

CURRICULUM VITAE
JAMES E. MINNS
LL.B., MBA, LL.M.,
FCIArb., Q. Med., Q.Arb.

Business Address:

Minns Professional Corporation
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Professional Profile:

- Serves as a mediator, arbitrator, adjudicator, and appraisal umpire, helping those involved in a wide range of civil and commercial disputes resolve their differences efficiently and cost-effectively. Skilled at dealing with disputes ranging from simple one-party disputes to complex multi-party, multi-issue disputes. Available to work with parties and hear matters from across Ontario, Canada, and internationally.
- Years of firsthand legal experience as a private practice lawyer focusing on litigation and transactional matters. A *Master of Business Administration (MBA)* education has provided a solid appreciation of the pressing issues facing businesses and their commercial interests. A subsequent *Master of Laws (LL.M.)* degree in intellectual property law has led to wide-ranging experience in intellectual property law matters, including serving as a *Trademark Agent* at the *Canadian Intellectual Property Office (CIPO)*.
- Legal practice included representing clients' interests in a wide spectrum of commercial litigation, intellectual property law, media, sports and entertainment law, insurance law, and construction/property law disputes.
- As a civil and commercial litigator, frequently appeared before the *Ontario Superior Court of Justice*, the *Ontario Divisional Court*, the *Ontario Court of Appeal*, the *Financial Services Commission of Ontario (FSCO)* and various tribunals, including the *Trademarks Opposition Board*. Presently serves as a sitting *Deputy Judge* with the *Ontario Superior Court of Justice* for the Toronto Region.
- Intellectual property law practice involved working with parties on ownership, licensing, merchandising and contract disputes involving patents, copyrighted works, trademarks, industrial designs, confidential information, computer software development, advertising & marketing, publishing, defamation, the Internet, e-commerce and domain name disputes. Have acted for parties who have brought actions against infringers of patents, copyright, and trademarks, and have also defended parties against whom infringement claims have been made.
- Was heavily engaged in the media, sports, and entertainment industries as an extension of the intellectual property practice. Have counselled writers, actors, directors, producers, talent agents and managers, animators, musicians, composers, distributors, broadcasters, financiers, bankers, investors, and insurers. Regularly advised clients on all aspects of production, distribution, financing, and related business transactions.
- A background in the sports sector includes serving as a *Mediator and Arbitrator* with the *Sports Dispute Resolution Centre of Canada (SDRCC)*, dealing with disputes at the national level of Canada's sports system. In the health and wellness sector, I recently held the position of Part-Time Vice Chair of the Health Professions Appeal and Review Board, hearing appeals based on decisions made by the *Inquiries, Complaints and Reports Committees* of Ontario's self-regulated Colleges for the Health Professions.
- Insurance law subject matter expertise includes a background acting on personal injury, business, and property insurance claims resulting from all manner of losses from all types of perils, including

personal injury, water, flood, fire, smoke, lightning and windstorm damages, to name but a few. Also frequently retained for insurance risks, including casualty and commercial risks, professional liability, coverage disputes, excess liability, business interruption, subrogation claims, course of construction, builder's risk, surety bonds, and wrap-up insurance policies. Frequently serves as a property *Appraisal Umpire* under the *Insurance Act*, s. 128.

- Has subject matter knowledge in construction litigation matters, acting on behalf of all levels of the construction pyramid, including owners, general contractors, and labour & material supplier sub-trades. Experience includes drafting and reviewing construction contracts and litigation involving construction lien and contract disputes concerning industrial, commercial, retail, residential and condominium properties. Currently sits as a *Certified Adjudicator* under the *Ontario Construction Act* prompt payment legislation administered by the *Ontario Dispute Adjudication for Construction Contracts (ODACC) Authority* and a *Certified Adjudicator* under the *Canada Federal Prompt Payment for Construction Work Act (CanDACC)*. Both organizations work to promptly resolve construction payment disputes between owners, general contractors, and subcontractors.
- Completed extensive ADR training, which has led to *Q. Med.* and *Q. Arb.* designations from the *Alternative Dispute Resolution Centre of Canada (ADRIC)*. Graduated from the highly regarded *Gold Standard Course in Arbitration* offered by the Toronto Commercial Arbitration Society (TCAS). Holds an *Arbitrator* designation, fully trained and appointed as a Fellow of the internationally recognized Chartered Institute of Arbitrators (FCIArb).

