

## LINDSAY LORIMER



**Categories:** [ESG](#), [People](#), [Lawyers](#)

Lindsay Lorimer is a partner in the Litigation and Dispute Resolution Group and is regarded as a “fierce advocate both in trial and at mediation”. Lindsay's practice is heavily focused on product liability defence, products related regulatory issues as well as class actions and insurance litigation matters. She is consistently recognized for her expertise in numerous directories, both Canadian and global, including *Lexpert*, *Benchmark*, *Chambers* and *Who's Who Legal*. She was recognized by *Who's Who Legal* as a Global Thought Leader and was the Winner of Lexology's Client Choice Award for Product Liability Defence in 2022.

Lindsay has extensive experience defending class actions and both individual and commercial product liability lawsuits involving a broad range of products including fire and security products, consumer products, food products, pharmaceuticals and medical devices, recreational products, construction and industrial machinery, motor vehicles, building materials and juvenile products. Her broad experience includes cases that involve complex scientific, medical and technical evidence. Lindsay also acts as national counsel to a number of

companies, assisting with coordination and management of their litigation and regulatory matters across Canada and helping them to protect and build their reputation and business in Canada.

She has considerable experience providing advice, and advocating on behalf of companies, in relation to regulatory issues involving Health Canada. Lindsay routinely advises clients in relation to product liability proactive risk management, contractual negotiations and disputes, compliance matters and the regulatory regimes governing the approval and marketing of medical devices, and consumer products in Canada. She has extensive experience managing and resolving compliance issues and working with companies to manage domestic and international product recalls.

Lindsay appears before all levels of court in Ontario, as well as the Financial Services Commission of Ontario and coroner's inquest proceedings. Lindsay is the Vice Chair of the the Defense Research Institute's (DRI) Product Liability Committee and is the Annual Meeting SLC Chair for DRI and is an active member of the International Association of Defence Counsel (IADC).

**Email:** [lindsay.lorimer@mcmillan.ca](mailto:lindsay.lorimer@mcmillan.ca)

**Expertise:** Automotive, Class Actions, Insurance, Manufacturing, Product Liability & Regulation

**Location:** Toronto

**Phone:** 416.865.7197

**Position/Title:** Partner, Product Liability & Regulation | Class Actions

**Community Involvement:**

- Corporate Sponsor Committee, Bessborough Home and School
- Sponsorship, Leaside Minor Novice Gold Hockey

**Directorships & Affiliations:**

- Ontario Bar Association
- Toronto Construction Association
- International Association of Defence Counsel
- The Advocates' Society
- BILD

- Defense Research Institute, Chair of the Juvenile Products Specialized Litigation Group 2017-2018
- Specialized Litigation Group Chair 2019
- Vice Chair of 2020 Product Liability Conference
- Program Chair of the 2021 Product Liability Conference

## Publications:

- "[Canada: Insurance and Reinsurance 2022](#)," The International Comparative Legal Guides, Co-author with Darcy Ammerman, (March 2022)
- "[Insurance & Reinsurance 2021: A practical cross-border insight into insurance and reinsurance law, 10th edition](#)," The International Comparative Legal Guides, Co-author with Darcy Ammerman, March 2021
- "[Canada: Insurance and Reinsurance 2020](#)," The International Comparative Legal Guides (March 2020)
- "[Canada: Insurance and Reinsurance 2020](#)," The International Comparative Legal Guides (April 2019)
- "[The International Comparative Legal Guide to: Insurance & Reinsurance 2018](#)," Global Legal Group (March 2018)
- "[The International Comparative Legal Guide to: Insurance & Reinsurance 2017](#)," Global Legal Group (February 2017)
- "[To Warn or Not to Warn - Obligations, Risks and Considerations in Product Improvements](#)," In-House Defense Quarterly, V.11 number 4 (2017)
- "[The International Comparative Legal Guide to: Insurance & Reinsurance 2016](#)," Global Legal Group (February 2016)
- "[Canada Chapter](#)," The International Comparative Legal Guide to: Insurance & Reinsurance 2015, 4th Edition (2015)
- "Coping with the Proposed Rules, Proposed Guidance and Growing Aggressiveness of the CPSC and Health Canada," In-House Quarterly, Defence Research Institute: by Cheryl Possenti, Aaron Aisen and Lindsay Lorimer (Fall 2014)
- "Expert Evidence in Canada," DRI International Bulletin (June 2014)
- "[Counsel Beware: Changes in Expert Evidence](#)," DRI International (May 2014)
- "What's in Store for the Children's Products Industry, Given the Growing Aggressiveness of the CPSC and Health Canada," Paper & Presentation, Defence Research Institute, Biltmore, Arizona (April 2014)
- "Summary of Child Product Liability Law United States and Canada," Contributor, Juvenile Product Manufacturers Association and Defence Research Institute Children's Products Specialized Litigation Group (September 2013)
- "[Limitation periods where 'discoverability' at issue can now be determined at summary judgment](#),"

