

J. THOMAS HATFIELD

J. Thomas (Tom) Hatfield represents businesses in complex international and domestic commercial disputes. He has advised public and private companies, state-owned companies and sovereign wealth funds on disputes arising in multiple jurisdictions around the world. His practice covers in a wide variety of industries including mining, energy, life science, financial services and transportation.

Tom has appeared as counsel before the Supreme Court of British Columbia, and in international and domestic arbitrations under several major institutional rules such as those of the International Chamber of Commerce (ICC), the London Court of International Arbitration (LCIA), the United Nations Commission on International Trade Law (UNCITRAL) and the Vancouver International Arbitration Centre (VaniAC). He is qualified as a barrister and solicitor in British Columbia and Ontario, and as a solicitor in England and Wales. Prior to joining McMillan LLP, Tom practised at international law firms in London, England and Vancouver, B.C.

Email: tom.hatfield@mcmillan.ca

Expertise: Construction & Infrastructure, Corporate Commercial Litigation, International Arbitration & Cross-Border Litigation, Energy, Mining

Location: Vancouver

Phone: 604.235.3027

Position/Title: Associate, International Arbitration & Cross-Border Litigation

Directorships & Affiliations:

- Law Society of British Columbia
- Law Society of Ontario
- Law Society of England and Wales
- The Advocates Society
- The Canadian Bar Association
- The Royal Institute of International Affairs (Chatham House)

Education & Admissions:

Degree: Called to the British Columbia Bar

Year: 2018

Degree: Admitted as a Solicitor in England and Wales

Year: 2017

Degree: Called to the Ontario Bar

Year: 2013

Degree: JD

University: University of Toronto

Year: 2012

Degree: BA

University: University of British Columbia

Year: 2006

Speaking Engagements:

- "Losing NAFTA Chapter 11," Canadian Bar Association - International Law Section, Vancouver, BC
- December 2018

Representative Matters:

- Represented an international heavy-oil exploration and development company in its high value ICC arbitration against a sovereign state and state-owned oil company
- Acted as counsel for a large Canadian aerospace company in the Supreme Court of British Columbia and domestic arbitration proceedings regarding disclosure of confidential financial information
- Represented a Vancouver based sporting club in an application for a stay of litigation proceedings in the Supreme Court of British Columbia
- Represented the Libya Africa Investment Company (LAICO), a Libyan state-owned asset management company, in multiple claims in Vaduz, Liechtenstein relating to unlawful director appointments by rival factions during the Libyan civil war
- Advised a junior international gold mining company on strategy relating to enforcement of an ICSID arbitration award and subsequent settlement agreement with a sovereign state
- Represented the Libya Africa Investment Portfolio (LAIP), a large Libyan sovereign wealth fund, in

successfully defending a US\$ 500 million claim for breach of a consultancy agreement in the English High Court

- Represented a large Saudi Arabian chemical manufacturer in a high value and complex LCIA arbitration relating to the use of licensed technology
- Advised a Quebec based iron ore service company in its Singapore seated international arbitration regarding a dispute under an iron ore sale contract
- Represented a large Libyan state-owned company in multiple complex, multiparty, multi-jurisdictional international arbitrations involving substantive issues of bribery, frustration and sanctions
- Advised a junior Canadian international oil and gas company on a multi-jurisdictional dispute plan arising from a contemplated transaction for an exploration block in Iraq

Industries: Construction & Infrastructure, Energy, Mining

Practices: Corporate Commercial Litigation, International Arbitration & Cross-Border Litigation