



Michael Feder

Associé

Vancouver

mfeder@mccarthy.ca

t. +1 604-643-5983

Admission au barreau

Colombie-Britannique 2004

Faculté de droit

University of British Columbia

Domaines de pratique

Litige et résolution des différends
Litiges en appel
Actions collectives
Litige en droit commercial et en droit des sociétés
Responsabilité du fabricant
Droit public
Litige en concurrence
Litige en valeurs mobilières
Arbitrage international

Secteurs d'activité

Industrie automobile
Groupe mondial Métaux et Mines
Sciences de la vie
Technologie
Commerce de détail et marché de consommation
Industrie pharmaceutique
Pétrole et gaz
Cannabis
Électricité
Santé

Marchés américains et internationaux

Marchés américains
Chine
Japon

Disponible seulement en anglais.

A formidable advocate with outstanding courtroom credibility and prowess, Michael skillfully handles the most complex, high-stakes disputes.

Michael Feder, K.C. is a partner in the Litigation Group and a member of the firm's governing Board of Partners. A gifted and highly versatile litigator, he acts in both commercial and public law disputes and practices nationally in the product liability/mass tort and class action fields.

"Mike Feder is the best lawyer I have worked with in Canada. Top drawer smart, creative, great judgment, and terrific on his feet. He is the full package. He is also wonderful to work with."

- Client interview, *The Legal 500* (2022)

Preeminent reputation

Michael is widely recognized as one of the top litigators in the country across multiple specialties. *Chambers Canada: Canada's Leading Lawyers for Business* has described Michael as "often leading national cases", a "go-to for complex commercial litigation" with "an enviable list of clients", "frequently engaged in shareholder disputes", having "impressive experience in product liability and class actions", and "noted for his constitutional law capabilities". In the 2022 edition of *Chambers Canada*, Michael is ranked as a leading lawyer in no fewer than three separate fields: general commercial litigation, product liability litigation, and class action defence.

Michael is also recognized in the 2022 edition of *The Legal 500 Guide* in the area of dispute resolution; listed in the 2022 edition of *The Best Lawyers in Canada* in the areas of corporate and commercial litigation, product liability law, and appellate practice; ranked in the 2021 edition of *Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms & Attorneys* as a "Litigation Star" for commercial litigation and product liability and recall cases; ranked in the 2021 edition of *The Canadian Legal Expert Directory* in the areas of corporate commercial litigation, public law litigation, and product liability litigation; and listed in the 2021 editions of *Who's Who Legal: Commercial Litigation* and *Who's Who Legal: Canada*. Martindale-Hubbell has given Michael its highest rating: "AV Preeminent".

Michael's expertise is highlighted in *Lexpert Special Edition: Litigation*, *Lexpert Special Edition: Energy*, and *Lexpert Special Edition: Agribusiness and Cannabis*. He is also singled out in *Global Data Review's Top 100 2021* as a "sharp litigator with excellent analytical and communication skills".

South Korea
Australie
Europe

Enjeux stratégiques

Cyber/Données

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"Michael Feder is the first person I call if I am in need of litigation expertise. He is bright and provides practical legal advice."

- Client interview, *Chambers Canada* (2022)

Experienced across industries

Michael works with major international and Canadian companies operating in diverse industries, such as consumer goods, pharmaceuticals, automotive, technology, mining, energy, forestry, financial services, and aerospace. He has handled significant litigation mandates for Philip Morris International, Meta/Facebook, ING Bank, Endo Pharmaceuticals, JUUL Labs, Navistar, Bosch, Takata, Uber, Huawei, Glencore, Rio Tinto, Newcrest Mining, Masco, lululemon, Enbridge, LifeLabs, Innergex, Pan American Silver, KF Aerospace, Northern Pulp, Vantage Airport Group, the Canadian Chamber of Commerce, and Rothmans, Benson & Hedges.

Clients give Michael superb reviews. According to *Chambers Canada*, clients "commend his ingenuity" and regard him as "not only a master strategist [but also] an imposing legal advocate in court"; "a very strong advocate" with "a great presence in the courtroom"; "whip-smart and great on his feet"; "exceedingly bright"; "innovative, eager and efficient"; "proactive and on top of his team"; "responsive, professional and creative"; "great to deal with"; and "very insightful and very creative". *Who's Who Legal: Canada* describes Michael as "revered for his extensive skill and experience". *Benchmark Canada* has stated that Michael is "unanimously revered" by clients and peers and described him as "the lawyer that everyone in BC is talking about". *The Legal 500* describes Michael as "a force in the BC market". *Benchmark Canada* has also stated that Michael gets "some of McCarthy's best work across the country".

Accomplished in the courtroom

At the trial level, Michael's work has included complex class action and other aggregated litigation, mass tort and product liability cases, shareholders' disputes, securities litigation, contractual disputes, and constitutional claims. He defended clients in two of the longest trials in Canadian history, including a rare trial of common issues in two consumer class actions. *Benchmark Canada* includes Michael on its Top 50 Trial Lawyers in Canada list.

Sources attest to his trial ability, with one interviewee commenting: "He's the full package. A delightful person, but with all the edge. He's willing to push the boundaries and is great on his feet."

