



## Eli Mogil

### Partner

Toronto

[emogil@mccarthy.ca](mailto:emogil@mccarthy.ca)

t. +1 416-601-8013

### Bar Admission

Ontario 2006

### Law School

Osgoode Hall Law School

### Practices

Litigation and Dispute Resolution  
Corporate Commercial Litigation  
Professional Liability  
Financial Institutions Regulatory  
Construction  
Leasing  
Real Property Acquisitions &  
Dispositions  
Real Property Development  
Estates and Trusts  
Real Estate

**A bold and tactical litigator, Eli is skilled at navigating complicated legal, business, and reputational issues. Fearless in court and strategic in the boardroom, Eli is known to advance his clients interests wherever needed.**

Eli Mogil is a partner in our Litigation Group in Toronto. He has an active business litigation practice with particular emphasis on shareholder, contractual and real estate disputes. With extensive courtroom experience, Eli is prepared to advocate for clients all the way to trial.

Eli focuses his practice on the key sectors growing our economy: financial services, real estate, professional services, and large private companies/entrepreneurs. He has a particular focus on real estate disputes (acting for investors, developers, leading landlords and major institutional tenants) and auditors/accountant negligence disputes, having acted for leading multi-national firms. Eli has experience before juries, arbitration panels, administrative and regulatory tribunals, which allows him to provide clients with thoughtful legal advice.

Eli's notable recent engagements include:

- Representation of major financial institutions in \$700MM claim in respect of securities pricing data
- Confidential arbitrations on valuation of market leading industrial properties (rent renewals)
- Confidential arbitration on ownership/sale of \$40MM development lands
- Representation of private equity firm in post-closing transaction disputes
- Representation of leading constructor/landlord in respect of office tower development dispute
- Confidential arbitration on oppression and valuation of a publicly-listed corporation.

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- Representation of leading condominium developer in claim against mechanical engineer
- Counsel for financing company in respect of ownership of the scoreboard in an NHL arena
- Acting for multi-national auditor defending \$50MM claim arising from failed hedge fund
- Counsel for leading property management firm in respect of defect claim in shopping centre

Eli's business courtroom experience has been accompanied by his work for doctors before the Ontario courts and administration tribunals, and prosecuting on behalf of the Ontario College of Teachers. This experience provides him the experience and fortitude to strategically take business disputes all the way to court if need be. Eli's *pro bono* work includes acting for the United Jewish Appeal of Greater Toronto on sensitive public interest issues.

Eli received his BA in History and Government from Cornell University and his LLB from the Osgoode Hall Law School. While in law school, he served as Minister's Counsel with Citizenship and Immigration Canada, as part of the department's War Crimes Unit.

Eli taught at the University of Toronto Trial Advocacy Program. He serves as Governance Chair of the TanenbaumCHAT Board of Directors, and served as President of the Board of Directors of the Leo Baeck Day School.

## Awards & Rankings

### The Canadian Legal Lexpert Directory

Leading Lawyer: Litigation - Corporate Commercial; Professional Liability

### Lexpert Special Edition: Litigation

Leading Lawyer

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## Recent Insights

- **COVID-19 and Property Tax Appeals: Not 'Exceptional' Enough**

June 20, 2023

- **A Surprising Result – Applying Force Majeure Clauses to Commercial Leases in the Wake of COVID Shutdowns**

May 29, 2023

- **Appealing an Arbitral Award – Are we "Finally Settled"?**

April 26, 2023

