

JOSÉANE CHRÉTIEN

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Joséane Chrétien is a leading litigation lawyer with extensive experience in complex class actions. She represents clients in disputes involving breaches of the *Consumer Protection Act* and the *Competition Act*, product liability issues, cartels, and false representations. Her broad industry knowledge spans the banking and finance, manufacturing and retail sectors. She worked several years for both plaintiffs and defendants, giving her a unique insight to develop practical and effective strategies.

Also highly experienced in general commercial litigation, Joséane acts in contract and shareholder disputes. She has appeared before the Court of Québec, the Superior Court of Québec, its Court of Appeal and the Régie de l'énergie. Her publications have been cited in various court judgments. The legal directory *Best Lawyers in Canada* consistently recognizes Joséane as a leading lawyer in corporate and commercial litigation.

Email: joseane.chretien@mcmillan.ca

Expertise: Banking & Finance, Class Actions, Litigation & Dispute Resolution, Manufacturing

Language Spoken: English, French

LinkedIn: <https://www.linkedin.com/in/joseanechretien/>

Location: Montréal

Phone: 514.375.5116

Position/Title: Partner, Class Actions

Community Involvement:

- Acting on behalf of women health care clinics in the constitutional challenge of the “bubble zone” implemented according to the *Act respecting health services and social services*

Directorships & Affiliations:

- Complaint revision committee, Quebec Bar, since September 2018
- President of the Salon Visez Droit, Montréal Bar, since 2018 (member of the organizing committee since 2015)
- Co-President, Oxford and Cambridge Society of Montréal, since 2015
- President, Town of Mont-Royal Figure Skating Club, since 2016
- President of the Young Bar of Montreal (2009-10)

Publications:

- "Contestation and default of the defendant, in *JurisClasseur Québec - Collection Droit civil - Procédure civile 1*," Fascicule 15, Montréal, LexisNexis Canada, 2015, Loose leaf volume (*available in French only*) (2020)
- "Admission, in *JurisClasseur Québec - Collection Droit civil - Evidence et prescription* ," Fascicule 8, Montréal, LexisNexis Canada, 2012, Loose leaf volume (*available in French only*) (2020)
- "Legal hypothec of the state or of legal persons established in the public interest, in *JurisClasseur Québec Collection Droit civil - Sûretés* ," Fascicule 12, Montréal, LexisNexis Canada, 2011, Loose leaf volume (*available in French only*) (2020)
- "Secret d'état, Privilège parlementaire et Secret du délibéré," Claude Marseille (dir.), December 2015
- "Les objections à la preuve (chapitres 9, 10 et 11, pages 153 à 172)," LexisNexis Canada, December 2015
- "Contestation et défaut du défendeur," dans *JurisClasseur Québec – Collection Droit civil (Procédure civile 1, fascicule 15)*, LexisNexis Canada, Éd. feuilles mobiles, April 2015
- "L'aveu," dans *JurisClasseur Québec – Collection Droit civil (Preuve et prescription, fascicule 8)*, LexisNexis Canada, Éd. feuilles mobiles, December 2012
- "Hypothèque légale de l'État ou de personnes morales de droit public," *JurisClasseur Québec, Collection Droit civil (Sûretés, fascicule 12)*, LexisNexis Canada, Éd. feuilles mobiles, December 2011
- "Proportionality and Québec Class Actions – Where do we Stand?," *Class Action Defense Quarterly Newsletter*, LexisNexis Canada, March 2010
- "Les recours collectifs – la jurisprudence en évolution, dans *La réforme du Code de procédure civile, trois ans plus tard*," (pages 21 - 60), 2006
- "S. Conte et K. Taylor," *Service de formation continue du Barreau du Québec* (2006), Éditions Yvon Blais, 2006

Education & Admissions:

Degree: Called to the Québec bar

Year: 2003

Degree: Doctorate in Civil Law

University: McGill University

Year: In progress

Degree: LLM

University: University of Montréal

Year: 2016

Degree: Master in Comparative and European Law

University: University of Oxford, Brasenose College (UK)

Year: 2003

Degree: LLB

University: University of Montréal

Year: 2001

Media Mentions:

- "[Demande de recours collectif contre Samsung](#)," by Radio-Canada, *Droit Inc.*, February 27, 2020

Rankings & Recognition:

- Recognized by *Best Lawyers* in Canada (2022) as a leading lawyer in the area of Corporate and Commercial Litigation
- Recognized by the *Best Lawyers* in Canada (2021) as a leading lawyer in the area of Corporate and Commercial Litigation
- Recognized by *Best Lawyers* in Canada (2020) as a leading lawyer in the area of Corporate and Commercial Litigation
- Recognized by *Best Lawyers* in Canada (2017-2019), Corporate and Commercial Litigation

Speaking Engagements:

- Démystify class actions, Webinar, to be presented by Joséane Chrétien Sidney Elbaz (in French)

- January 20, 2021

- Judgment on the merits : a practical guide to the 3rd step of class actions, National Conference on Class Actions 2020, Webinar, panelist

- October 23, 2020

- Critical disability studies, Health law and human enhancement Doctoral school of health law annual seminar, Neuchâtel, Switzerland

- May 17, 2018

- Designer Babies: Creating the Children of our Dream McGill-Ottawa Health Law & Policy Graduate Student Colloquium, Ottawa, Canada

- May 4, 2018

- Legislation of Human Enhancement in the post-darwinian era Doctoral school of health law annual seminar, Florence, Italy

- May 18, 2017

- Legislation of Human Enhancement: a Healthy Concern? McGill-Ottawa Health Law & Policy Graduate Student Colloquium, Montréal, Canada

- May 4, 2017

Representative Matters:

- Acting as Québec counsel to major global manufacturers in connection with their product liability and consumer protection litigations;
- Representing a leading pharmaceutical company in a class proceeding involving product liability allegations;
- Counsel in class actions alleging false representations and damages claims;
- Acting in national class actions based on price fixing and antitrust allegations;
- Advising clients on highly complex commercial litigation

Industries: Banking & Finance, Manufacturing



Practices: Class Actions, Litigation & Dispute Resolution