Litigation Bulletin December 2010

- "[Supreme Court finds coverage for construction defect claim](#)," Construction Litigation Bulletin (October 2010)
- "[Chinese Drywall - Construction Products Claims and Coverage Issues](#)," CCH: British Columbia Real Estate Law Developments (August 2010)
- "Generic Causation in Canadian Class Actions," For the Defence (a Defence Research Institute publication), (July 2008)
- "Liability of Consultants and Design Professionals," Co-author for the Canadian Legal Institute, presented at the International Construction Super Conference (2001)

#### **Education & Admissions:**

**Degree:** Called to the Ontario bar

**Year:** 2000

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**Degree:** LLB

**University:** Dalhousie University

**Year:** 1998

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**Degree:** BA, History (Dean's List)

**University:** Dalhousie University

**Year:** 1994

#### **Media Mentions:**

- "[Class actions face more scrutiny in Ontario before they can move ahead](#)", by Jack Hauen, Trillium News (January 2024)
- "Ontario summary judgment rules", LawTimes, March 11, 2011

#### **Rankings & Recognition:**

- Recognized in the 2025 Canadian Legal Lexpert Directory as a Consistently Recommended lawyer in the area of Litigation – Product Liability
- Recognized by Chambers Canada (2025) as a leading lawyer in the area of Litigation: Product Liability
- Recognized in the 2024 Lexology Index: Global Elite Report as a Thought Leader in the area of Product



## Liability Defense

- Recognized in the 2024 Lexology Index: Canada Guide as a Recommended lawyer in the area of Product Liability
- Recognized in the 2024 Lexpert Special Edition on Litigation
- Recognized in the 2024 Whos' Who Legal: Product Liability Defence Guide
- Recognized in the 2024 Lexpert Special Edition on Technology and Health Sciences Guide as a Leading Health Sciences Lawyer
- Recognized in the 2024 Benchmark Litigation: Canada Guide
- Recognized in the 2024 Canadian Legal Lexpert Directory as a Consistently Recommended Lawyer in the area of Litigation - Product Liability
- Recognized by Chambers Canada (2024) as a leading lawyer in the area of Litigation: Product Liability
- Recognized in the 2023 Lexpert Special Edition on Canada's Leading Litigation Lawyers as a Leading Litigation Lawyer
- Listed in Who's Who Legal: Canada 2023 as a leader in Product Liability Defence
- Listed in Who's Who Legal: Canada 2023 as a Global Elite Thought Leader in Product Liability Defence
- Recognized in the 2023 Lexpert Special Edition on Canada's Leading Technology and Health Sciences Lawyers as a Health Sciences Lawyer
- Recognized in the 2023 *Benchmark Litigation: Canada Guide* as a Litigation Star
- Recognized in the 2023 Canadian Legal Lexpert Directory as a Repeatedly Recommended Lawyer in the area of Litigation: Product Liability
- Recognized by Chambers Canada (2023) as a leading lawyer in the area of Litigation: Products Liability
- Listed in Who's Who Legal: Global 2022 as a leader in Product Liability Defence
- Listed in Who's Who Legal: Canada 2022 as a leader in Product Liability Defence
- Winner of Lexology's 2022 Client Choice Award for Product Liability Defence in Canada
- Recognized by Chambers Canada (2022) as a leading lawyer in the area of Litigation: Products Liability
- Recognized in the 2022 *Benchmark Litigation: Canada Guide* as a Litigation Star
- Listed in the 2022 Who's Who Legal: Product Liability Defence Report
- Listed in Who's Who Legal: Global 2021 as a leader in Product Liability Defence
- Listed in Who's Who Legal: Canada 2021 as a leader in Product Liability Defence
- Recognized in the 2021 *Benchmark Litigation: Canada Guide* as a Litigation Star
- Recognized by Chambers Canada (2021) as a leading lawyer in the area of Litigation: Products Liability
- Recognized in the 2020 Benchmark Litigation: Canada Guide as a Litigation Star
- Listed in Who's Who Legal: Canada 2020 as a leader in Product Liability Defence
- Recognized by Chambers Canada (2020) as a leading lawyer in the area of Litigation: Product Liability

