



## CURRICULUM VITAE

### **MANDATES**

#### **Dispute Adjudication Boards**

2015 to date

Chair of the Standby Committee (with an engineer and a CPA) established by Public Works and Government Services Canada (PWGSC) and the consortium *Signature on the Saint-Laurent Group G.P.* for the construction of the new Samuel-De-Champlain Bridge (5B\$) on the St. Lawrence Corridor Project.

2023 to 2025

Single member of the Dispute Adjudication Board set up by the *Société de transport de Laval* and the general contractor Tisseur for Phase 4 of the Addition and renovation project of its operations center (158M\$) in Laval.

2022-2024

Chair of the Permanent Dispute Arbitration Committee (with 2 engineers) set up by the City of Montréal and the general contractor Pomerleau Inc. for Lots 1 and 2 (150M\$) of the Jean-R. Marcotte water purification plant project.

2022-2024

Chair of the Project Dispute Resolution Board (with one engineer and a CPA) set up by Varennes Carbon Recycling, a consortium composed of Enkern, Shell, Suncor and Proman for the construction of its 875 M\$ green hydrogen plant in Varennes.

#### **Expert Determination**

Between a Constructor and a Private Partner in relation with an Energy Performance dispute on a PPP hospital project of \$1.6 B.

#### **Adjudication**

Part of a roster of 25 adjudicators accredited by the *Institut de médiation et d'arbitrage du Québec* (IMAQ) across Québec to intervene on the list of designated public construction contracts by the Québec Treasury Board.

Adjudicated a demand from a general contractor against an owner in order to determine the “per diem” to be applied on a delay claim.

## **Partnering**

Member of a panel of three facilitators mandated to carry out a partnering process on one of the phases of the restoration of the parliamentary buildings, in Ottawa.

## **Project Mediator**

In 2022, on three (3) simultaneous projects for a total value of 115M\$ carried out on a lumpsum contract basis by a general contractor for the City of Laval.

In 2019, on a 30M\$ lumpsum contract for the construction of a new building by a federal crown corporation.

In 2012 and 2015, on two similar residential building projects of 13 to 15M\$ in Montreal, performed by two different general contractors under lumpsum contracts with two different housing cooperatives financed by both municipal and provincial governments.

## **Facilitation – expertise**

Design and management, together with an expert engineer, of a hybrid process of facilitation and expertise leading to a non-final binding opinion in relation with a \$13M delay claim carried out during the execution of a \$100M contract being part of a large multi-billion public energy infrastructure in Quebec.

## **Mediations**

1. Multiparty 60M\$ litigation involving a general contractor and its bonding company against a city, its consortiums of architects and engineers and their respective professional liability insurers in relation with multiple claims for extras and delay costs and penalty made during the construction of a sports facility.
2. 15M\$ disputes between a general contractor and a metropolitan transport board and its consulting engineers in relation with the construction of a subway ventilation shaft.
3. Multiparty 13M\$ litigations between a city, its general contractor and its bonding company, a specialized subcontractor and its own bonding company, the design engineers, and 3 insurers in relation with the design and construction of a sewage treatment plant.
4. 12M \$ dispute between a general contractor and a city in relation with claims for extras and delays on a design-build contract for a sports arena.
5. Mediation by videoconference (Zoom) involving 8 parties represented by some 20 participants in settlement of 3 court cases including multiple claims and counterclaims (10M\$) between a general contractor, 3 of its subcontractors including the bonding company of one of them, the public owner and its architects and mechanical and electrical engineers.
6. Multiparty mediation (10M\$) between the general contractor, its subcontractors the owner and its professionals in relation with the construction of the new paddocks for the Montreal formula 1 Grand Prix.
7. Litigation involving claims and counterclaims totaling 10M\$ between a general contractor, its steel subcontractor, its own subcontractor responsible for the installation and the consulting engineers involved in the erection of a bridge.

