



Frédéric Paré

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Frédéric Paré is a partner in the Litigation & Dispute Resolution Group, where he acts as lead counsel for many public and private companies in large and complex cases. His practice covers the full range of commercial law, including shareholder disputes, securities, transactional litigation, product liability, as well as franchise law and special remedies such as injunctions. Over the years, Frédéric has also acquired extensive experience in the defense of class actions of various natures.

Frédéric's expertise is regularly solicited at all phases of litigious matters, ranging from providing strategic advice to appearing before the courts. He regularly appears before civil courts (first instance and appellate) and administrative tribunals, as well as in complex commercial arbitration cases.

Accolades

- *The Best Lawyers in Canada 2020* in Class Action Litigation, Construction, Corporate and Commercial Litigation and Product Liability.
- *Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms and Attorneys 2019*.
- *Lexpert/ROB Special Edition: Canada's Leading Litigation Lawyers*, November 2019.
- *Benchmark Litigation's Under 40 Hotlist 2018*.
- *Benchmark Canada's Emerging Talent for Canada*, 2018
- *The Canadian Legal Lexpert Directory 2018* as a leading lawyer in Corporate Commercial Litigation.
- *The Best Lawyers in Canada 2018* in Class Action Litigation and Corporate and Commercial Litigation.
- Honoured with the Client Choice Award for Litigation in Québec, 2018.

Representative Work

- Corporate Assets Inc., in obtaining a favourable judgment of nearly C\$17M in principal and interest in connection with a call for tenders for the sale of assets of the Aleris plant in Trois-Rivières. This decision on the merits is in addition to a previous decision by which, for the very first time in Quebec, the Court rejected litigation privilege on the basis of the defendants' improper conduct.
- *Loupy's* – successfully represented Gilles Lupien's holding company, which obtained a judgment for more than C\$4.1 Million in principal and interest in an action for cancellation of a lease and damages against a major real estate developer.

- A public company, as lead litigation partner, in its challenge before the courts of Goldcorp Inc.'s hostile take-over bid and in the ensuing C\$3.9B sale to white knights Yamana Gold Inc. and Agnico-Eagle Mines Limited.
- Lowe's, as lead litigation partner, in its high-profile C\$3.2B acquisition of RONA Inc. by way of a Court-approved plan of arrangement.
- A development capital company in major commercial litigation matters including a substantial oppression remedy case which permitted the closing of a transaction worth more than C\$90M.
- The co-founder and shareholder of one of Canada's largest private high-tech companies in an oppression remedy case.
- Airboss of America Corp. et al v. Famcorp Inc. et al. – Successful representation of a public company and its subsidiary before the Superior Court and the Court of Appeal in a major transactional litigation matter relating mainly to claims for adjustment of the purchase price of shares acquired for C\$34M.
- Several clients in many post-transaction disputes relating to purchase price adjustments, misrepresentations, breaches of warranty, and indemnification.
- Several financial institutions, in their defense against various class actions and other disputes including injunctions and remedy in damages related to account closures or demarketing.
- Car manufacturers and importers in several major class actions on various product liability and consumer protection issues and various matters related to the Consumer Protection Act.
- *Billette v. Mazda Canada Inc.* – Succeeded in obtaining for his client the discontinuance of a class action of several hundreds of millions of Canadian dollars on complex issues related to the *Consumer Protection Act*.
- *Pilon v. Mazda Canada Inc.* – Succeeded in obtaining for his client the discontinuance of a class action of several hundreds of millions of Canadian dollars on complex issues related to the *Consumer Protection Act*, including matters related to the disclosure and calculation of credit rates in contracts.
- *Contat v. Mazda Canada Inc. et al.* – Succeeded in obtaining for his client the discontinuance of a class suit of several hundreds of millions of Canadian dollars on complex issues related to the *Consumer Protection Act*.
- *Marandola v. Mazda Canada Inc. et al.* – Succeeded in obtaining for his client the discontinuance of a class action of several hundreds of millions of Canadian dollars.
- *Durand v. Subway* – Successfully acted for Subway Franchise Systems of Canada ULC and Doctor's Associates LLC in their challenge of an application for authorization alleging, among other things, violation of the Consumer Protection Act and the Civil Code of Québec.
- *Benabu v. SiriusXM Canada Inc. et al.* - Successfully represented SiriusXM in its challenge of a motion for authorization to institute a class action.
- *Gagné v. Rail World, Inc. & al.* – Represented a major public corporation in its defense against a class action widely covered by the media, instituted following the train derailment in Lac Mégantic.

- A number of franchisors in various fields, acting as a strategic as well as legal advisor on a regular basis. Frédéric has been involved in more than a hundred disputes relating to franchise law and real estate law.

Publications

- "Enquêtes internes menées par le conseil d'administration : meilleures pratiques et risques de litige", *Développements récents en enquêtes internes et réglementaires* - Volume 457, *Service de la qualité de la profession du Barreau du Québec*, Éditions Yvon Blais, 2019 (co-author).
- "Les litiges suivant une transaction impliquant une compagnie publique : analyse comparée des régimes canadien et américain", *Développements récents en litige de valeurs mobilières*, *Service de la qualité de la profession du Barreau du Québec*, Éditions Yvon Blais, 2017 (co-author).

Legal Posts

The following posts are available on Stikeman.com:

- [Can in-house counsel be summoned by the AMF to testify in an investigation?](#)
- [Dunkin' Donuts: Quebec's Court of Appeal considers a franchisor's duty to protect the brand](#)

Speaking Engagements

- "Enquêtes internes menées par le Conseil d'administration : Meilleures pratiques et risques de litige", Québec Bar, Montréal, April 2019.
- « Les litiges suivant une transaction impliquant une compagnie publique », *Colloque Les développements récents en litige de valeurs mobilières*, Québec Bar Association, Montréal, December 1st, 2017 (co-speaker).
- "Securities Law Enforcement in Canada and Overview of Legal Principle regarding Insider Trading", American Bar Association gathering, Montréal, April 2016.
- "La responsabilité des administrateurs au Québec", Young Bar Association of Montréal annual convention, May 17, 2012.

Professional Activities

Frédéric is a member of the Quebec Bar and of the International Association of Defense Counsel (IADC). He is also a member of the Montréal office's Associates Committee and of its Students and *Stagiaires* Committee. He is also responsible for the Montréal office's Centraide campaign.

Background

While in university, Frédéric served as an infantry officer with Les Fusiliers Mont-Royal, a reserve unit of the Canadian Armed Forces. He won the Barreau de Montréal prize for first in the faculty, the prize for best pleader at the Pierre Basile-Mignault moot court (2002), and the Bâtonnier du Québec Cup, awarded to the best team.

Education

Harvard Law School (Executive Education: Emerging Leaders in Law Firms Program 2018)
Université du Québec à Montréal (LL.B. 2002)

Bar Admission

Québec, 2005