

Federal Court of Appeal

Appellate Cases Argued by Active McCarthy Tétrault Lawyers

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
1.	FCA	<i>Toronto-Dominion Bank (TD Canada Trust) v. Canada</i>	02/09/26	[2026] F.C.J. No. 176, [2026] A.C.F. no 176, 2026 FCA 25	Koshal, Anu MacDonald, Almut	Appellant	Federal	Appeal		Taxation – Goods and Services Tax – Collection and remittance
2.	FCA	<i>Canada (Attorney General) v. Canadian Civil Liberties Assn.</i>	01/16/26	[2026] F.C.J. No. 72, [2026] A.C.F. no 72, 2026 FCA 6	Feder, Michael Bildfell, Connor	Appellant	Federal	Appeal		Constitutional law – Emergencies Act – Division of powers – Federal jurisdiction – reasonableness standard
3.	FCA	<i>DEML Investments Ltd. v. Canada</i>	11/10/25	[2025] F.C.J. No. 1884, [2025] A.C.F. no 1884, 2025 FCA 204	Koshal, Anu Juneja, Raj MacDonald, Almut	Appellant	Federal	Appeal		Tax law – Income Tax Act - Capital gains and losses – Tax avoidance
4.	FCA	<i>Re: Sound v. Pandora Media, LLC</i>	11/06/25	[2025] F.C.J. No. 1864, 2025 FCA 201	Glover, Daniel Delage, Audrey- Anne	Respondent	Federal	Appeal		Information technology – intellectual property – Copyright Board – Judicial review
5.	FCA	<i>Lin v. Uber Canada Inc.</i>	10/07/25	[2025] F.C.J. No. 1669, 2025 FCA 183	Kerr, Gillian Williams, Patrick Lorenson, Tanner	Respondents	Federal	Appeal		Alternative dispute resolution – Voluntary binding arbitration – Validity and enforceability – Civil litigation – Class actions – Stay of action
6.	FCA	<i>Canada v. Hutchison Whampoa Luxembourg Holdings S.A.R.L.</i>	09/29/25	[2025] F.C.J. No. 1634, [2025] A.C.F. no 1634, 2025 FCA 176	Al-Nawaz Nanji	Appellant	Federal	Appeal		Tax law – Federal income tax – Foreign income - Dividends
7.	FCA	<i>Bell Canada v. Millenium Funding, Inc.</i>	08/29/25	[2025] F.C.J. No. 1439, 2025 FCA 153	Mason, Steve Lizius, Richard	Appellant	Federal	Appeal		Civil litigation – Amendment of pleadings – Standard of review
8.	FCA	<i>AGI Suretrack, LLC v. Farmers Edge Inc.</i>	07/29/25	[2025] F.C.J. No. 1364, 2025 FCA 134	Tait, David Holtom, James	Respondent	Federal	Appeal		Intellectual property law – Patents - Infringement

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9.	FCA	<i>Voltage Pictures, LLC v. Salna</i>	07/16/25	[2025] F.C.J. No. 1229, [2025] A.C.F. no 1229, 2025 FCA 131	Sookman, Barry	Interveners	Federal	Appeal		Civil litigation – Class actions – Certification – Intellectual property – Copyright infringement
10.	FCA	<i>D'Arcangeli v. FedEx Ground Package System Ltd.</i>	06/12/25	2025 FCA 115	Paradis, David	Respondent	Federal	Appeal		Labour and employment - Termination and dismissal - Practice and procedure - Non-compliance from employee to measures preventing the spread of COVID
11.	FCA	<i>Copyright Collective of Canada v. Bell Canada</i>	05/08/25	[2025] F.C.J. No. 800, 2025 FCA 92	Glover, Daniel Bildfell, Connor	Applicant	Federal	Appeal		Judicial review – Redetermination - Tariffs
12.	FCA	<i>1351231 Ontario Inc. v. Canada</i>	03/04/25	2025 FCA 53	Duchesne, Frédérique	Appellant	Federal	Appeal		Taxation - Excise Tax Act - GST/HST - Sale of a condominium unit - Taxable supply
13.	FCA	<i>Total Energy Service Inc. v. Canada</i>	04/02/25	[2025] F.C.J. No. 606, 2025 FCA 77	Koshal, Anu MacDonald, Almut	Appellant	Federal	Appeal		Taxation – Business and property income – Non-capital losses – Deductions from income
14.	FCA	<i>Canada (Privacy Commissioner) v. Facebook, Inc.</i>	09/09/24	[2024] F.C.J. No. 1713, 2024 FCA 140, 496 D.L.R. (4 th) 540, 540 CarswellNat 3514	Sookman, Barry Feder, Michael Glover, Daniel Kerr, Gillian Bildfell, Connor	Respondent	ON	Appeal		Privacy law – Personal Information Protection and Electronic Documents Act – privacy measures – meaningful consent - safeguards
15.	FCA	<i>President's Choice Bank v. Canada</i>	08/21/24	[2024] F.C.J. No. 1566, [2024] A.F.C. no 1566, 2024 FCA 135	Koshal, Anu Douville, Simon MacDonald, Almut	Appellant	Federal	Appeal		Tax law - Excise Tax Act – financial services – commercial activity
16.	FCA	<i>Rovi Guides, Inc. v. Telus Corp.</i>	08/06/24	[2024] F.C.J. No. 1550, 2024 FCA 126	Mason, Steven	Respondents	ON	Appeal		Intellectual property law – Patents – Evidence – Standard of Review on Obviousness and Anticipation