- *Chambers Canada* (2020)

Michael also has extensive experience in appellate litigation. He has acted in 29 Supreme Court of Canada appeals, including as *amicus curiae* appointed by the Chief Justice of Canada to assist the court. These appeals cut across myriad subjects, including torts, class actions, privacy, civil procedure, health, freedom of expression, tax, privilege, freedom of information, standing, religious freedom and administrative law. Michael represented the successful appellants in

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the leading Canadian cases on contractual interpretation and discretionary trusts. He was named Appellate Practice Lawyer of the Year in the 2022 edition of *The Best Lawyers in Canada*.

Respected in the legal community

Michael received *Benchmark Canada's* award for British Columbia Litigator of the Year in 2017 and has been shortlisted for that award in every year since 2015. *Canadian Lawyer* magazine has also recognized Michael on its list of the Top 25 Most Influential people in the justice system and legal profession nationally.

Michael sits on the National Advisory Committee of the Supreme Court Advocacy Institute, which provides advocacy advice to lawyers arguing Supreme Court of Canada appeals. He is a past Executive Director of the Institute and, since 2011, has served also as an advocacy advisor to the Institute. He previously served for several years on the Law Society of British Columbia's Discipline Committee.

Michael is a Fellow of the Litigation Counsel of America.

Michael has acted *pro bono* in major litigation for an array of local, national and international public interest organizations, including the Federation of Law Societies of Canada, Council of Canadians with Disabilities, British Columbia Civil Liberties Association, HIV & AIDS Legal Clinic Ontario, CACTUS Montréal, Pivot Legal Society, the HIV Legal Network, Community Legal Assistance Society and Harm Reduction International. He has also represented the Secretariat of the Joint United Nations Programme on HIV/AIDS before the Supreme Court of Canada.

After graduating from law school, Michael clerked for Justice Jack Major of the Supreme Court of Canada and for Justices Carol Huddart and Wally Oppal of the Court of Appeal for British Columbia.

While still in his 30s, Michael was appointed Queen's Counsel by the Minister of Justice and Attorney General for British Columbia. This honorary title recognizes exceptional professional merit, contribution, integrity and character. Michael is one of the very youngest Queen's Counsel appointees in British Columbia's history.

Prix et distinctions

Chambers Global

Leading Lawyer: Dispute Resolution: Litigation - Canada

Chambers Canada

Leading Lawyer: Dispute Resolution: Class Action (Defence); Litigation: General Commercial - British Columbia; Litigation: Products Liability

Chambers Canada

Spotlight Table: Litigation: Administrative & Public Law - British Columbia

The Legal 500 - Canada

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Hall of Fame: Dispute Resolution - British Columbia

Benchmark Litigation Canada

Top 50 Trial Lawyers in Canada

Benchmark Litigation Canada

Litigation Star: Commercial, Product Liability and Recall

The Canadian Legal Lexpert Directory

Litigation - Corporate Commercial; Litigation - Product Liability;
Litigation - Regulatory & Public Law

Lexpert Special Edition: Agribusiness and Cannabis

Leading Lawyer

Lexpert Special Edition: Energy

Leading Lawyer

Lexpert Special Edition: Litigation

Leading Lawyer

Who's Who Legal: Litigation

Ranked for Canada

Best Lawyers in Canada – Product Liability Lawyer of the Year - 2018

Best Lawyers in Canada

Lawyer of the Year: Appellate Practice

Canadian Lawyer Magazine's Top 25 Most Influential - 2019

Queen's Counsel - 2018

Benchmark Canada – British Columbia Litigator of the Year - 2017

British Columbia Civil Liberties Association's Liberty Award - 2013

The firm received the British Columbia Civil Liberties Association's Liberty Award in recognition of exceptional contributions made by Michael and other members of the firm to human rights and civil liberties in Canada.

BIV BC500 – British Columbia's most influential business leaders 2021

Law – Commercial

Lexpert Special Edition: Technology and Health Sciences

Leading Lawyer

Lexpert Special Edition: Mining

Leading Lawyer

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Mandats récents

- **MT a représenté avec succès les intimés dans le cadre d'une demande d'appel à la CSC en lien avec la distribution d'actifs de fiducies familiales**
12 janvier 2023
- **Procédure contestant la constitutionnalité des mesures prises dans le cadre de la lutte contre la pandémie de COVID-19**
29 août 2022
- **Coalition canadienne des politiques sur les drogues intervient dans un appel concernant les principes de condamnation s'appliquant aux personnes toxicomanes**
16 août 2022
- **La Cour suprême du Canada accorde à l'unanimité qualité pour agir dans l'intérêt public au CCD**
23 juin 2022

Publications récentes

- **COVID-19: Can they do that? Part III: British Columbia's Emergency Program Act and Public Health Act**
19 mars 2020
- **COVID-19: Economic relief measures announced to date**
28 août 2020
- **Do exceptional times call for exceptional measures? Enforcing and avoiding contractual obligations in a time of crisis in British Columbia**
25 mars 2020
- **COVID-19: Limits on Governments' Emergency Powers**
16 avril 2020