

DAVID E. GRUBER
Partner

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Representative transactions include the following:

- Represented Timberwest Forest Corp. in a successful municipal property tax challenge against the City of Campbell River worth approximately \$1 million per year. (2009 BCSC 1804)
- Acted for St. Jude Medical Inc. achieving Court approval for the settlement of a class action regarding mechanical heart valves. (2009 BCSC 1651)
- Represented Lehman Brothers Holdings Inc. in the restructuring of \$70 million in debt in the insolvency of Jung Developments Inc.
- Represented the Cowichan Valley Regional District in the successful defence of a trial in which \$100 million had been claimed as damages for breach of contract and economic torts by a commercial composting operation. (2009 BCSC 53)

Recent publications include the following:

- Author - "Judicial Review Advocacy in the Post-Dunsmuir Era", Canadian Journal of Administrative Law & Practice, Volume 22, Part 3, October 2009.
- Co-author - "Canada", The Asia-Pacific Arbitration Review 2009: A Global Arbitration Review Special Report, pp. 26-28, December 2008.

Recent professional activities include the following:

- Presenter – "Presenting Your Commercial Case at Trial," Commercial Litigation 2009, Continuing Legal Education BC, Vancouver, British Columbia, September 10, 2009.
- Presenter - "Cross-Border Insolvency - International and Canadian Developments," ABA Section of Business Law - 2009 Spring Meeting, Vancouver, British Columbia, April 16, 2009.
- Co-presenter - "Westcoast Landfill v. CVRD, 2009 BCSC 53," Canadian Bar Association (BC), Municipal Law Section, Vancouver Section Meeting, Vancouver, British Columbia, April 16, 2009.
- Speaker - "Enterprise Wide Data Mapping: Attention CIOs - Collaboration between Counsel and IT," Electronically Stored Information and Electronic Discovery Conference, Vancouver, British Columbia, March 17, 2008; also spoke at the INSIGHT Conference: Electronically Stored Information and Electronic Discovery, Calgary, Alberta, November 28, 2008.

- Speaker - “Commercial Insolvency & Restructuring,” INSIGHT Conference, Vancouver, British Columbia, November 5, 2008.
- Speaker - “Canadian Insolvency Law Reform,” Inter-Pacific Bar Association 18th Annual Conference, Los Angeles, California, April 29, 2008.
- Speaker - “The Rules of the Game Affirmed: Lessons Learned from the Vancouver Canucks Trial”, Blakes Client Seminar, Vancouver, British Columbia, March 11, 2008.
- Speaker - “Civil Litigation Conference,” Continuing Legal Education, Vancouver, British Columbia, November 22-23, 2007.
- Speaker - “Potential Pitfalls of Mandatory Case Management - The Ontario Experience,” Litigation Conference, Continuing Legal Education, Vancouver, British Columbia, November 11, 2007.
- Speaker - “Constructive Trust Claims: An Appropriate Vehicle to Avoid the Strictures of Aggregating Damages?” at Osgoode’s 4th National Symposium on Class Actions, Toronto, Ontario, April 25, 2007.