



Anthony Franceschini

Partner

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Profile

Anthony Franceschini's practice focuses on class actions, product liability and construction law. He has also developed an expertise in arbitration and regulatory matters. Anthony represents a wide range of multinational corporate clients in a variety of conflicts. He has acted before various Québec courts, administrative tribunals and the Canadian Federal Court.

Representative Experience

- Confidential arbitration: Successfully represented a Canadian financial institution in a multi-party arbitration held in Los Angeles, California regarding the 15M\$ financing of an independent foreign film production (January 2019).
- Boralex Inc.: Successfully defeating an action by O'Leary Funds seeking damages on the acquisition of the Boralex Power Income Fund's trust units, in connection with the CA\$226.5 million acquisition of the Fund by Boralex Inc (O'Leary Funds Management c. Boralex inc., 2018 QCCS 842 confirmed by the Court of Appeal of Québec, 2019 QCCA 84).
- Schwartz, Levitsky, Feldman: Advised the client on releases and injunctions obtained through CCAA proceedings to resolve a class action in the Mount Real investment fraud.
- Mercedes-Benz Canada, Inc. and Daimler AG: Advised the client in connection with the successful dismissal of a product liability class certification application (Nadeau v Mercedes-Benz Canada, Inc. and Daimler AG, 2016 QCCS 7 ; 2017 QCCA 470 (pending leave application to SCC)).
- D&O's of Montreal, Maine & Atlantic Corporation and various Rail World entities: Successful defence and settlement of the Lac-Mégantic wrongful death class certification application and CCAA proceedings.
- Whirlpool Canada LP: Representing before the Québec Superior Court in denying certification of a multimillion-dollar product liability class action (Lambert v Whirlpool, S.C. Montréal 500-06-000493-094, November 19, 2013, j. Mayrand). The decision was confirmed by the Québec Court of Appeal on March 11, 2015 (2015 QCCA 433 (CanLII)); the application for leave to appeal was denied by the Supreme Court of Canada on October 29, 2015 (2015 CanLII 69429 (CSC)).
- Aéroports de Montréal: Advised the client in a CA\$30 million action brought against Groupe Axor Inc. and Société en commandite Adamax Immobilier, following the construction of the new cross-border departure area at Montréal's Pierre Elliott Trudeau International Airport.
- Confidential arbitration: Representation of wind energy producers in the context of litigation regarding construction costs and delays (amount in dispute of over \$20M).
- EDF EN Canada Inc.: Advised the client and its related entities in a litigation regarding the cohabitation with local community members claiming rights on the territory of Nicolas-Riou wind farm project (amount in dispute of over 13M\$).

- Advising developers and owners in defending claims made by contractors and against professionals in the context of civil works or real estate projects.
- Advising specialized contractors in multimillion-dollar disputes regarding additional costs and delays on privately-funded construction projects (contract values upwards of 100M\$).
- Acting in matters submitted to arbitration and to other alternative dispute resolution mechanisms in the context of large infrastructure projects in Québec.
- Advising clients with respect to the requirements of the Integrity in Public Contracts Act and the Act respecting occupation health and safety in Québec.
- Advising clients on disputes regarding government procurement contracts and public tenders in the construction industry.
- Represented Magil Construction Corporation in various construction disputes.
- Representing manufacturers and distributors in the automotive industry in product liability and warranty cases concerning their vehicles.
- Advising clients in product/manufacture's liability matters and in class action alleging false advertising and breach of contract under the Consumer Protection Act of Quebec.
- Advising clients on resolution of disputes related to warranty claims international distribution and representation agreements with dealers.

Rankings and Recognition

- "Tout ce que vous devez savoir sur le droit de la construction au Québec", accredited by the Québec Bar as a continuing education program
- Association of Italian Canadian Jurists of Québec, Excellence award, 2007
- Mentioned in "Bringing in the new at Dentons", Commercial Dispute Resolution, April 2017

Memberships, Activities and Associations

- Member, Québec Bar (2010)
- Member, Canadian Bar Association
- Member, Young Bar Association of Montréal
- Former director, Italian Chamber of Commerce in Canada (2014-2018)