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17.	FCA	<i>Teksavvy Solutions Inc. v. Bell Canada</i>	07/22/24	2024 FCA 121	Mason, Steven Kain, Brandon Lizius, Richard Goldenberg, Adam	Respondent	ON	Appeal		CRTC – Telecommunications Act – rate-setting – vary order
18.	FCA	<i>Eli Lilly Canada Inc. v. Apotex Inc</i>	04/16/24	[2024] F.C.J. No. 693, 2024 FCA 72	Mason, Steven Tanner, Steven Mok, Edwin	Appellants	ON	Appeal		Intellectual property law – Patents – “physiologically acceptable” term – standard of review
19.	FCA	<i>Bayer Inc. v. BGP Pharma ULC (c.o.b. Viatrix Canada)</i>	02/13/24	[2024] F.C.J. No. 243, 2024 FCA 29	Tait, David Holtom, James S.S.	Appellants	ON	Appeal		Health law — Health care professionals — Discipline — Appeal or judicial review
20.	FCA	<i>China Mobile Communications Group Co. v. Canada (Attorney General)</i>	10/05/23	[2023] F.C.J. No. 1419, 2023 FCA 202	Iatrou, Nikiforos Stern, Akiva	Appellants	ON	Appeal		Investment Canada Act – Notice of Application for Judicial Review – Canada Evidence Act
21.	FCA	<i>Société du Vieux-Port de Montréal Inc. c. Montréal (Ville)</i>	06/05/23	2023 CarswellNat 1807, 2023 FCA 126	Cloutier, Nicolas Bernier-Trudeau, Mathieu	Appellant	QC	Appeal		Municipal law - Municipal tax assessment- Tax exemption- Crown- Occupiers of Crown- owned land-Crown employee or agent
22.	FCA	<i>Eli Lilly Canada Inc. v. Apotex Inc.</i>	06/02/23	[2023] F.C.J. No. 739, 2023 FCA 125, 2023 A.C.W.S. 2492, 202 C.P.R. (4 th) 373, 2023 CarswellNat 1758	Mason, Steven Tanner, Steven Mok, Edwin	Appellants	ON	Appeal		Intellectual property law – Patents – standard of review - obviousness
23.	FCA	<i>Telus Communications Inc. v. Federation of Canadian Municipalities</i>	04/13/23	[2023] F.C.J. No. 498, [2023] A.C.F. no 498, 2023 FCA 79	Kain, Brandon Goldenberg, Adam	Respondent	Federal	Appeal	2025 SCC 15	Telecommunications Act – CRTC – Jurisdiction – Wireless services – Radiocommunication Act
24.	FCA	<i>Jog v. Bank of Montreal</i>	03/02/23	[2023] F.C.J. No. 266, 2023 FCA 44	Lonsdale, Christine	Respondent	ON	Appeal		Civil litigation — Civil procedure — Applications and motions — Time requirements — Appeals — Time to appeal — Extension of time —

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										Quashing or dismissal of
25.	FCA	<i>Grant v. Unifor</i>	11/01/22	2022 CarswellNat 24, 2022 FCA 6, 340 A.C.W.S. (3d) 227	Baril, André	Respondent	QC	Appeal		Labour and employment - Unfair labour practices - Timeliness of complaint
26.	FCA	<i>BCE Inc. v. Québecor Média Inc.</i>	09/07/22	[2022] F.C.J. No. 1282, [2022] A.C.F. no. 1282, 2022 FCA 152	Mason, Steven, Vendette, Isabelle	Applicants	QC	Application		Communications – Broadcasting – Judicial Control – CRTC – Undue preference – Discretionary sports service – Fairness of a pre-assembled packaging
27.	FCA	<i>Pharmascience Inc. v. Bristol-Myers Squibb Canada Co.</i>	08/04/22	[2022] F.C.J. No. 1177, 2022 FCA 142	Mason, Steven Tait, David Mendis, Sanjaya Holtom, James	Respondents	ON	Appeal	Leave to the SCC dismissed 2023 CanLII 24507	Intellectual property law – Patents – Application – Claims – Selection patents – Procedure – Appeals – Judicial review - Grounds
28.	FCA	<i>Fibrogen, Inc. v. Akebia Therapeutics Inc.</i>	07/19/22	[2022] F.C.J. No. 1073, 2022 FCA 135, 471 D.L.R. (4 th) 746	Batner, Sarit Burgess, Michael	Respondents	ON	Appeal		Civil litigation – Interlocutory proceedings – Federal Court – Confidential Agreement – Protective Order – Challenged confidentiality designations – Failure to dismiss appeal on basis of mootness
29.	FCA	<i>Swist v MEG Energy Corp.</i>	6/20/22	[2022] F.C.J. No. 919, 2022 FCA 118, 2022 CarswellNat 2208	Tanner, Steven	Respondent	ON	Appeal	Leave to the SCC dismissed 2023 CanLII 19749	Intellectual property law – Patents – Infringement – Defences to infringement – Anticipation - Procedure
30.	FCA	<i>Farmers Edge Inc. v. Farmobile, LLC</i>	6/16/22	[2022] F.C.J. No. 938, 2022 FCA 116	Tait, David Holtom, James	Appellant	ON	Appeal		Civil litigation – Civil procedure – Pleadings – Amendment of – Statement of defence – Leave to amend - Appeals