8. Claims totalling 10M\$ from a large Quebec public body against a global engineering firm for defective structural design discovered during the construction of an hospital project in the Quebec city area.
9. 2 mediations involving 2 subcontractors and a public owner in relation with delay and loss of productivity claims totalling some 10M\$ on a cultural building built on project management basis.
10. 8M\$ dispute resulting from a 113M\$ professional services agreement between an architectural firm and the constructor of a mega university hospital project in Montreal.
11. Two litigations (8M \$) opposing the same general contractor and city following the construction of two different public buildings.
12. 6-year litigation (5M\$) involving a general contractor, a college and the project professionals in relation with a delay claim and counter-claim resulting from the addition and renovation of an existing building.
13. Multi-party (9) litigations (4M\$) for balance of contracts, additional works and delay claims and penalties in relation with a municipal sports complex.
14. Claims for balance of contract, extra work and impact costs from a general contractor and its subcontractor against a city in relation with the renovation of a city hall.
15. Dispute (\$4M) opposing a general contractor and a private owner resulting from the construction of a luxury hotel in Mont-Tremblant, Quebec.
16. 3.5M \$ claim for extra work and impact costs from a general contractor against a federal department in relation with the construction of a veterans hospital.
17. 3M\$ claim from a Quebec ministry against a city for the urgent refecton of a culvert under the TransCanada highway.
18. Delay claims totaling 3M\$ from a sub-contractor and a general contractor against a municipal corporation in relation with a building realized on a fast-track project management mode.
19. Two (2) separate disputes for latent defects totaling 3M\$ involving in one instance, the syndicate of co-owners and the developer responsible for the renovation of their historic apartment building and in the other instance that same developer and its general contractor and consulting engineers.
20. Multiple claims (3M\$) from a general contractor against a housing cooperative financed by public monies.
21. 2.5M \$ litigation between a structural steel manufacturer and its installation subcontractor in relation with supplementary works, loss of productivity and delay claims resulting from the erection of the megatrusses in the structure of a convention center in downtown Montreal.
22. Multiple claims totaling 2.3M \$ between a commercial developer and a general contractor in relation with construction defects and delays in the construction of a shopping centre in the Montreal region
23. Between a real estate company, a construction and engineering company and two general contractors in relation with a 2M \$ litigation resulting from paving works of the underground parkings of two buildings in downtown Montreal.
24. Dispute between a general contractor and a public owner in relation with a claim (\$2M) for extra work and delay resulting from the renovation of a building in Montreal.

25. During the execution of the works on the extension of an operating water filtration plant for a list of unresolved disputes (2M\$) between a general contractor and a city.
26. 2M\$ multi-party mediation in relation with the construction of an athletic field on a municipal project
27. Claims and counter-claims totaling approximately 2M\$ between a general contractor and a city in relation with the addition and renovation of a sports complex;
28. Different claims and counter-claims (delays, extra works, damages) totaling approximately 2M\$ between a general contractor and a school board in relation with the construction of two schools in the Montreal area;
29. Claims totaling 2M\$ from a general contractor against a city in relation with the construction of a viaduct.
30. Between a general contractor and a quasi-public owner in order to resolve their conflict (\$1.9M) originating from cladding repair work on an office building in downtown Montreal.
31. 1.5M\$ multi-party litigation in relation with the envelope of a condominium project.
32. Multiple disputes totaling 1.5M\$ between a general contractor and the same school board in relation with the construction of two new schools.
33. Multiple claims totaling 1.5M\$ between a general contractor and a city in relation with the construction of a new sports complex.
34. Between a general contractor and a public body in relation with a 1.4 M \$ delay claim resulting from the addition and alteration of an existing hospital.
35. Claim (\$1.3M) by a general contractor against a public institution in relation with extra work and delay resulting from the construction of a new building in Montreal.
36. Various claims totalling 1.3M\$ between a general contractor, its excavation subcontractor and a real estate developer in relation with the construction of a luxury condominium project in downtown Montreal.
37. 1.2M\$ multiparty insurance litigation resulting from a fire in a residential property
38. 1M\$ dispute between a major subcontractor and the private consortium in charge of a PPP construction of a hospital
39. Between the consortium realizing a multi-highway and bridge 4B\$ contract and its subcontractor in charge of the erection of a bridge in relation with a 1.2M\$ dispute.
40. Claim (1M\$) against a professional liability insurer in relation with the faulty design of a concrete structure used as an environmental treatment equipment.
41. Claims for extra work in the amount of 1M\$ from a supplier and its subcontractor against a steel erector involved in the renovation of the Jacques-Cartier bridge in Montreal.
42. Between a mechanical contractor and a multinational industrial company in relation with a 1M\$ dispute resulting from works carried out on a time and material basis at a tar sands project in Alberta.

