



DAVID QUESNEL

PARTNER

Bar of Quebec - 2006

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AREAS OF EXPERTISE

- Civil and commercial litigation
- Employment law
- Shareholder disputes and directors and officers liability
- Calls for tender
- Public and administrative law

BIOGRAPHY

A seasoned litigator at ease in all spheres of civil, commercial and administrative law, David has, over the course of his practice conducted a significant number of lengthy trials covering a wide range of disputes.

From the very first exchanges on a new matter, David closely collaborates with client to develop the best strategy to achieve the desired outcome. For him, it is fundamentally important that clients understand the stakes, see the path forward and be involved in every step of the process leading to the resolution of the dispute, whether through the judicial process, though negotiation, or through alternative dispute resolution methods.

David excels in ensuring swift intervention when the need arises. He has handled a considerable number of injunction matters and other extraordinary remedies, including Anton Piller orders (civil seizure) and seizures before judgment. Thanks to his expertise and reputation, he is regularly called upon to act as Court-appointed independent supervising lawyer in the execution of Anton Piller orders.

For David, the legal profession demands unwavering work ethics and professional integrity. He is a member of the firm's Conflicts of Interests Committee, and his counsel in this area is frequently sought by other law firms. He has often represented prominent firms in the context of requests for disqualification.

REPRESENTATIVE WORK

Represented a major security agency in the defence of a lawsuit claiming in excess of \$15 million following an explosion at a Bombardier Recreational Products plant.

Regularly represents employers in provisional injunction cases related to non-competition and non-solicitation undertakings.

Represented close to a hundred traditional snow crab fishers from Quebec and New Brunswick in proceedings brought before the Federal Court against the Department of Fisheries and Oceans Canada.

Represented the president and principal shareholder of one of the largest corporations specializing in residences for the elderly, in the context of an oppression action brought by a minority shareholder.

Representation of the president of one of the largest record labels in Quebec in an oppression action initiated by a business partner.

Acted for a transportation company in obtaining a judgment annulling a call for tenders issued by the Réseau de Transport Métropolitain.

Successful contestation of a seizure before judgment in connection with the sale of two Boeing aircraft.

Representation of a wind farm developer in the defence of a subcontractor's lawsuit to obtain payment of a significant bonus.

PUBLICATIONS

“Les conditions de validité de la clause restrictive en matière commerciale : est-ce vraiment

si simple ?” (co-author), *Développements récents en droit de la non-concurrence*, volume 565 (2024), Yvon Blais.

CONFERENCES

“Les conditions de validité de la clause restrictive en matière commerciale : est-ce vraiment si simple ?” (co-speaker), *Développements récents en droit de la non-concurrence 2024*, Barreau du Québec, November 2024.

“Les recours collectifs dans le domaine des valeurs mobilières” (co-presenter), *Conference on Class Actions*, Canadian Bar Association – Quebec Division, 2007.

Courses offered to graduate students at Polytechnique Montréal on the remedies available to contractors in the context of construction contracts.

Conference, “Professional secrecy of the in-house counsel and other participants in the context of a litigation,” Heenan Blaikie, October 2013.

EDUCATION

- LL.B. (with honours), Université de Montréal, 2005
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AWARDS AND RECOGNITIONS

- *The Best Lawyers in Canada* (Administrative and Public Law, Alternative Dispute Resolution, Appellate Practice, Appellate Practice) – since 2024
 - Lexpert Legal directory – 2023
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PROFESSIONAL ASSOCIATIONS

- Bar of Québec
 - Canadian Bar Association
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