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31.	FCA	<i>CSX Transportation, Inc. v. ABB Inc.</i>	5/31/22	[2022] F.C.J. No. 870, 2022 FCA 96	Hubbard, Chris	Appellant	ON	Appeal		International law – Proceedings – Appeals and judicial review – Natural justice – Procedural fairness
32.	FCA	<i>Airbnb, Inc. v. Lin</i>	01/06/22	[2022] F.C.J. No. 2, 2022 FCA 3	Yates, Jill Williams, Patrick	Appellants	BC	Appeal		Civil litigation – Civil procedure – Parties – Class or representative actions – Certification Settlements – Approval – Appeals – Quashing or dismissal of
33.	FCA	<i>McNeeley v. Canada</i>	11/15/21	[2021] F.C.J. No. 1868, 2021 FCA 218	Koshal, Anu	Appellants	ON	Appeal		Income tax – Employee benefit plans – Employee trusts
34.	FCA	<i>Portnov v. Canada (Attorney General)</i>	08/23/21	[2021] F.C.J. No. 898, 2021 FCA 171	Hall, Geoff R. Boscariol, John Glasgow, Robert	Appellant	ON	Appeal		Government law – Federal parliament – Statutory instruments – Freezing Assets of Corrupt Foreign Officials Act
35.	FCA	<i>TVA Group Inc. v. Bell Canada</i>	07/28/21	[2021] F.C.J. No. 799, [2021] A.C.F. no 799, 2021 FCA 153	Mason, Steven Kain, Brandon	Respondents	ON	Appeal		Media and Communications Law – impugned decisions – Broadcasting Act – withholding signal
36.	FCA	<i>Sunovion Pharmaceuticals Canada Inc. v. Taro Pharmaceuticals Inc.</i>	06/09/21	[2021] F.C.J. No. 564, 2021 FCA 113	Tait, David Holtom, James	Appellants	ON	Appeal		Intellectual property law – Patents – Procedures - Amendment
37.	FCA	<i>Société de fiducie Blue Bridge Inc. c. Canada (Revenu national)</i>	06/09/21	2021 CAF 114, 2021 CarswellNat 1765 2021 D.T.C. 5072, 333 A.C.W.S. (3d) 219	Cloutier, Nicolas X.	Appellant	QC	Interlocutory	Application for leave to appeal and motion for a stay of execution dismissed on 2021-12-16	Procedure on appeals - Stay of execution - Tax - Income tax - Foreign income - Tax treaties - Double taxation - Exchange of information

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									(docket 39682)	
38.	FCA	<i>Teksavvy Solutions Inc. v. Bell Media Inc</i>	05/26/21	[2021] F.C.J. No. 486, 2021 FCA 100	Sookman, Barry Mason, Steve Glover, Dan	Interveners	ON	Appeal		Media and Communications Law – transmission of copyright works – site-blocking order was just and equitable - Canadian Charter of Rights and Freedoms
39.	FCA	<i>Canadian Imperial Bank of Commerce v. Canada</i>	05/20/21	[2021] F.C.J. No. 504, 2021 FCA 96, 2021 CarswellNat 1597, [2021] G.S.T.C. 43, 2021 D.T.C. 5059	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Taxation — Goods and Services Tax (GST) — Supply — Taxable supply
40.	FCA	<i>Société de fiducie Blue Bridge Inc. c. Canada (Revenu national)</i>	03/24/21	2021 FCA 62, 2021 CAF 62, 2021 CarswellNat 4972, 2021 CarswellNat 764, 2021 D.T.C. 5035, 2021 D.T.C. 5134, 330 A.C.W.S. (3d) 218	Cloutier, Nicolas X.	Appellant	QC	Final	Application for leave to appeal and motion for a stay of execution dismissed on 2021-12-16 (docket 39682)	Tax - Income tax - Foreign income - Tax treaties - Double taxation - Exchange of information
41.	FCA	<i>Canadian Imperial Bank of Commerce v. Canada</i>	01/22/21	[2021] F.C.J. No. 59, 2021 FCA 10, 456 D.L.R. (4 th) 722, 2021 CarswellNat 103, [2021] G.s.T.C. 6, 327 A.C.W.S. (3d) 139	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Excise Tax Act – financial service definition – Bank Act – administrative service – person at risk
42.	FCA	<i>Jog v. Bank of Montreal</i>	12/16/20	[2020] F.C.J. No. 1201, 2020 FCA 218	McNeill-Keller, Kate Aberant, Benjamin Lindner, Justine	Respondent	ON	Appeal		Administration law – Bodies under review – Practice and procedure
43.	FCA	<i>Bell Canada v. British Columbia Broadband Assn.</i>	09/10/20	[2020] F.C.J. No. 910, 2020 FCA 140	Mason, Steven Kain, Brandon Lizius, Richard	Appellant	ON	Appeal		Administrative law – Bodies under review – Nature of body – Media