43. 1M\$ claim against a professional liability insurer in relation with the faulty design of a concrete structure being part of an environmental treatment facility.
44. Dispute between a special event firm and its designer and contractor in relation with an artistic installation in a hospital.
45. 1M\$ dispute between a crown corporation, a general contractor and its masonry subcontractor in relation with the renovation of a military building.
46. Between a general contractor and a college in Montreal, in relation with a 600 K \$ dispute resulting from a delay claim and a subcontractor claim for extra works and delay.
47. Dispute (500K\$) between a general contractor and its demolition sub-contractor in relation with the asbestos removal scope of work during the renovation of a long-term care facility in Laval.
48. Delay claim (500K\$) by a general contractor against a community coop in relation with the 5M\$ construction of a new community centre in the Outaouais region, Quebec.
49. \$400K claim for loss of productivity and extra work from a general contractor against a federal department in relation with reinforcement works of an existing pier in the Montreal old Wharf
50. Construction dispute (approx. \$0.5M) between a construction-engineering firm and an institutional owner in relation with a claim for additional costs resulting from the delay in the completion of an underground parking (approx. value 15M\$), in Montreal.
51. Dispute (500K\$) between a general contractor and a city in relation with the construction of its new city hall. The dispute involved unpaid extras and a claim for delay.
52. Dispute (500K \$) between a contractor and a major public utility in relation with architectural works in an infrastructure project in James Bay.
53. Between the administrators of a condominium and their insurer in relation with a claim (450K\$) resulting from a fire.
54. Two disputes totaling 330K\$ between the general contractor and the owner in relation with the renovation of the Macdonald-Cartier bridge between Ottawa and Gatineau;
55. Claim for delay (250K\$) from a general contractor against a vocational college resulting from renovation works on a theater hall in Saint-Laurent
56. Between a transit authority, its consulting engineers and the general contractor in relation with alleged deficiencies valued at approximately 200K \$.
57. Shareholder disputes between two shareholders of a construction company and its bonding company;
58. Between a project management consulting firm and an art museum for extra fees (circa 200K\$) resulting from the delay on the renovation and addition to an existing museum;
59. 200K\$ claim from a consulting engineering firm against the Department of Foreign Affairs for additional design work pertaining to a Canadian chancery.

60. Loss of productivity claim (200K\$) from a masonry contractor against a public body resulting from renovation works to the main entrance of a provincial prison in Montreal.
61. Delay claim (100K\$) from a general contractor against a Quebec government public owner in relation with the renovation of a prison in St-Jérôme, Quebec.
62. Conflict resulting from a design-build contract between a general contractor and the federal government, in relation with the construction of airport facilities in Northern Quebec.

## **Arbitrations**

### **Member of an arbitration panel**

1. President of a panel chosen by The Honorable Clément Gascon, retired judge from the Supreme Court of Canada and The Honorable Paul Vézina, retired judge from the Quebec Court of appeal, in relation with a multi-million dispute arising from the termination of a major infrastructure contract.
2. Designated arbitrator on a panel presided by The Honourable Clément Gascon, retired judge from the Supreme Court of Canada, in relation to a multi-million-dollar dispute arising from the development of a condominium project.
3. Defendant-designated arbitrator with Me Normand d'Amour on an arbitration panel presided by Me Olivier Després in relation with a 3.5 M \$ claim by a sub-contractor against the consortium charged with the construction of a new highway in the Montreal area.
4. Plaintiff-designated arbitrator with Mr. William Neville on a panel chaired by Me Daniel Urbas for the adjudication of a 3M\$ claim from a consulting engineering firm against the general contractor responsible for a revitalization project of a plant in Ontario.
5. Plaintiff-designated arbitrator, with Mr. Jean-Claude Champagne, on an arbitration panel presided by Me Guy Sarault in relation to a claim for defective work (250K\$) resulting from the construction of a multi-unit residential building in Montreal.
6. Chair of an arbitration panel in a matter of destitution of a property administrator

### **Sole arbitrator** on all the following cases:

7. Two claims totaling 4M\$ from an electromechanical specialized contractor against a general contractor in relation with the design-build construction of the billion dollar new headquarters of a public broadcaster.
8. Dispute (2.5M\$) between a contractor specialized in maritime works and a general contractor specializing in environmental works in relation with their joint venture for decontamination works on the site of a steel company on Quebec's North-Shore.
9. Two (2) separate fast track arbitrations (adjudication style) for a 1M\$ and a 4.5M\$ dispute between different subcontractors and the consortium in charge of the construction of a mega hospital under the PPP mode in Montreal.
10. Independent expert (adjudication style) as to the interpretation of a PPP contract in relation with the payment mechanism for the private partner's services in a hospital research center in Montreal.

