



Sidney Elbaz

Montréal

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education and year of call

- Called to the Quebec bar - 2006
- Cambridge University, LLM - 2008
- University of Ottawa, LLB (Common Law) - 2006
- University of Ottawa, LLL - 2004
- McGill University, BA - 2001

practice areas

litigation

class actions

product liability

competition and antitrust

franchise and distribution

franchising and distribution disputes

cartels

restructuring and insolvency

security enforcement

industries

aviation

banking, finance and insurance

pharmaceuticals

transportation

franchising and distribution

manufacturing, distribution and retail

profile

Sidney Elbaz is a partner in the litigation group that specializes in class actions, commercial litigation and product liability matters. Sidney has appeared before all levels of the Quebec Courts, the Federal Courts and other specialized tribunals.

Sidney has extensive experience in defending class action matters alleging violations of the Quebec Consumer Protection Act, in particular in relation to matters concerning allegations of false representations, product liability and failure to warn claims.

He has also acted as Quebec counsel in numerous cartel and conspiracy litigations. He has been involved in defending many of the recent major class action cases in Quebec involving allegations of anti-competitive activities, including the air cargo, air passenger, chocolate, gas retail, DRAM and optical lenses cases.

Sidney has represented clients in complex proceedings in a variety of different fields, in doing so, Sidney has acted for a variety of clients in various industries, including pharmaceutical, aviation, banking and manufacturers of building and plumbing materials to name a few.

directorships and professional associations

- Canadian Bar Association
- Defense Research Institute (DRI)

representative matters

- Co-counsel acting on behalf of the Canadian Association of Insolvency and Restructuring Professionals (CAIRP) before the Supreme Court of Canada in *Quebec (Revenue) v. Caisse populaire Desjardins de Montmagny*, 2009 SCC 49,

[2009] 3 SCR 286;

- Acting as Quebec counsel to major global manufacturers in connection with their product liability litigations;
- Representing a leading pharmaceutical company in a class proceeding in Quebec involving product liability and consumer protection allegations;
- Acted on behalf of manufacturers in a product liability claim resulting in personal injury claims;
- Representing a gas retailer in the Quebec class action concerning the allegations of price fixing of gasoline in the retail level;
- Quebec co-counsel for a defendant in the DRAM alleged price fixing class action;
- Advising an important Norwegian equipment lessor and ship designer in the context of Davie Yard's restructuring under the *Companies' Creditors Arrangement Act*;
- Advising one of the lenders in Mecachrome's restructuring under the *Companies' Creditors Arrangement Act*;
- Counsel for the receiver in a cross-border restructuring of major plastic manufacturer.

awards and rankings

- Recognized by *Best Lawyers in Canada (2020)* as a leading lawyer in the area of Class Action Litigation
- Recognized in the *2019 Benchmark Litigation Canada Guide* as a Litigation Star

teaching engagements

- Lecturer University of Ottawa National Program-Security for Debt (in 2008 and 2009)

community involvement

- Volunteer for child and adult services activities aimed at integrating adults with developmental disabilities into their community

publications

April 2015

Commentaire sur la décision Dion c. Compagnie de services de financement Primus Canada – Éclaircissements de la Cour d'appel sur les représentations au consommateur et les dommages
Repères

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November 2014

Access by Private Litigants to Criminal Investigations' Wiretaps:
Has the Supreme Court of Canada Opened the Floodgates?
Privacy Bulletin

October 2014

The Supreme Court of Canada rules on the issue of "credit
charges" pursuant to the *Consumer Protection Act* and the
issuance of punitive damages
Class Action Bulletin

July 2014

Assigning Contracts in Canadian Insolvency Proceedings
Restructuring and Insolvency Bulletin

July 2014

Restrictions to unilateral contractual amendments... and to
punitive damages
Consumer Protection Bulletin

January 2014

Commentaire sur les décisions *Dubé c. Nissan Canada
Finance, division de Nissan Canada inc.* ; *Dion c. Compagnie
de services de financement automobile Primus Canada* ;
*Daneau c. General Motors Acceptance Corporation du Canada
Itée (GMAC)* ; *St-Pierre c. B
Repères*

November 2013

Infineon Technologies AG v Option consommateurs: has the
Supreme Court of Canada opened the door to purely
speculative class action claims?
Class Action Bulletin

November 2013

Supreme Court of Canada trilogy holds that indirect purchasers
may advance class action for recovery of unlawful price-fixing
Class Action Bulletin