- Named in Who's Who Legal: Product Liability Defence 2016-19
- Second Place, National Mooting Competition, Gale Cup Moot, Toronto, Ontario
- Honours Recipient in Clinical Program, Dalhousie University
- Received a BV® Distinguished™ 4.4 out of 5 Peer Review Ranking from Martindale-Hubbell. Lindsay has been described as "very highly regarded within the products liability bar as a direct result of both her knowledge and her professionalism. Lindsay is known to be one of the hardest working litigators on Bay Street who has established herself as a top tier advocate who is known to be a very effective either at mediation or in the courtroom."

### **Speaking Engagements:**

- International Consumer Product Health & Safety Organization –Navigating Product Safety Issues Globally with Sarah Jane Dobson and Cameron Crowley – Annual Meeting 2024 Orlando, Florida
- February 2024

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- Maple Syrup Mishaps: Navigating Product Liability Issues in Canada – Bricker Graydon
  - November 7, 2023 (Zoom)

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- Silent Recall or Product Improvement: Product Liability Conference, Las Vegas, Nevada

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- The Civil Litigator's Survival Guide to Evidence Osgoode Professional Development
  - April 2016

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- Reporting Requirements and the risk Assessment Framework under the CCPSA Panel Presentation, Mid-West Regional Meeting at International Consumer Product Health and Safety Organization
  - September 11, 2014

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- Built to Last: Toronto Mentoring Dinner Series Mentor, The Advocates Society
  - May 2014

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- How Safe Is Your Confidential Business Information Under New Product Safety Laws? DRI Product Liability Conference, Las Vegas, Nevada

- April 2012
- Upload File

- Product Liability Primer and Defending Recalled Products Speaker, Canadian Institute's Forum on Consumer Product Safety, Liability & Recalls

- May 2011

- Upload File

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- International Consumer Product Health & Safety Organization – Mind the Gap – Safety Issues and Unregulated Products with Sarah Jane Dobson, Stephen Lee and Gabe Knight – Annual Meeting 2023 Orlando, Florida

- February 2023

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- Reconstructing Reality – IADC Annual Meeting (pre-recorded session) with Matt Cairns and Charles Fox

- February 2023

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- 2022 ICPHSO Annual Meeting- Counterfeit Products a Growing Risk to Global Product Safety.

- February 14-17, 2022

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- 2021 ICPHSO Annual Meeting - Navigating International Product Safety Regimes

- February 2021

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- The Civil Litigator's Survival Guide to Evidence- Commonly-Encountered Evidentiary Conundrums and Their Solutions Osgoode Professional Development

- April 2019

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- An Iron Fist in a Velvet Glove: Collective Redress in Europe DRI International Hot Topics

- June 2018

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- 2018 ICPHSO Annual Meeting - Yesterday, Today and Tomorrow: How Burgeoning access to Information Has and Will Impact Consumer Expectations for Product Safety

- 2018

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- Jurisdictional reporting requirements: Canada, United States and European Commission plus an industry perspective discussing a tool for efficient reporting. ICPHSO