11. Technical arbitrator (adjudication style) for the determination of the conformity of security works in a new prison built under the PPP mode.
12. 2M\$ delay dispute between a general contractor and the owner of a subsidized multiple apartment housing complex.
13. Declaratory action from a large construction and engineering firm against a city on the nature and scope of work of its 12M\$ contract for professional services for the 80M\$ renovation and addition of a water treatment plant in Laval.
14. Dispute (2M\$) resulting from a joint venture agreement between two specialized contractors involved in the restoration of a major bridge infrastructure.
15. Claims totaling \$1.5M between a steel works supplier and a specialized contractor in relation with defects found on the paint coating of gates supplied for a hydroelectric dam project in British-Columbia.
16. 1.5 M \$ contractual claim between a supplier of goods and a wood manufacturer in the Montreal area.
17. 1.5M\$ dispute between a subcontractor and a general contractor in relation with works carried out on a mining project.
18. 1.5 M \$ dispute between a contractor and a city in relation with water works in the Gatineau area;
19. Two (2) arbitrations (merits and then quantum) adjudicating a 1.3M\$ litigation between a general contractor and a city transit company in relation with decontaminating works carried out at the beginning of a 13M\$ addition project to a bus maintenance center in Longueuil.
20. 1.2M\$ litigation between a private developer and a large construction firm in relation with extra works claimed during the transformation of a hotel into a residential multi-level building.
21. Merits only of a claim for extra resulting from different soil conditions encountered in the renaturalization works of a river in a federal park in Quebec City. general
22. 900 K\$ claim resulting from the general contractor's termination of its contract with its demolition subcontractor on a bridge reconstruction project in Montreal.
23. 900K\$ dispute between a ventilation contractor and a municipal owner with regards to the interpretation of a contractual monetary allowance and scope of works on a building built according to a CCDC 17 construction management contract.
24. 400K\$ dispute between an industrial owner and the general contractor responsible for a leveling defect in the construction of a food-processing plant.
25. 350K\$ dispute between co-owners in relation with the reimbursement of the damages caused by a fire in their residential units.
26. 300K\$ additional claim from insured against its insurers for damages resulting from a flooding in their residence.
27. Dispute (250 K\$) between a gas and petroleum company and a government ministry in relation with operation costs.

28. 273K\$ claim resulting from soil conditions in a water and sewer project in Rouyn-Noranda.
29. 173K\$ claim from a mechanical subcontractor against a municipal agency in relation with the interpretation of a monetary allocation clause in a CCDC contract.
30. 156K\$ litigation resulting from the interpretation of contract documents for a roofing contract on a federal building in Shawinigan.
31. 150K \$ dispute between a hotel developer and a formwork subcontractor in relation to the scope of work of the concrete structure of a 22 storey building in downtown Montreal.
32. 100K\$ dispute between the owners and a general contractor resulting from renovation works to their residence.
33. 55K\$ commercial dispute between two shareholders in relation with a loan repayment.
34. 50K\$ commercial dispute between a prefabricated house manufacturer and its installer.
35. Retained by a group of *caisses populaires* to interpret their agreements in relation with financial losses.
36. 43K\$ litigation between a general contractor and a city in relation to a claim resulting from soil conditions in the installation of water and sewer pipes.
37. 43K\$ claim against a city resulting from soil conditions encountered in the installation of water and sewer pipes in the Eastern Townships.
38. Action on account (25K\$) and a cross-demand (90K\$) for faulty workmanship in relation with the addition to a residential house in Montreal.
39. Two (2) arbitrations for latent defects under the new residential building warranty plan.
40. Contradictory expert evaluations of a damaged vehicle in an insurance claim.

## **Consulting**

1. Part of IMAQ's advisory committee to the Quebec treasury board for the development and implementation of the adjudication process on some 200 public construction projects.
2. Audited a 220M\$ civil engineering contract at the Voisey's Bay nickel mine project in Labrador on behalf SNC-Lavalin / BAE-Newplan Group Limited and Voisey's Bay Nickel Company Limited (Inco).
3. Advised a large construction-engineering firm and prepared its file, in view of a proposed mediation with a public institution, of a dispute of about \$20M resulting from the design-build contract of a \$200M building project in Montreal.
4. Advised an important construction and engineering firm for the preparation of a claim resulting from the construction of private and public buildings incorporated in a 100 M \$ project in Montreal.
5. Advised the Marie-Victorin Cegep (college) in the management of its 17 M \$ construction project of a sports stadium in design-build mode.



