa Office
- Member, Past Director, and Past President (Ottawa Chapter), ADR Institute of Ontario
- Member, Canadian Bar Association & Ontario Bar Association
- Member, County of Carleton Law Association
- Member, Advocates' Society

Community Involvement and Pro Bono

- Judge of the Annual University of Ottawa Negotiation Competition (2007-2012)
- Moot Court Judge, University of Ottawa
- Coach, University of Ottawa Corporate Securities Moot Team (2004-2007)

Presentations

- Presenter and Co-Chair, Public Procurement Law Conference (2011, 2012, 2013)
- Advocate Society Panelist and Presenter on Preparing the Witness for Cross Examinations (2012)
- Panelist, ADR Institute of Canada Annual Conference - Full Spectrum ADR: From Local Workplace to International Marketplace – “Leading Lawyers and Financial Expert On: Improving Efficiency in Arbitration”, Ottawa, October 2009
- Participant, ICC Arbitration Workshop, Montreal, May 2008
- Moderator, "Arbitrator's Guide to the Conduct of an Arbitration", presented by the ADR Institute of Ontario, April 2008
- Presenter, "Fast Tracking Arbitrations Without Sacrificing Fairness", American Corporate Counsel Association - Houston Chapter, September 2007
- Coordinator of the Advocate Society's Speaking Series on the topic of Jury Trial practice, February 2005

Areas of focus

Practices

- Alternative Dispute Resolution (ADR)

- Appellate Advocacy
- Arbitration
- Commercial Litigation
- Defamation and Reputation Management
- Financial Services Litigation
- Fraud, Corruption and Asset Recovery
- Intellectual Property Litigation
- Public Law
- Real Estate
- Real Estate Litigation and Dispute Resolution
- Restrictive Covenant Disputes
- Wrongful Termination and Unfair Dismissal
- Public inquiries and coroners' inquests in Canada

Industry sectors

- Commercial Banks
- Financial Institutions
- Insurance Litigation and Arbitration
- Professional Liability
- HealthTech

Education

- University of New Brunswick, 1997, LLB
- Dalhousie University, 1994, MA
- Wilfred Laurier University, 1991, BA (Honours)

Admissions and qualifications

- Ontario, 1999

Languages

- English