



Thomas Mathews

B.Arts Sc., LL.B., J.D.

Bar Admission: Ontario 2013

Quebec 2010

Practice Areas: Civil and Commercial Litigation

Criminal Defence



Thomas Mathews was educated at McMaster University, and studied law at Université Laval and the University of Ottawa. He summered and articulated with a national law firm in Montreal, and was thereafter called to the Bar of Quebec in 2010 and Ontario in 2013. Trained in both the common law and civil law traditions, Thomas represents clients in both Ontario and Quebec, in both official languages. His law practice focuses on civil and commercial litigation and criminal defence.

Areas of Practice:

- Civil and Commercial Litigation
- Criminal Defence
- Securities Litigation
- White Collar Crime
- Business Law
- Competition Law
- Injunctions

Education:

Juris Doctor (J.D.) - National Program 2012-2013

Faculty of Law, Common Law, University of Ottawa, Ottawa, Ontario

Bachelor of Laws (LL.B.) 2007-2009

Faculty of Law, Université Laval, Quebec, Quebec

French Language Diploma - Superior Level 2005-2006

Cours de Langue et Civilisation Française de la Sorbonne, Paris, France

Bachelor of Arts & Science (Honours) Degree (B.Arts Sc.) 2001-2005

Arts & Science Program, McMaster University, Hamilton, Ontario

Select Cases:

Civil and Commercial Litigation

Obtained a favourable settlement for a client suing a Schedule 1 Bank. The corporation was suing the bank for negligence and breach of contractual obligations in relation to losses stemming from corporate fraud.

Successful defence of a construction company and its founder/director during injunction proceedings. The two founding directors litigated over the dismissal of one director and the percentage of the company owned by each.

Acting for a leading piping technologies company in litigation to protect its intellectual property and patent assets in Canada and worldwide.

Settlement obtained for a client in an action against LawPro (the insurer for lawyers in Ontario), due to a fraudulent real estate transaction.

Obtained \$5000 in punitive damages against a lawyer that had twice threatened a client with criminal prosecution, thereby committing criminal acts of extortion. In addition to judgment under contract, the trial judge ruled that the lawyer's conduct was unacceptable and offended the court's sense of decency, meriting an award of punitive damages. The ruling was upheld on appeal at the Divisional Court.

Obtained the dismissal of a long-running personal injury action against a client. The court, in balancing the principles of deciding civil actions on their merits and resolving civil actions within a reasonable time frame, ruled that the delay in prosecuting this action was sufficiently severe and unexplained. As the defendant client was entitled to move on with his life and have finality in this litigation, the court dismissed the motion to restore the action to the trial list and dismissed the action.

Criminal Defence

Successful defence before the Superior Court for a client facing fraud and conspiracy charges laid by the RCMP, alleging a \$14 million fraudulent tax scheme (\$300 million if you believed the *Financial Post's* initial article covering the investigation and charges).

Obtained the withdrawal of a serious criminal charge, jointly laid by the RCMP and OSC in Quebec, against a notorious client. The client was formerly an undercover agent for the RCMP in a money laundering sting operation targeting the Hells Angels and traditional organized crime. Farther back, he was an undercover agent for the RCMP in an operation targeting corrupt federal politicians in the Montreal area.



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Charges fully withdrawn against a client allegedly possessing over 130 grams of marijuana, seized by police from the trunk of the car.

Client acquitted of two counts of assault after a two-day trial. The previous lawyer for the client had advised him to plead guilty and not risk a trial.

Obtaining bail for a client on four separate occasions. The client was arrested repeatedly on separate charges over the span of a few months, requiring bail after each arrest.

Legal Publications:

There's no room for unacceptable behaviour like this in the legal profession: The addition of such derogatory terms as 'racists' should not deter those opposing the Law Society's Statement of Principles

- *National Post*, September 4, 2019

The Failing Firm: Re-examining Canada's Approach to Rescue Mergers in Light of the US and EU Experience

- *Canadian Competition Law Review*, Spring 2014 Issue
- Winner of the 2013 CBA Competition Law Section's James H. Bocking Memorial Award and J.S.D. Tory Writing Award

The Rooney Rule: How the OSC could tackle diversity in Canada's boardrooms using NFL's playbook

- *Financial Post*, February 5, 2014

Languages and Interests:

Languages

- Fluently Bilingual English-French

Clubs

- Bay Street Rugby Football Club 2014-Present
- Albany Club 2018-Present