6. Acted as an expert for Petro-Canada, to evaluate a claim (\$1.2M) submitted by a mechanical contractor in relation with piping works carried out at its Montreal-East refinery, prepared a report and testified before an arbitration panel.
7. Acted as an expert retained by counsel for ING Insurance in relation with a 2M \$ liability claim against the directors of Acadia Appartments resulting from their management of the construction of an underground parking on their property.
8. Co-authored a report submitted to the Mulroney-Johnson *Commission d'analyse des projets d'implantation du CHUM/CUSM* in relation to the planning and cost control of the proposed construction of two university research hospitals totalling \$2.4B, in Montreal.
9. Audited the probity of the construction process implemented by the Department of Foreign Affairs and International Trade for the construction of the new Canadian Chancery in Manila, Philippines and submitted a report which allowed the Secretariat of the Treasury Board of Canada to validate the extraordinary process it had originally approved for the construction of this \$5M project.
10. Investigated, analyzed, audited and drafted an independent expert report to the Department of Foreign Affairs and International Trade (DFAIT) in relation with the process of changes used during the construction of the new Canadian Embassy in Warsaw, Poland (7,5 M U.S.D.).
11. Drafted an expert's report, on behalf of the *École des Hautes Études Commerciales de Montréal* (HEC Montreal), in relation with the process used by a general contractor to submit a claim of approximately \$2M against the owner for alleged delay costs, in connection with the construction of its new campus, in Montreal.
12. Analyzed and drafted a report containing my recommendations as an expert acting for Defence Construction Canada (DCC) in relation with a delay claim (\$ 500K) filed by a general contractor during the construction of a military installation on an air force base in Nova Scotia.
13. Member of the advisory board of the *Vérificateur général du Québec* on large construction projects

### **Teaching and training**

1. 5 hour training leading to the accreditation of adjudicators by IMAQ, April 13, 2022.
2. 3-hour web conference on the continuum of ADR modes for commercial disputes given by the *Fondation du Barreau du Québec* on December 9, 2021.
3. Two 4-hour courses on mediation in the continuum of ADR practices, University diploma (DU) on organizational and economic mediation, Continuing education Program (CFP), Université Paris II (Panthéon-Assas), Paris in the falls of 2021 and 2022.
4. Three (3) hour training on ADR for construction disputes given to the *Société de transport de Montréal* (STM), Montreal, May 31, 2021.
5. Three (3) hour training on conflict management systems in the construction industry given with Me Christian Crites at the Outaouais chapter of the *Ordre des ingénieurs du Québec* (OIQ), Gatineau, February 6, 2020
6. Three (3) hour training on ADR for construction disputes given to the *Société de transport de Laval* (STL), Laval November 20, 2019.

7. Three (3) hour course on “*ADR as a tool for project management*” given with Mrs. Rosanna Eugeni, P.Eng., at the annual convention of the Quebec professional Order of engineers (Ordre des ingénieurs du Québec – OIQ) in Montreal on May 6, 2019.
8. Three (3) hour course on ADR for construction disputes given with Mr. Jean-Claude Champagne, P.eng., to the Quebec Ministry for Municipal Affairs, Quebec city, May 1<sup>st</sup>, 2019.
9. One-day training to selected adjudicators being part of IMAQ’s fourteen (14) professionals roster set up in order to intervene in the projects designated by the Quebec Treasury Board as part of its pilot project for prompt payment and adjudication process on public construction projects as per its decree number 2018-01 of July 2018.
10. Lecturer for four (4) construction ADR courses to engineering students within a graduate course in management (GES 827) at the *École de technologie supérieure de Montréal (ÉTS)*, Fall 2017 and 2018.
11. Advance commercial mediation training and awareness program delivered to the *Centre d’Arbitrage, de Médiation et de Conciliation de Ouagadougou (CAMC-O)* in Burkina Faso in December 2010. This project is a collaboration between the *Institut de médiation et d’arbitrage du Québec (IMAQ)*, Éducadroits International and the *Université de Sherbrooke* who were chosen by the International Finance Corporation (World Bank Group) following an international call for tenders.
12. Mediator and member of a jury panel with two judges and the director of the ADR program for the International Pleading and Mediation contest entitled « Les 48 heures du droit de la santé » organized by the Faculty of Law of the Université de Sherbrooke and which takes place for the first time on the American continent.
13. 3 hour course in mediation of construction disputes given within the construction law masters course at the Faculty of Law of Laval University in Quebec city, on December 7, 2009.
14. Two week training, in May 2009, for the arbitrators (30), mediators/conciliators (40) and staff (10) of the Centre d’arbitrage, de médiation et de conciliation (CAMEC) of Cotonou, in Benin. This program resulted from a partnership between the Université de Sherbrooke and Éducadroits International, in collaboration with the faculty of law and political science of the Abomey-Calavi University of Cotonou, following an international request for proposals from the Millenium Challenge Account-Benin (MCA-Benin).
15. Commercial mediation training in Senegal provided by the *Institut de médiation et d’arbitrage du Québec (IMAQ)* and the *Université de Sherbrooke* in partnership with Dakar’s *Centre d’Arbitrage de Médiation et de Conciliation* and the faculty of law from the University of Dakar. Mr Pisapia was one of the four trainers with Mr. Jean Marois, president of IMAQ, and professors Marquis and Roberge, respectively Vice-chancellor for international affairs and Director of the ADR program from the University of Sherbrooke. Attending the 5 day program in April 2008 were some 50 participants, including representatives from the Department of Justice, the Judiciary, Dakar’s Bar and directors of Senegal’s main economic agencies and corporations.
16. Two-day course on the drafting of claims given through Consultants Formation et Gestion for the benefit of the *Corporation des entrepreneurs généraux du Québec*, (Gatineau, January 2006).

