



Education

Osgoode Hall Law School (2015) JD
 McGill University (2010) MA
 (Religious Studies)
 McGill University (2008) BA
 (Religious Studies)

Bar Admissions

Ontario (2016)

Practice Areas

Appeals
 Commercial Litigation
 Defamation and Media
 Injunctions
 Insolvency and Restructuring
 Professional Liability and Regulation
 Public Law
 Securities Litigation

Contact

T 416-865-3736
 mrobins@litigate.com

Madison Robins

MADISON ROBINS is a lawyer at Lenczner Slaght.

Madison's litigation practice includes a wide range of commercial disputes and insolvency matters, as well as criminal, securities and professional liability defense. Madison has appeared before all levels of court in Ontario, various administrative tribunals, and the Supreme Court of Canada.

Madison received her JD from Osgoode Hall. While at law school, she spent time on her feet as a participant in the Warren Winkler Class Actions Moot, a finalist in the Lenczner Slaght/CBA Gale Cup, and before the Ontario Court of Justice on a constitutional matter. Madison graduated with course prizes in contracts, administrative law, and private international law.

Prior to attending law school, Madison studied ancient religions at McGill University and the University of Toronto. She is proficient in ancient Greek.

SELECT CASES

- **1085372 Ontario Limited v Kulawick** – Counsel to the plaintiff in the trial of an action arising from the bankruptcy of a debtor, seeking to unwind the conveyance of shares as a transfer at undervalue.
- **Re 144 Park Ltd** – Counsel to a purchaser in a successful proceeding to oppose a *Construction Lien Act* Trustee's attempt to disclaim several agreements of purchase and sale.
- **Google Inc v Equustek Solutions Inc** – Counsel to Google in an appeal to the Supreme Court of Canada in a novel case regarding the limits to be placed on internet injunctions granted against...
- **DBDC Spadina Ltd v Walton** – Counsel to a series of companies in proceedings involving a receivership over commercial real estate developments and efforts to recover \$110 million in...
- **Summersgill v O'Mahony** – Counsel to the defendant physician in an action for damages arising from the plaintiff's perforated ulcer.
- **Williams v Schuringa** – Counsel to the defendant physician in a jury trial following the death of a patient from a sudden pulmonary embolism.
- **Terracap v Credit Andorra** – Counsel to the plaintiff in action to recover escrow funds from aborted real estate transaction. Successfully opposed a motion to stay the action on the...
- **R v Thompson** – Counsel to an accused facing charges of assault of a police officer and possession of a controlled substance. Evidence excluded and an acquittal on all...

SELECT PUBLICATIONS AND PRESENTATIONS

- **Accessory Liability in Canadian Law** – Madison Robins authored the article *Accessory Liability in Canadian Law*, which was published in the Annual Review of Civil Litigation 2020.

BLOG POSTS

- **Issue-Driven Legal Writing: Not Just for Judges** – Electronic filing, remote discoveries and examinations, and video-conference hearings are some of the ways litigation has adapted to the current COVID-19 emergency. No doubt, some of these new developments will remain once the crisis is over. What is sure to persist, however, is the renewed focus on an old technology: the written word. How can judges and advocates adapt to a system where oral advocacy may no longer be the default mode?
- **Remote Hearings – Some Practical Considerations** – In recent weeks, the Ontario Superior Court has begun scheduling certain civil hearings to proceed remotely. The Notice to the Profession released on April 2, 2020 and Regional Practice Directions specifically identify pre-trial conferences as being capable of being heard remotely, particularly when settlement is a real possibility. Divisional Court hearings, case conferences and even some contested motions for class actions and matters on the Commercial List and Estates List may also be held.
- **Shell Game Liability: Recovering Damages in Complex Fraud Cases** – How can an innocent victim recover their losses when a fraudster uses multiple corporations as part of a complex “shell game” to hide and commingle misappropriated funds? In *DBDC Spadina v Walton*, the Ontario Court of Appeal considered a complex multi-real estate transaction investment fraud, perpetrated over an extended period of time with the involvement of numerous corporate actors – all under the control of the fraudster.
- **Copy and Paste: Avoiding Duplicative Procedures in National Class Actions** – The proliferation of parallel class proceedings in multiple Canadian provinces often defeats the very purpose of class proceedings: the avoidance of a multiplicity of actions. In order to streamline procedures, ensure consistent results, and encourage judicial economy, judges in several provinces have started demanding greater coordination among both class counsel and the courts. In *McKay v Air Canada*, Chief Justice Hinkson took this trend even farther in approving a settlement distribution plan by simply reproducing the reasons of the Ontario Court in *Airia Brands v Air Canada*.

PROFESSIONAL ACTIVITIES

- Canadian Bar Association
- Ontario Bar Association
- The Advocates' Society