Areas of expertise include:

Civil & Commercial Litigation	Intellectual Property Law
Commercial & Property Insurance	Media, Sports & Entertainment
Property Insurance Appraisals	Patent, Copyright, Trademark
Construction Disputes	IT & Computer Software
Personal Injury	Advertising & Marketing
	Internet & E-Commerce

Key Skills:

- Practiced law since 1982. Decades of subject matter expertise and experience in a broad range of litigation and transactional matters, bringing tested and practical knowledge to every case.
- Extensive experience in reviewing, identifying, and analyzing factual and legal issues and formulating options and recommendations.
- Proven understanding of alternative dispute resolution facilitation, negotiation, stakeholder management, and consultation – can analyze and synthesize information on complex issues and communicate effectively to diverse audiences, leading to dispute resolution.
- Excellent communication and presentation abilities – verbal, written and graphical.
- Proficiency in computer programs, graphical applications, and virtual media applications.

Professional Experience:

- Minns Professional Corporation – Mediator, Arbitrator, Adjudicator, Appraisal Umpire – August 2017 to the present
- Global Resolutions Inc. – Mediator, Arbitrator, Adjudicator, Appraisal Umpire – January 2018 to the present
- Resolution Canada – Arbitrator -September 2019 to the present
- Ontario Dispute Adjudication for Construction Contracts (ODACC) Authority – Certified Adjudicator October 2019 to the present
- Ontario Superior Court of Justice – Deputy Judge for Toronto Region - March 2020 to the present
- Sports Dispute Resolution Centre of Canada (SDRCC) – Mediator and Arbitrator – February 2021 to the present
- Canada Federal Prompt Payment for Construction Work Act (CanDACC) – Certified Adjudicator – November 2023 to the present
- Health Professions Appeal and Review Board – Adjudicator – March 2022 to October 2024

- Shibley Righton LLP – Partner - December 2002 to December 2017
- Canadian Intellectual Property Office – Trademark Agent - June 2002 to March 2019
- Beard Winter LLP – Partner - February 1988 to November 2002
- Fellowes McNeil LLP - Associate - April 1982 to January 1988

Education:

- LL.M. (Intellectual Property Law)
Osgoode Hall Law School
York University
September 1999 to May 2002
- MBA
Rotman School of Management
University of Toronto
September 1993 to May 1995
- Call to the Bar
Law Society of Upper Canada
April 1982
- LL.B.
University of Western Ontario
September 1977 to May 1980
- Undergrad
The University of Western Ontario
Major: Political Science & Economics
September 1975 to May 1977

ADR Training & Accreditation:

- Fellow of the Chartered Institute of Arbitrators (FCIArb.) - December 2019
- Alternative Dispute Resolution Institute of Canada (ADRIC) - Q. Med. - September 2018
- Alternative Dispute Resolution Institute of Canada (ADRIC) - Q. Arb. - September 2018
- Gold Standard Course in Arbitration - Toronto Commercial Arbitration Society, Toronto, ON - September 2017 to May 2018
- Advanced Alternative Dispute Resolution Workshop ADR Chambers, Toronto, ON - October 2017
- Alternative Dispute Resolution Workshop ADR Chambers, Toronto, ON - October 2017
- Arbitration Course - Alternative Dispute Resolution Institute of Ontario (ADRIO), Toronto, ON - September 1996 to May 1997
- Negotiation Workshop Program Harvard University, Boston, MA July 1994
- Mediation Workshop Program CDR Associates, Bolder, CO June 1994

Professional Memberships:

- Toronto Commercial Arbitration Society (TCAS), (*former mbr.*, Executive Committee)
- ADR Institute of Ontario (ADRIO), (*former mbr.*, Board of Directors)
- ADR Institute of Canada (ADRIC)
- Intellectual Property Institute of Canada (IPIC)
- Toronto Lawyers Association (TLA)

References available on request