## **EXPERIENCE**

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|---|--------------|
| Lawyer, Chartered Mediator and Chartered Arbitrator<br>SERGE PISAPIA, LL.M., C. Med., C.Arb.  | 2003 to date |
| Senior Consultant<br>BOTH BELLE ROBB LIMITED<br>Construction Management Consultants, Montreal, Qc. Canada   | 2001-2003    |
| Vice-President and Director of Projects<br>PISAPIA CONSTRUCTION COMPANY LIMITED<br>General contractors and Project Managers, Montreal, QC. Canada | 1981 - 2002  |
| Lawyer (commercial litigation)<br>McALLISTER, BLAKELY, TURGEON, HESLER<br>Attorneys, Montreal, Qc. Canada   | 1978 - 1980  |

### **FORMAL EDUCATION**

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| Masters in Laws (LL.M)(ADR)<br>UNIVERSITÉ DE SHERBROOKE, Longueuil, Qc. Canada.   | 2008 |
| Graduate Diploma in “Prévention et Règlement des Différends » (ADR)<br>UNIVERSITÉ DE SHERBROOKE, Longueuil, Qc. Canada. | 2006 |
| 1 <sup>st</sup> session of MBA<br>Ivey School of Business, UNIVERSITY OF WESTERN ONTARIO, London, Ont., Canada          | 1980 |
| ADMISSION TO THE BARREAU DU QUÉBEC, Montreal, Qc. Canada  | 1978 |
| Bachelor of Laws (LL.B.)<br>UNIVERSITÉ LAVAL, Québec, Qc. Canada  | 1977 |
| French Bacculaureate (Sciences)<br>COLLÈGE STANISLAS, Montreal, Qc. Canada  | 1974 |

### **CONTINUING EDUCATION**

Three-day training by IMAQ / UdeS for the renewal of my accreditation as an adjudicator, April-May, 2022.  
One-day training entitled “Ready for the 21<sup>st</sup> century justice?” given by Professor Jean-François Roberge to the Governors of the Foundation of the Quebec Bar.

Ninety (90) hours of continuing education registered in the *Barreau du Québec*'s official registry for the period of 2017-2019.

Forty (40) hour training in commercial et civil arbitration given by the *Barreau du Québec* in the fall of 2018

1 day workshops on Administration, Practice and Chairing of Dispute Resolutions Boards provided by the Dispute Resolution Board Foundation, Seattle USA, September 2011

24-hour training in transformative mediation given by Law Professor Baruch Bush from Hofstra University (New York) and Me John Peter Weldon in the continuing education program of the *Barreau du Québec*, Montreal, April 2011.

World Forum of Mediation Centres (9 hours), *Union Internationale des Avocats* (UIA), Athens, Greece, March 2011.

*East Coast Annual Professional Skills Program*, Straus Institute for Dispute Resolution, Pepperdine University School of Law, “*Mediating Complex Construction Disputes*” (18 hours), Woodstock, Vermont, October 2009.

“*The Evolution of the New Lawyer: Enhancing Our Skills as Negotiators and Advocates*”, (8 hours), Professor Julie Macfarlane, *Groupe de Droit collaboratif du Québec* and the *Comité de la Justice Participative du Barreau du Québec*, Montreal, October 2009

Practical training in construction law (9 hours), Canadian Bar Association, Quebec division, construction law section, Montreal, November 15 to December 15, 2005.

Multiple lunch conferences organized by the construction and ADR sections of the Canadian Bar association, Quebec division, in Montreal

Training seminar on civil and commercial mediation (40 hours), Me Serge Roy, *Service de la formation permanente, Barreau du Québec*, 2002- 2003

### ***DISTINCTIONS***

Fellow of the Canadian College of Construction Lawyers (CCCL), 2022

Recipient of the 2020 national Lionel J. McGowan Excellence Award in Dispute resolution from ADR Institute of Canada (ADRIC)

Amongst the list of “**Ambassadors who have influenced the history of Participatory Justice**” included in the book entitled *La justice participative – Fondements et cadre juridique* by Professor Jean-François Roberge, 2019 Thomson Reuters Canada Limited.

