



Laura M. Day

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Laura provides litigation defence services to Canadian and foreign insurers doing business in Canada. Her practice focuses on complex tort litigation, including the defence of catastrophic claims for institutional clients. Laura also advises clients in high-profile multimillion-dollar insurance coverage claims including institutional sexual abuse claims. She provides insurance coverage opinions and advises on policy interpretation under many forms of policies, including:

- General liability
- Property claims
- Cyber claims
- Professional liability (including monitoring of coverage and defence issues involving actions under such policies).

Laura has specialized experience in public authority and product liability litigation. She advises clients in complex product liability claims for a wide range of industries, including automotive, construction and consumer products.

Laura has appeared before the Ontario Superior Court of Justice, the Ontario Court of Appeal and the Manitoba Court of Queen's Bench. She had trial experience in the Ontario Superior Court of Justice and has appeared before administrative tribunals.

Laura also leads one of the firm's pro-bono initiatives which involves assisting clients with consumer claims.

Experience

- Acting as litigation counsel for automobile manufacturers in claims alleging product defects.
- Representing manufacturers in fire loss claims related alleged product defects.
- Acting as counsel in the defence of professional negligence and breach of contract claims against engineers and other professionals.
- Acting as coverage counsel in claims arising from professional negligence and breach of contract claims.
- Defending public institutions, including municipalities, in a broad range of tort claims including design and maintenance of roadways/sidewalks, design and operation of storm water and sewage systems, occupiers' liability, transportation services, emergency services and general personal injury claims.
- Advising insurers and defending insureds in property and casualty and automobile claims, including claims involving commercial host liability.

Insights & Events

- Author, "Ontario Court of Appeal confirms coverage despite breach of a statutory condition", BLG Article, November 2023
- Author, "Ontario court decision: Insurer not obligated to defend "mixed" claim ", BLG Article, November 2023
- Author, "Concurrent Duties of Care: Case et al. v Pattison et al., 2023 ONCA 529", BLG Article, August 2023
- Author, "Road rage in motor vehicle accidents and the "but for" test: Moran v Fabrizi, 2023 ONCA 21", BLG Article, March 2023
- Author, "Regulating artificial intelligence: Preparing your business for the future", BLG Article, February 2022
- 5 more insurance industry trends: Product recall, municipal, cargo and business interruption insurance, BLG Perspective, November 2021
- Author, "Ontario Court of Appeal upholds new judgment high for FLA claim ", BLG Article, August 2021
- Product liability and class actions, BLG Perspective, April 2021
- Author, "Ontario Court of Appeal addresses available insurance coverage and additional insured", BLG Article, September 2020
- Author, "This is NOT a test: Inaugural AV safety standard published", BLG Article, May 2020
- Author, with Laura Day: "A Current Look at Roadway Liability: Recent Decisions of the Ontario Court of Appeal On First Principles to Determine Liability, Municipal Liability Risk Management, Vol. 19, no. 6, September 2017.
- Author, "What's Old Is New Again: Ontario Court Of Appeal Affirms First Principles In Roadway Liability", BLG Article, May 2017
- Author, "Duty of Care to Victims of Problem Gamblers Not "Hopeless"", BLG Article, June 2016

Beyond Our Walls

Professional Involvement

- Member, Law Society of Upper Canada
- Member, Canadian Bar Association
- Member, Ontario Bar Association
- Member, The Advocates' Society

Awards & Recognitions

- Recognized in the 2024 edition of *The Canadian Legal Lexpert Directory* (Litigation - Product Liability)

Bar Admission & Education

- Ontario, 2010
- LLB, University of Windsor, 2009
- JD (magna cum laude), University of Detroit Mercy School of Law, 2009
- BBA (Hons.), Wilfrid Laurier University, 2005

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As the largest, truly full-service Canadian law firm, Borden Ladner Gervais LLP (BLG) delivers practical legal advice for domestic and international clients across more practices and industries than any Canadian firm. With over 725 lawyers, intellectual property agents and other professionals, BLG serves the legal needs of businesses and institutions across Canada and beyond – from M&A and capital markets, to disputes, financing, and trademark & patent registration.

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