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					Goldenberg, Adam					and communications
44.	FCA	<i>3510395 Canada Inc. v. Canada (Attorney General)</i>	06/05/20	[2020] F.C.J. No. 64, 2020 FCA 103	Sookman, Barry Morgan, Charles Glover, Daniel	Appellant	ON	Appeal		Constitutional law – Division of powers – Federal jurisdiction
45.	FCA	<i>ING Bank N.V. c. Canpotex Shipping Services Limited</i>	05/05/20	[2020] F.C.J. No. 571, 2020 FCA 83	Feder, Michael Williams, Patrick	Appellant	BC	Appeal		Contracts - Interpretation
46.	FCA	<i>ING Bank N.V. c. Canpotex Shipping Services Limited</i>	05/05/20	[2020] F.C.J. No. 570, 2020 FCA 84	Feder, Michael Williams, Patrick	Appellant	BC	Appeal		Civil litigation – Civil procedure - Costs
47.	FCA	<i>Toronto-Dominion Bank v Canada</i>	04/29/20	[2020] F.C.J. No. 569, 2020 FCA 80, 2020 CAF 80, [2020] G.S.T.C. 16, 2020 D.T.C. 5042, 78 C.B.R. (6 th) 104, 2020 CarswellNat 1443	Lonsdale, Christine	Appellant	ON	Appeal		Taxation – GST – Collection and remittance – Deemed Trust
48.	FCA	<i>Bank of Montreal v Li</i>	01/24/20	[2020] F.C.J. No. 95, 2020 FCA 22, 2020 CLLC para 210-028, 443 D.L.R. (4 th) 688, 60 C.C.E.L. (4 th) 1, 2020 CarswellNat 126	Kain, Brandon Kapur, Sunil Pengelly, Patrick	Appellant	ON	Appeal		Labour arbitration – Process and procedure – Bars – Prior settlement
49.	FCA	<i>Apotex v. Bristol-Myers Squibb Canada Co.</i>	06/27/19	2019 FCA 194, 2019 CarswellNat 3391, 165 C.P.R. (4 th) 241, 307 A.C.W.S. (3d) 488	Tait, David Mendis, Sanjaya	Respondents	ON	Appeal		Civil practice and procedure – Discovery – Examination for discovery
50.	FCA	<i>Mediatube Corp. v. Bell Canada</i>	06/11/19	[2019] F.C.J. 684, 2019 FCA 176, 166 C.P.R. (4 th) 95, 2019 CarswellNat 2404	Mason, Steve	Respondent	ON	Appeal		Intellectual property law – Patents – Infringement -- Procedure
51.	FCA	<i>CIBC World Markets Inc. v. Canada</i>	05/15/19	[2019] F.C.J. No. 560, [2019] A.C.F. no. 560, 2019 FCA 147	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Statutory interpretation — Statutes — Construction — By context — Legislative intent

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										Taxation — Goods and Services Tax (GST) — Interpretation — Principles of statutory interpretation
52.	FCA	<i>Packers Plus Energy Services Inc. v. Essential Energy Services Ltd.</i>	04/24/19	[2019] F.C.J. No. 459, 2019 FCA 96, 164 C.P.R. (4 th) 191, 2019 CarswellNat 1338	Burgess, Michael	Appellants	Federal	Appeal		Intellectual property law (Patents) — Patents — Defences to infringement — Invalidity of patent — Obviousness
53.	FCA	<i>Administration de pilotage des Laurentides c. Corporation des pilotes du Saint-Laurent Central Inc.</i>	04/16/19	2019 CAF 83, 2019 CarswellNat 1232, 306 A.C.W.S. (3d) 229, 52 Admin. L.R. (6th) 209	Lortie, Jean	Respondent	QC	Appeal		Judicial review - Standing - Maritime and admiralty law --- Pilots and pilotage authorities - Pilotage authorities - Powers - Disciplinary action
54.	FCA	<i>Fonds de solidarité des travailleurs du Québec c. Canada</i>	02/22/19	2019 CAF 36, 2019 CarswellNat 512, 2019 D.T.C. 5024, 302 A.C.W.S. (3d) 432	Cloutier, Nicolas X.	Appellant	QC	Appeal		Tax - Income Tax - Business and property income - Expenses - Purpose of gaining or producing income
55.	FCA	<i>Elson v. Canada (Attorney General)</i>	02/08/19	2019 FCA 27, 2019 CarswellNat 280, 301 A.C.W.S. (3d) 652	Mason, Steven Kain, Brandon Lizius, Richard	Appellant	ON	Appeal		Natural resources – Fish and wildlife – Practice and procedure – Judicial review
56.	FCA	<i>Bell Canada v. 7262591 Canada Ltd. (d.b.a. Gusto TV)</i>	10/01/18	[2018] F.C.J. No. 970, [2018] A.C.F. no 970, 2018 FCA 174	Mason, Steven Kain, Brandon Lizius, Richard	Appellants	ON	Appeal		Appeal – CRTC
57.	FCA	<i>Mediatube Corp. v. Bell Canada</i>	06/28/18	2018 FCA 127, 2018 CarswellNat 3399, 156 C.P.R. (4 th) 289, 293 A.C.W.S. (3d) 726	Mason, Steven	Respondents	ON	Appeal		Civil practice and procedure – Practice on appeal – Notice of appeal - Amendments
58.	FCA	<i>Laurentian Pilotage Authority v. Corporation des Pilotes du Saint-Laurent Central Inc.</i>	06/13/18	2018 CAF 117, 2018 FCA 117, 2018 CarswellNat 2888, 2018 CarswellNat 2889, 299 A.C.W.S. (3d) 235	Baril, André L. Theophilopoulos, Diana	Respondent	QC	Appeal		Labour law - Arbitration - Guidelines on conducting final offer arbitration - Distinction from interest arbitration