### ***PROFESSIONAL ACCREDITATIONS, MEMBERSHIPS***

#### **International Mediation Institute (IMI)**

Certified Mediator since 2009

#### **ADR Institute of Canada Inc.**

Chartered Mediator (C.Med.) and Chartered Arbitrator (C.Arb.)

#### ***Institut de médiation et d’arbitrage du Québec (IMAQ)***

Accredited Mediator and Arbitrator since 2003 – joint accreditation with *Université de Sherbrooke*

Accredited Adjudicator since 2018

President and Chairman of the Board from 2009 to 2011.

President of the Construction and ADR network committees (2004-2009)

Member of the Construction committee

Member of the sub-committee advising the Quebec Treasury board in the development and implementation of the adjudication process included in its Ministerial decree 2018-01

#### ***Barreau du Québec***

Accredited mediator and arbitrator in civil and commercial matters since 2002

Member of the committee on participative justice from 2004 to 2009

#### **Canadian Bar Association**

Chair of the national Alternative Dispute Resolution (ADR) section (2007-2008)

Member of the executive of the ADR section of the Quebec division since 2009

### **Dispute Resolution Board Foundation (USA)**

Member trained in the Administration, Practice and Chairing of Dispute Resolutions Boards from 2010 to 2020.

### **PUBLICATIONS**

1. Member of the advisory board set up by the *Fondation du Barreau du Québec* for the drafting of the second volume of its guide entitled *Your Conflict – Your Solutions – In Business* in relation with commercial disputes published in October 2021. ([https://www.fondationdubarreau.qc.ca/wp-content/uploads/2021/10/Guide-Your-conflict-your-solutions-in-business\\_version-web.pdf](https://www.fondationdubarreau.qc.ca/wp-content/uploads/2021/10/Guide-Your-conflict-your-solutions-in-business_version-web.pdf))
2. Article on Dispute Resolution Boards published in the *Lettre des Médiations* of which the November 2017 number 4 was on the subject of intercompany mediation in the francophone world.
3. Co-author of the *Guide des modes de prévention et de règlement des différends pour la construction* published by the *Institut de médiation et d'arbitrage du Québec* (IMAQ) in May 2017 (<http://imaq.org/wp-content/uploads/2017/10/IMAQ-Guide-construction-WEB.pdf>).
4. Co-author of a Memoir presented by IMAQ to the “*Commission d'enquête sur l'octroi et la gestion des contrats publics dans l'industrie de la construction* » (Charbonneau commission) on Dispute Resolution in June 2014 (<http://imaq.org/wp-content/uploads/2014/07/Mémoire-Commission-Charbonneau-déposé-19-juin-2014.pdf>)
5. “*The Dispute Resolution Board – An application of the standby neutral concept*” article in the *Constas* magazine of the ACRGTQ, volume 20, page 53, June 2012.
6. « *À quand l'introduction des « standby neutrals sur les projets de construction au Québec?* », IMAQ, Resolution newsletter, February 14, 2011.
7. « *Expérience québécoise dans l'implantation des modes de PRD reliés aux travaux de construction* », 2008 Revue de Prévention et de Règlement des Différends, Volume 6, No. 2, Éditions Yvon Blais.
8. « *Expérience québécoise dans l'implantation des modes de PRD reliés aux travaux de construction* » masters in ADR (LL.M) essay, *Université de Sherbrooke*, April 2008.
9. Editor of the newsletter *POSSIBILITIES* published by the ADR national section of the Canadian Bar Association, for the years 2005 to 2008.

### **CONFERENCES**

#### **2022**

1. Member of the advisory panel to the *Université Laval's* Faculty of sciences and engineering for the planification of its annual *Journée d'études sur les réclamations sur contrats*.
2. Member of a 3-person panel on construction adjudication across Canada, ADRBC 2022 Virtual symposium, June 7, 2022.

3. Moderator of a panel of 6 experts on the topic of the inherent costs of construction conflicts in the context of the 21<sup>ème</sup> *Journée d'étude sur les réclamations sur contrats* organized by the Université Laval, February 16, 2022.

## 2021

4. Member of a panel presenting an “*Overview of Prompt Payment Regimes Across Canada* “ within the CBA Construction and Infrastructure Law Online Symposium, Canadian Bar Association, October 22 , 2021.
5. Webinar on mediation of disputes on major construction projects given within the seminar entitled *Rendez-vous de la médiation civile, commercial et travail 2021* by the Barreau du Québec together with The Honourable Louise Otis, Senator Pierre J. Dalfond and The Honourable François Rolland.

