



#### Education

University of Toronto (2023) JD  
University of Guelph (2020) BA  
(Criminal Justice & Public Policy)

#### Bar Admissions

Ontario (2024)

#### Practice Areas

Commercial Litigation  
Defamation and Media  
Employment  
Professional Liability and Regulation

#### Contact

T 416-865-3091  
mfaulkner@litigate.com

# Mackenzie Faulkner

#### MACKENZIE FAULKNER

is an associate at Lenczner Slaght.

Mackenzie summered and articulated at Lenczner Slaght, gaining experience in a variety of practice areas, including complex commercial litigation, defamation law, and employment law.

Throughout law school, Mackenzie was extensively involved in the school's moot program, taking every opportunity to bolster his oral and written advocacy skills. Mackenzie was awarded the Stephanie Fleur Couzin Medal for Mooting at convocation after winning the 2022 Hicks Morley Labour Moot and the 2023 Gale Cup Moot, as well as participating in the Faculty's annual Grand Moot in 2021. As for his clinical experience, Mackenzie worked with the Advocates for Injured Workers Clinic to represent low-income employees appealing WSIB decisions, volunteered with the David Asper Centre for Constitutional Rights, and assisted defence lawyers with a variety of criminal appeals before the Ontario Court of Appeal.

Mackenzie graduated from the University of Toronto Faculty of Law, where he received a number of academic awards, including the Edward J. Kowal '65 Prize for achieving the highest standing in commercial law courses. He also served as a senior editor on the Law Review.

#### SELECT CASES

- **Abid Chaudry v Bank of Montreal** – Counsel to the Bank of Montreal in relation to a wrongful dismissal claim made by a senior managerial employee. Successfully resisted several motions and subsequent appeals brought by the Plaintiff, including a motion to amend his Statement of Claim and a motion to compel answers to refusals.
- **VIA Rail Canada Inc v Canadian National Railway Company and Attorney General of Canada** – Counsel to Canadian National Railway Company responding to a judicial review brought by VIA Rail Canada Inc. in the Federal Court of Canada. Successfully brought a motion to strike the judicial review without leave to amend on the basis that CN is not a judicially reviewable decision-maker and the Federal Court did not have jurisdiction over the dispute.
- **VIA Rail Canada Inc v Canadian National Railway Company** – Counsel to Canadian National Railway Company in an application brought by VIA before the Canada Transportation Agency to impose a new contract on CN.
- **Paterson v Royal Bank of Canada** – Counsel to the defendants in a \$275 million defamation claim. Successfully brought a motion to strike the claim on the basis that it was an abuse of process and barred by the

Ontario *Limitations Act*. Reported at 2025 ONSC 1122.

### SELECT PUBLICATIONS AND PRESENTATIONS

- **University of New Brunswick Moot Tune Up** – Hosted by the University of New Brunswick, Madeleine Andrew-Gee and Mackenzie Faulkner led a moot demonstration and shared tips for success on delivering persuasive opening statements, responding effectively to bench questions, and managing challenging opponents with confidence.
- **University of Toronto Moot Tune Up** – Hosted by the University of Toronto's Litigation Association, Madeleine Andrew-Gee and Mackenzie Faulkner led a moot demonstration and shared tips for success on delivering persuasive opening statements, responding effectively to bench questions, and managing challenging opponents with confidence.
- **2024 Snapshot: Through the Lens of Lenczner Slaght** – Lenczner Slaght launches our *2024 Snapshot*, which highlights the most significant developments, decisions, and trends in litigation from the past year across 20 areas of expertise. Reflect on 2024 and look ahead to 2025 through the lens of our expert litigators.

### BLOG POSTS

- **A Crack in Crookes? New Defamation Risks for Search Engines** – In *AB v Google*, the Court of Appeal of Québec held that internet intermediaries, such as search engines, may be liable for listing hyperlinks to undisputedly false and defamatory content. This decision represents a significant development in Canadian defamation law, particularly given the Court's interpretation and application of the Supreme Court of Canada's ruling in *Crookes v Newton*.

### SELECT NEWS ARTICLES

- **Lenczner Slaght Welcomes 10 New Associates** – Canada's leading litigation firm continues to strengthen its talent pool with the addition of 10 exceptional associates.
- **Lenczner Slaght Welcomes Summer Student Class of 2022** – Canada's leading litigation firm continues to attract top talent with the addition of 12 exceptional students.

### PROFESSIONAL ACTIVITIES

- The Advocates' Society
- Ontario Bar Association