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59.	FCA	<i>Iggillis Holdings Inc. v. Canada (National revenue)</i>	03/06/18	[2018] F.C.J. No. 231, 2018 FCA 51, 2018 D.T.C. 5027, 288 A.C.W.S. (3d) 681, [2018] 4 C.T.C. 1, 16 C.P.C. (8 th) 267, 80 B.L.R. (5 th) 85, 2018 CarswellNat 702, 420 D.L.R. (4 th) 477	Feder, Michael Williams, Patrick	Intervener	BC	Appeal		Solicitor-client privilege – Common interest privilege
60.	FCA	<i>Bell Canada v. Canada (Attorney General)</i>	12/18/17	[2017] F.C.J. No. 1252, 2017 FCA 249	Mason, Steven Kain, Brandon Glover, Daniel Lizius, Richard	Appellants	ON	Appeal		Intellectual property law – Copyright – Transfer or assignment – Media and communications law – Broadcasting policy – Distribution undertakings – Simultaneous substitution – Advertising
61.	FCA	<i>Bristol-Myers Squibb Canada Co. v. Apotex Inc.</i>	09/18/17	[2017] F.C.J. No. 885, 2017 FCA 190	Mason, Steven Tait, David	Appellant	ON	Appeal		Intellectual property law – Patents – Infringement – Invalidity of Patent - Obviousness
62.	FCA	<i>Re:Sound v. Canadian Association of Broadcasters</i>	06/28/17	[2017] F.C.J. No. 646, 2017 FCA 138	Sookman, Barry	Applicant	ON	Judicial Review		Intellectual property (Copyright) – Royalties – Copyright Board – Tariff hearings
63.	FCA	<i>Bristol-Myers Squibb Canada Co. v. Teva Canada Limited</i>	04/11/17	[2017] F.C.J. No. 358, 2017 FCA 76	Mason, Steven Tait, David Mendis, Sanjaya	Appellant	ON	Appeal		Intellectual property law – Criteria for patent prosecution – Non- obviousness – inventive ingenuity
64.	FCA	<i>Swist v. Meg Energy Corp.</i>	11/15/16	[2016] F.C.J. No. 1327, 2016 FCA 283	Tanner, Steven	Respondent	ON	Appeal		Civil litigation – costs – security for costs – where plaintiff insolvent or impecunious
65.	FCA	<i>Bell Canada v. Canada (Attorney General)</i>	09/02/16	[2016] F.C.J. No. 964, 2016 FCA 217	Mason, Steven Kain, Brandon Lizius, Richard	Appellants Interveners	ON	Appeal		Media and communications law – CRTC -

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66.	FCA	<i>Bell Mobility Inc. V. Klass</i>	06/20/16	[2016] F.C.J. No. 633, 2016 FCA 185	Kain, Brandon Lizius, Richard	Appellant	ON	Appeal		Administrative law – media and communications law – telecommunications - bodies under review – nature of body – powers or function – legislative framework
67.	FCA	<i>Merck & Co., Inc. v. Apotex Inc.</i>	07/23/15	[2015] F.C.J. No. 900, 2015 FCA 171	Mason, Steven Tait, David	Respondents	ON	Appeal		Intellectual property law (patents) – appeal by Apotex from award of damages in favour of Merck dismissed – Trial judge found appellant infringed respondent's patent between 1997 and 2001 by preparing 60 per cent of lovastatin it sold using respondent's patented process
68.	FCA	<i>Public Television Association of Quebec v. Canada (National Revenue)</i>	07/22/15	2015 FCA 170	McEachren, Troy	Appellant	Federal	Appeal		Taxation - Income tax - Special rules - Charities - Revocation of registration - Fundraising agreement
69.	FCA	<i>Apotex Inc. v. Allergan Inc.</i>	06/03/15	[2015] F.C.J. No. 953, 2015 FCA 137	Mason, Steven Tanner, Steven Mendis, Sanjaya	Respondents	ON	Appeal		Intellectual property law – defences to infringement – anticipation (lack of novelty) – obviousness – appeal by Apotex from order prohibiting issuance of notice of compliance with respect to generic eye drops dismissed
70.	FCA	<i>Abbvie Corp. V. Janssen Inc.</i>	10/28/14	[2014] F.C.J. No. 1082, 2014 FCA 242	Mason, Steven	Respondent	ON	Appeal		Intellectual property law – defences to infringement – obviousness – appeal by Janssen Inc. from decision dismissing its motion to amend its defence and

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										counterclaim in action for patent infringement by adding new prior art references contained in its expert report allowed
71.	FCA	<i>Canada (National Revenue) v. Sifto Canada Corp.</i>	10/10/14	[2014] F.C.J. No. 567, [2014] A.C.F. no.567, 2014 FCA 140	Nanji, Al-Nawaz	Respondent	Federal	Appeal		Taxation — Federal income tax — Appeals — Federal Courts — Judicial review applications
72.	FCA	<i>Sanofi-Aventis Canada Inc. v. Apotex Inc.</i>	03/14/14	[2014] F.C.J. No. 294, 2014 FCA 66	Mason, Steven Tait, David Medis, Sanjaya	Appellants	ON	Appeal		Civil litigation – appeals by Sanofi from dismissal of appeal from denial of motion to amend statement of defence and from order striking portions of expert reports dismissed – opinion evidence – admission of reports
73.	FCA	<i>Sanofi-Aventis Canada Inc. v. Teva Canada Limited</i>	03/14/14	[2014] F.C.J. No. 255, 2014 FCA 69	Mason, Steven Medis, Sanjaya	Appellants	ON	Appeal		Intellectual property law – appeal by Sanofi from dismissal of defence regarding validity of s. 8 of Patented Medicines (Notice of Compliance) Regulations dismissed
74.	FCA	<i>Teva Canada Limited v. Sanofi-Aventis Canada Inc.</i>	03/14/14	[2014] F.C.J. No. 286, 2014 FCA 67	Mason, Steven Mendis, Sanjaya	Respondent	ON	Appeal		Intellectual property law (patents) – Accounting of profits – appeal by innovator and generic drug manufacturer from award of damages for loss of sales of generic ramipril dismissed
75.	FCA	<i>Sanofi-Aventis Canada Inc. v. Teva Canada Ltd.</i>	03/14/14	[2014] F.C.J. No. 254, 2014 FCA 65	Mason, Steven Mendis, Sanjaya	Appellants	ON	Appeal		Civil litigation – amendment of statement of defence – appeal by Sanofi from dismissal of