- June 2017

## Representative Matters: Selected Superior and Appellate Cases

- Gledhill v. City of Toronto 2024 ONSC 4606
- Gordon v. 837690 Ontario Limited, 2022 ONSC 6243
- Pumpcrete v. Clark Rigging & Rental Corporation, Cropac Equipment et al 2021 ONSC 8057
- Gordon et al. v. 837690 Ontario and Tyco et al., 2022 ONSC 1028
- Prumpcrete Corporation v. Clark Rigging and Rental and Cropac Equipment, 2021, ONSC 8057
- *Durham Condominium Corporation No. 123 v. Watts*, 2019 ONSC 4834 (CanLII)
- *Durham Condominium Corporation No. 123 v. Watts*, 2019 ONSC 4833 (CanLII)
- *Noiles v. MTD Products Inc.*, 2019 ONSC 4642 (CanLII)
- *Noiles v. MTD Products Inc.* 2018 ONSC 5984 (CanLII)
- *Sheridan Chevrolet v. Hitachi et al*, 2018 ONSC 3786 (CanLII)
- *Sheridan Chevrolet v Hitachi et al*, 2017 ONSC 2803 (CanLII)
- *Urlin Rent a Car v Furukawa Electric*, 2016 ONSC 7965 (CanLII)
- *Fontanilla v Thermo Cool Mechanical*, 2016 ONSC 7023 (CanLII)
- *Urlin Rent A Car v Furukawa Electric et al*, 2016 ONSC 5736 (CanLII)
- *Groves v. Sehgal et al*, 2016 ONSC 5053 (CanLII)
- *Groves v Sehgal et al*, 2016 ONSC 3976 (CanLII)
- *Veritas Investment v Indiabulls Real Estate Limited et al.*, 2015 ONSC 6040 (CanLII)
- *Veritas Investment Research Corporation et al. v Indiabulls Real Estate Limited et al.*, 2015 ONSC 6839 (CanLII)
- *Glube v. Pella Corp.*, 2013 Carswell Ont 13746, 2013 ONSC 6164, 233 A.C.W.S. (3d) 16
- *Catunto (Re)*, 2014 CanLII 90424 (ON OCCO)
- *Veritas Investment Research Corporation et al. v Indiabulls Real Estate Limited et al.*, 2015 ONSC 6040 (CanLII)
- *1422791 Ontario Inc v. Dynamic Health Care Solutions*, [2011] ONSC 6209
- *Butler v. Honda Canada Inc.*, [2009] O.J. 2262
- *Butler v. Honda Canada Inc.*, [2009] O.J. 2263
- *Butler v. Honda Canada Inc.*, [2008] O.J. 5390 (Ont. Sup. Ct.)
- *Arie v. Schreiber*, [2008] O.J. 2176
- *1092072 Ontario Inc. (c.o.b. Elfe Juvenile Products) v. GCAN Insurance Co et al .* [2008] O.J. 3943 (Ont. Sup. Ct. J.)
- *Sollen v. Pfizer* (2008), 290 D.L.R. (4th) 603, 55 C.P.C. (6th) 340 (Ont Sup. Ct. J.)
- *EdperBrascan Corp. v. 117373 Canada Ltd.* (2000), 50 O.R. (3d) 425, 9 B.L.R. (3d) 234, 37 R.P.R. (3d) 188 (Sup. Ct. J.)



- *MacDonald (Litigation Guardian of) v. Dufferin- Peel Catholic* (2000), 20 C.P.C. (5th) 345 (Sup. Ct. J.)
- *McGrath v. Lou*, [2000] O.J. No. 4998 (Sup. Ct. J.)
- *Spreadbury v. Milne*, [2007] O.J. No. 2375 (Sup. Ct. J.)
- *Testa v. Greater Toronto Area (GTA) Credit Union* (2001), 43 R.P.R. (3d) 121 (Ont. Sup. Ct. J.)
- *Testa v. Greater Toronto Area (GTA) Credit Union*, [2001] O.J. No. 5257 (Sup. Ct. J.)
- *Testa v. Greater Toronto Area (GTA) Credit Union*, [2001] O.J. No. 5359 (Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2002] O.J. No. 2019 (Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2002] O.J. No. 3722 (Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2002] 26 C.P.C. (5th) 194 (Ont. Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2003] O.J. No. 155 (Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2003] O.J. No. 157 (Sup. Ct. J.)
- *Wilson v. Servier Canada Inc.*, [2003] O.J. No. 280 (Sup. Ct. J.)

**Industries:** Automotive, Insurance, Manufacturing

**Practices:** Class Actions, Product Liability & Regulation