



#### Education

University of Calgary (2020) JD  
University of British Columbia (2015)  
MSc (Chemistry)  
Saint Mary's University (2012) BSc  
(Chemistry)

#### Bar Admissions

2022 (Ontario)  
2021 (Alberta)

#### Practice Areas

Intellectual Property  
Commercial Litigation  
Construction and Infrastructure  
Injunctions  
Appeals

#### Contact

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## Amber Blair

#### AMBER BLAIR

is an associate at Lenczner Slaght.

Amber's developing practice includes a broad range of intellectual property and commercial litigation, as well as construction and infrastructure matters. Amber has experience acting in complex litigation across sectors including pharmaceuticals, biotechnology, life sciences, chemistry, telecommunications, technology, construction, and oil and gas sectors.

Prior to joining Lenczner Slaght, Amber practiced in the intellectual property litigation group at a large international firm in Calgary. She previously summered and articulated at a leading national intellectual property boutique.

Amber holds a BSc in chemistry from Saint Mary's University and a MSc in chemistry from the University of British Columbia, where her graduate research focused on enhancing the efficiency of dye-sensitized solar cells. Prior to law school, Amber worked as a chemistry instructor at Simon Fraser University and as a marketing specialist at a major Canadian biotechnology company – bringing a unique blend of scientific insight and industry perspective to her legal practice.

#### SELECT CASES

- **Green Infrastructure Partners Inc v City of Toronto** – Counsel to Green Infrastructure Partners Inc in a construction dispute involving upgrades to Toronto's sewer system and drainage infrastructure across multiple sites.
- **Gilead Sciences, Inc et al v Pharmascience Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Gilead Sciences, Inc et al v Pharmascience Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v JAMP Pharma Corporation** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,990,210.
- **Gilead Sciences, Inc et al v Natco Pharma (Canada) Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Gilead Sciences Inc, et al v JAMP Pharma Corporation** – Counsel to

Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.

- **Gilead Sciences, Inc et al v Apotex Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v Natco Pharma (Canada) Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v Apotex Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Adeia Guides v BCE Inc, Ericsson et al** – Counsel to Adeia Guides, Inc. and Adeia Media Holdings LLC in a patent infringement action involving four patents related to digital entertainment technologies.
- **Sunovion Pharmaceuticals Canada Inc et al v JAMP Pharma Corporation** – Counsel to Sunovion in a NOC action relating to LATUDA (lurasidone), an antipsychotic medication used to treat bipolar disorder and schizophrenia. *(Prior to joining Lenczner Slaght)*.
- **Sunovion Pharmaceuticals Canada Inc et al v Taro Pharmaceutical Industries Ltd** – Counsel to Sunovion in a NOC action relating to LATUDA (lurasidone), an antipsychotic medication used to treat bipolar disorder and schizophrenia. *(Prior to joining Lenczner Slaght)*.
- **WiLAN Inc v Apple Canada Inc** – Counsel to Apple in a patent infringement action relating to cellular telecommunications. *(Prior to joining Lenczner Slaght)*.

## SELECT PUBLICATIONS AND PRESENTATIONS

- **Kinetics teach that electronic coupling lowers the free-energy change that accompanies electron transfer** – Amber Blair co-authored the article "Kinetics teach that electronic coupling lowers the free-energy change that accompanies electron transfer" which was published in the Proceedings of the National Academy of Sciences.
- **Crystal structure of 2-azido-1,3-bis(2,6-diisopropylphenyl)-1,3,2-diazaphospholidine** – Amber Blair co-authored the article "Crystal structure of 2-azido-1,3-bis(2,6-diisopropylphenyl)-1,3,2-diazaphospholidine" which was published in Acta Crystallographica Section E.
- **Kinetic pathway for interfacial electron transfer from a semiconductor to a molecule** – Amber Blair co-authored the article "Kinetic pathway for interfacial electron transfer from a semiconductor to a molecule" which was published in Nature Chemistry.
- **1-(2,4,6-Triisopropylphenyl)ethanone** – Amber Blair co-authored the article "1-(2,4,6-Triisopropylphenyl)ethanone" which was published in Acta Crystallographica Section E.

## BLOG POSTS

- **(Don't) Keep It in the Family: Federal Court Grants Solicitor's Eyes Only Protection in Trademark Dispute Between Family Companies** – In *Ma v Fivalco Industries Corporation*, the Federal Court granted a protective order that included a Solicitor's Eyes Only (SEO) designation over confidential financial documents. This case provides an example of

where a moving party has met the evidentiary burden required for this exceptional remedy. Here, the Court was satisfied that there was a risk of harm if the documents were disclosed due to the significant degree of animosity and misconduct between the parties who were competitors in a small market.

- **Shocking Result? Summary Trial on Battery Jump Starter Patent Fails to Get Going** – Patent infringement cases are complex and technical, and historically Canadian courts were reluctant to endorse summary disposition in the patent context. However, in recent years there has been an increased trend towards the application of summary proceedings in this area. In particular, we have previously commented on decisions of the Federal Court (“FC”) (*Canmar, Kobold, and Janssen*) and Federal Court of Appeal (“FCA”) (*Canmar and ViiV*) that demonstrate the Court’s willingness to approve summary proceedings in patent cases under the appropriate circumstances. Last fall, the FCA decision in *Gemak* was interpreted by some commentators as a return to the historical position, but in our view, *Gemak* can be viewed as tapping the brakes on summary judgment rather than signalling a more sweeping reversal of the trend towards summary adjudication.
- **To Consolidate or Not to Consolidate – This is the Federal Court’s Question** – In a recent decision, *Takeda Canada Inc v Apotex Inc*, the Federal Court dismissed the Plaintiff, Takeda’s, motion for consolidation of two actions against Apotex relating to Takeda’s dextansoprazole (DEXILANT) under section 6 of the *Patented Medicines (Notice of Compliance) Regulations* (the “PM(NOC) Regulations”).

#### SELECT NEWS ARTICLES

- **Lenczner Slaght Welcomes Seven New Associates** – Canada’s leading litigation firm continues to add to its collective experience and knowledge with the addition of seven exceptional associates.

#### PROFESSIONAL ACTIVITIES

- Law Society of Ontario
- Ontario Bar Association
- The Advocates’ Society of Ontario
- Intellectual Property Institute of Canada
- Toronto Intellectual Property Group