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
										appeal from denial of motion to amend statement of defence dismissed
76.	FCA	<i>Apotex Inc. v. Sanofi-Aventis</i>	03/14/14	[2014] F.C.J. No. 295, 2014 FCA 68	Mason, Steven Tait, David Mendis, Sanjaya	Appellants	ON	Appellants		Intellectual property law (patents) – Appeals by generic drug manufacturer and innovator drug manufacturer from judgment ordering innovator to compensate generic for lost profits resulting from delayed market entry allowed in party
77.	FCA	<i>Canada (Attorney General) v. Canadian Human Rights Commission</i>	03/11/13	[2013] F.C.J. No. 249, 2013 FCA 75	Tanner, Steven	Intervener	ON	Appeal		Aboriginal law – Aboriginal status and rights – Duties of the Crown – Government benefits, services and programs – Appeal by Attorney General from successful application by First Nations organizations
78.	FCA	<i>BCE Inc. v. Telus Communications Company</i>	02/26/13	[2013] F.C.J. No. 206, 2013 FCA 58	Kain, Brandon	Appellants	ON	Appeal		Administrative law – judicial review and statutory appeal – when available – moot or academic issues – Appeal by Bell from CRTC's decision
79.	FCA	<i>Wenzel Downhole Tools Ltd. V. National-Oilwell Canada Ltd.</i>	12/20/12	[2012] F.C.J. No. 1654, 2012 FCA 333	Smyth, Kara Tanner, Steven	Appellants	ON	Appeal		Intellectual property law – patents – infringement – defences to infringement – invalidity of patent – application (lack of novelty) – obviousness – prior use or knowledge

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
80.	FCA	<i>Apotex Inc. v. Allergan Inc.</i>	11/23/12	[2012] F.C.J. 1467, 2012 FCA 308	Mason, Steven Tanner, Steven	Respondents	ON	Appeal		Intellectual property law – patents – criteria for patent protection - Civil litigation – Civil procedure – Courts – Stare decisis – Use of precedents – Prior decisions of same court – Appeal by generic drug manufacturer from prohibition order preventing it from marketing generic version of drug to prevent glaucoma dismissed
81.	FCA	<i>BCE Inc. v. Telus Communications Inc.</i>	06/28/12	[2012] F.C.J. No. 970, 2012 FCA 198	Kain, Brandon	Appellants	ON	Motion		Civil litigation – civil procedure – publication bans and confidentiality orders – Motion by Bell for confidentiality order respecting material filed in appeal from CRTC decision allowed
82.	FCA	<i>Apotex Inc. v. Merck & Co. Inc.</i>	12/19/11	[2011] F.C.J. No. 1866, 2011 FCA 363	Mason, Steven G. Tait, David	Respondent	ON	Appeal		Intellectual property law – patents – infringement – procedure – evidence - experts
83.	FCA	<i>Apotex Inc. v. Merck & Co. Inc.</i>	12/19/11	[2011] F.C.J. No. 1865, 2011 FCA 364	Mason, Steven G.	Respondent	ON	Appeal		Intellectual property law – patents – infringement – remedies – damages - compensatory
84.	FCA	<i>Air Canada v. Toronto Port Authority</i>	12/12/11	[2011] F.C.J. No. 1725, 2011 FCA 347	Batner, Sarit Kain, Brandon Shaw, Byron	Appellant	ON	Appeal		Administrative law — transportation law — judicial review and statutory appeal — jurisdiction of the court to review

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
85.	FCA	<i>Reference re Broadcasting Act (Can.)</i>	02/28/11	[2011] F.C.J. No. 197, 2011 FCA 64	Mason, Steven Glover, Daniel	Intervenor	ON	Reference		Intellectual property — copyright — media and communications law — broadcasting
86.	FCA	<i>Sirius Canada Inc. v. CMRRA/Sodrac Inc.</i>	12/16/10	[2010] F.C.J. No. 1604, 2010 FCA 348	Glover, Daniel	Respondent	ON	Judicial Review		Intellectual property — copyright infringement — telecommunications
87.	FCA	<i>Maple Leaf Foods Inc. v. Consorzio Del Prosciutto Di Parma</i>	10/27/10	[2010] F.C.J. No. 1205, [2010] A.C.F. no 1205, 2010 FCA 247	Glover, Daniel	Respondent	ON	Appeal		Intellectual property — trademarks
88.	FCA	<i>Alberta (Education) v. Canadian Copyright Licensing Agency (Access Copyright)</i>	07/23/10	[2010] F.C.J. No. 952, [2010] A.C.F. no 952, 2010 FCA 198	Sookman, Barry B. Glover, Daniel	Intervenor	ON	Judicial review	Application for leave to appeal to the SCC submitted, [2010] S.C.C.A. No. 359.	Intellectual property law — copyright — protected subject matter — literary works — books and other writings — royalties — defences to infringement — statutory defences — educational use — fair dealing — copyright board — judicial review — publishing
89.	FCA	<i>Sandoz Canada Inc. v. Abbott Laboratories</i>	06/22/10	[2010] F.C.J. No. 817, [2010] A.C.F. no 817, 2010 FCA 168	Tait, David Mason, Steven	Respondent	ON	Appeal		Patent — defences to infringement — invalidity of patent — obviousness — appeal from an order prohibiting respondent from issuing a notice of compliance to appellant
90.	FCA	<i>Standing Buffalo Dakota First Nation v. Enbridge Pipelines Inc.</i>	12/07/09	[2009] F.C.J. No. 1434, [2009] A.C.F. no 1434, 2009 FCA 308	Mason, Steven G.	Respondent	ON	Appeal	SCC refused leave to appeal: [2009] S.C.C.A. No. 499	Aboriginal law — aboriginal status and rights — duties of the Crown — consultation and accommodation — natural resources law
91.	FCA	<i>Island Timberlands LP v. Canada (Minister of</i>	12/02/09	[2009] F.C.J. No. 1563, [2009] A.C.F. no 1563, 2009 FCA 353	Hall, Geoff R.	Appellant	ON	Appeal		International trade law — natural resources law — forestry products —

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
		<i>Foreign Affairs)</i>								protection of commercial interests — export
92.	FCA	<i>Canada Trustco Mortgage Company v. Canada</i>	09/15/09	[2009] F.C.J. No. 1151, [2009] A.C.F. no 1151, 2009 FCA 267	Sutton, Thomas N.T. Meredith, Heather L.	Appellant	ON	Appeal	Appeal, December 10, 2010 ([2009] C.S.C.R. no 458; [2009] S.C.C.A. No. 458)	Taxation — income tax — collection — garnishment — minister of national revenue issuing requirements to pay to applicant financial institution with respect to lawyer's tax liability
93.	FCA	<i>FMC Technologies Company v. Canada</i>	06/24/09	[2009] F.C.J. No. 818, [2009] A.C.F. no. 818, 2009 FCA 217	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Taxation — Federal income tax — General principles — Interpretation — Associated corporations — Non-residents — Withholding tax — Administration and enforcement — Assessment — Third parties — Collection
94.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Minister of Health)</i>	03/20/09	[2009] F.C.J. No. 345, [2009] A.C.F. no 345, 2009 FCA 94	Tait, David A.	Appellant	ON	Appeal		Intellectual property law — patents — pharmaceuticals
95.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Attorney General)</i>	11/17/08	[2008] F.C.J. No. 1580, 2008 FCA 354, [2009] 3 F.C.R. 547	Zayid, Caroline	Appellant	ON	Appeal		Intellectual property law — patents
96.	FCA	<i>Canada (Attorney General) v. Abbott Laboratories Ltd.</i>	07/25/08	[2008] F.C.J. No. 1154, [2008] A.C.F. no 1154, 2008 FCA 244	Mason, Steven	Respondent	ON	Appeal	Application for Leave to Appeal to SCC dismissed: [2008] S.C.C.A. No. 408; [2008] C.S.C.R. no 408	Intellectual property law — patents — pharmaceuticals

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
97.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Attorney General)</i>	05/20/08	[2008] F.C.J. No. 763, [2008] A.C.F. no 763, 2008 FCA 186	Zayid, Caroline R.	Appellant	ON	Appeal		Intellectual property law — patents — criteria for patent protection — subject matter — product or substance
98.	FCA	<i>Ellis v. Canada</i>	03/07/08	[2008] F.C.J. No. 362, 2008 FCA 92, 2008	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Taxation — Income tax — Assessments and reassessments — Appeals — To courts — Capital losses
99.	FCA	<i>Apple Canada Inc. v. Canadian Private Copying Collective,</i>	01/10/08	[2008] F.C.J. No. 5, [2008] A.C.F. no 5, 2008 FCA 9	Sookman, Barry B. Mason, Steven G.	Intervenor	ON	Judicial Review		Intellectual property law — copyright — protected subject matter — digital works — sound recordings — copyright board — jurisdiction — information technology
100.	FCA	<i>Canadian Wireless Telecommunications Assn. v. Society of Composers, Authors and Music Publishers of Canada,</i>	01/09/08	[2008] F.C.J. No. 21, [2008] A.C.F. no 21, 2008 FCA 6,	Sookman, Barry B. Glover, Daniel	Applicant	ON	Judicial Review	Leave to appeal to the SCC dismissed ([2008] S.C.C.A. No. 135, 09/18/2008)	Intellectual property law — copyright — constitutional issues and legislation — copyright act
101.	FCA	<i>Timberwest Forest Corp. v. Canada,</i>	12/07/07	2007 FCA 389, [2007] F.C.J. No. 1649, [2007] A.C.F. no 1649	Hall, Geoff R.	Appellant	ON	Appeal		Constitutional law — division of powers — jurisdiction — exports of logs
102.	FCA	<i>Novopharm Limited v. Abbott Laboratories Limited</i>	06/28/07	[2007] F.C.J. No. 935, [2007] A.C.F. no 935, 2007 FCA 251	Mason, Steven	Respondent	ON	Appeal		Intellectual property law — patents — pharmaceuticals
103.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Minister of Health)</i>	05/16/07	[2007] F.C.J. No. 686, [2007] A.C.F. no 686, 2007 FCA 187	Mason, Steven	Appellant	ON	Appeal	Motion for Costs: 2008 FC 693	Intellectual property law — patents — pharmaceuticals

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
104.	FCA	<i>Sedona Networks Corporation v. Canada</i>	04/30/07	[2007] F.C.J. No. 624, [2007] A.C.F. no.624, 2007 FCA 169	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Taxation — Income tax — Assessments and reassessments — Appeals — To courts — Corporations — Shareholders
105.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Minister of Health)</i>	04/19/07	[2007] F.C.J. No. 543, [2007] A.C.F. no 543, 2007 FCA 153	Mason, Steven	Appellant	ON	Appeal	Motion for Costs: 2008 FC 693	Intellectual property law — patents — pharmaceuticals
106.	FCA	<i>Pharmascience Inc. v. Canada (Health)</i>	04/05/07	[2007] F.C.J. No. 506, [2007] A.C.F. no 506, 2007 FCA 140	Mason, Steven	Respondent	ON	Appeal		Intellectual property law — patents — pharmaceuticals — issue estoppel
107.	FCA	<i>Ratiopharm Inc. v. Canada (Health)</i>	02/23/07	[2007] F.C.J. No. 270, [2007] A.C.F. no 270, 2007 FCA 83	Mason, Steven G. Tait, David	Respondent	ON	Appeal		Intellectual property law — patents — criteria for patent protection — subject matter — product or substance — novelty — invention — non-obviousness — appeal by Ratiopharm from order granting Abbott Laboratories' application for order prohibiting minister of health from issuing a notice of compliance to Ratiopharm until after the expiration of patent dismissed — composition sufficiently inventive to qualify for a patent and was not an attempt to evergreen Abbott's expired patent
108.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Minister of Health)</i>	02/15/07	[2007] F.C.J. No. 233, [2007] A.C.F. no 233, 2007 FCA 73	Mason, Steven	Appellant	ON	Appeal		Intellectual property law — patents — pharmaceuticals

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
109.	FCA	<i>Williston v. Canada</i>	09/26/06	[2006] F.C.J. No. 1441, [2006] A.C.F. No. 1441, 2006 FCA 316	Sinha, Awanish	Respondent	ON	Appeal		Lands — proprietary estoppel — lease — <i>terres cédées</i> — surrendered
110.	FCA	<i>Abbott Laboratories v. Canada (Health)</i>	05/18/06	[2006] F.C.J. No. 782, [2006] A.C.F. no 782, 2006 FCA 187	Mason, Steven	Appellant	ON	Appeal	Leave to appeal dismissed: [2006] S.C.C.A. No. 292	Intellectual property law — patents — pharmaceuticals
111.	FCA	<i>Gaudreau v. Canada</i>	11/16/05	[2005] F.C.J. No. 1922, [2005] A.C.F. no. 1922, 2005 FCA 388	Nanji, Al-Nawaz	Appellant	Federal	Appeal		Taxation — Income tax — Residence — Of individuals — Ordinarily resident
112.	FCA	<i>Abbott Laboratories Ltd. v. Canada (Minister of Health)</i>	06/29/05	[2005] F.C.J. No. 1147, [2005] A.C.F. no 1147, 2005 FCA 250	Mason, Steven	Respondent	ON	Appeal	Leave to appeal dismissed: [2005] S.C.C.A. No. 459	Intellectual property law — patents — pharmaceuticals
113.	FCA	<i>Abbott Laboratories v. Canada (Minister of Health)</i>	04/19/04	[2004] F.C.J. No. 708, [2004] A.C.F. no 708, 2004 FCA 154	Mason, Steven	Appellant	ON	Appeal		Intellectual property law — patents — pharmaceuticals
114.	FCA	<i>Apotex Inc. v. Canada (Attorney General) (C.A.)</i>	05/12/00	[2000] F.C.J. No. 634, [2000] A.C.F. no 634, [2000] 4 F.C. 264, [2000] 4 C.F. 264	Zayid, Caroline R.	Respondent	ON	Appeal	SCC refused leave to appeal: [2000] S.C.C.A. No. 379	Patents — practice — pleadings — mootness, abuse of process — administrative law — judicial review
115.	FCA	<i>Burger King Restaurants of Canada Inc. v. Canada</i>	01/12/00	2000 CanLII 14854, 54 D.T.C. 6061, [2000] F.C.J. No. 16, [2000] A.C.F. no 16	Steep, R. Paul	Appellant	ON	Appeal		Income tax — computation of tax, rules for corporations — investment tax credits — qualified property — food preparation and processing
116.	FCA	<i>Canadian Imperial Bank of Commerce v. Syndicat des</i>	03/30/99	[1999] F.C.J. No. 418, [1999] A.C.F. no 418, 242 N.R. 188, 88	Baril, André	Applicant	QC	Judicial review		Labour relations — unions — certification, applications — disposition

NO.	COURT	CASE	DATE	CITATIONS	LAWYER	ACTED FOR	REGION	TYPE OF APPEAL	FURTHER HISTORY	LEGAL AND INDUSTRY FOCUS
		<i>Employées et Employés Professionnels</i>		A.C.W.S. (3d) 801						
117.	FCA	<i>Nintendo of America Inc. v. Camerica Corp.</i>	05/24/91	[1991] F.C.J. No. 445, [1991] A.C.F. No 445, 127 N.R. 232, 36 C.P.R. (3d) 352, 26 A.C.W.S. (3d) 1340	Sookman, Barry B.	Respondent	ON	Appeal		Practice — interlocutory injunctions — infringement of copyright — balance of convenience
FCA Total Appeals: 117										