## 2020

6. Presentation by videoconference on ADR for construction projects to the Infrastructure Bank of Canada with Me Sophie Truesdell-Ménard and Mr. Jacques Ste-Marie, P.eng., Montreal, March 31<sup>st</sup>, 2020.

## 2019

7. Presentation on real time dispute resolution of construction disputes at a working meeting between the dispute resolution committee of the ACRGTQ and Hydro-Québec, Montreal, November 18, 2019.
8. Presentation on construction ADR to the infrastructure committee of the Quebec federation of chambers of commerce (FCCQ), Montreal, November 15, 2019.
9. “*Looking to Construction Law as an example of participatory justice integration*”. Conference given with Me Sophie Truesdell-Ménard and Me Olivier Kott, Ad.E. at the 12<sup>th</sup> Participatory Justice Roundtable organized by the Montreal Bar, Montreal, October 17, 2019.
10. Conference on negotiation techniques together with the Honourable François Rolland, former chief justice of the Superior Court of Québec, organized by the young jurists section of the Canadian bar association in Montréal on June 14, 2019.
11. « *Recent trends in Alternative Dispute Resolution*”, *Construction Law in Quebec - Overview and Outlook*, DeGrandpré Chait annual conference, Montreal, March 19, 2019.
12. One hour radio interview on arbitration at Radio Ville Marie (Radio VM – 93,1FM) within the series on New Justice, Montreal, March 4, 2019
13. « *PRD à la carte- Choisir et adapter le mode privé de règlement le plus adéquat* », conference with Me Sophie Truesdell-Ménard and Me Pascale Dionne-Bourassa for the Canadian bar association (CBA), Montreal, February 27, 2019
14. « *From fiction to reality: adjudication in the U.K., Ontario and Quebec and its impact on the general contractor*” conference with Mr. Melvyn A. Lees and Mr. Matt Ainley, Annual congress of the General Contractors Corporation of Québec (CEGQ), Quebec city, February 21, 2019.

## 2018

15. « *L'impératif du règlement en temps réel des différends de construction* », conference panel with Me Sophie Truesdell-Ménard and Mr. Jean-Claude Champagne, ADR Institute of Canada Inc.'s (ADRIC) annual convention, Montreal, November 23, 2018.
16. « *Les PRD pour un règlement rapide et efficace des réclamations pour retards* », Journées d'étude sur les délais de construction, Regroupement Consultants en Gestion de Construction Inc. (CGC) et Kamai Évènements, Québec le 14 novembre et Montréal le 21 novembre 2018.
17. « *La médiation dans le monde des affaires* », Clinique de médiation de l'Université de Montréal, Montréal, 30 octobre 2018
18. Participation à la 1<sup>ère</sup> édition des « *Rendez-vous des Influenceurs en PRD* » facilité par le G-PRD de l'Université de Sherbrooke, Longueuil, 10 mai 2018.
19. « *La pratique de la médiation, perspective du médiateur* », Clinique de médiation de l'Université de Montréal et ReForMa, Montréal, 28 mars 2018

## **2017**

20. Conference on arbitration with Me Olivier Després, *Superconférence sur la construction*, Canadian Institute, Montreal, November 2017
21. Presentation on ADR in the new Code of civil procedure at the 20<sup>th</sup> Annual convention of the CEGQ in Québec city, February 16<sup>th</sup>, 2017.

## **2016**

22. Presentation on ADR in the new Code of civil procedure, expert panel with Olivier Kott and Sophie-Truesdell-Ménard at the Construction Superconference from the Canadian Institute, Montreal, October 2016
23. Presentation on Dispute Resolution Boards (DRBs) with Mr. Gerald McEniry (Revay) at the annual convention of the *Corporation des entrepreneurs généraux du Québec* in Mont-Tremblant in February 2016

## **2015**

24. Presentation on the mediation of construction disputes with Me Nathalie Mercier-Filteau (WSP) at the *Superconférence sur la construction* organized by the Canadian Institute in Montreal in November 2015;
25. Moderator at a Round Table organized by IMAQ regrouping representatives of some of the major actors of the construction industry in Quebec around the theme of Dispute Resolution for the construction industry and author of the subsequent report;

## **2014**

26. "*Mediation and Arbitration with public entities*", 17<sup>th</sup> annual convention of the *Corporation des Entrepreneurs généraux du Québec* (CEGQ), Quebec city, February 2014

## **2013**

27. "*Strategies for the resolution of conflicts and disputes between the various parties/stakeholders of a construction contract*", joint presentation with Me André Simard and Me John Peter Weldon, Superconference on construction, Canadian Institute, Montreal, November 28, 2013.
28. « *Resolution of construction disputes* », joint conference with Mr. Jacques Falardeau, P.Eng. and Me Howie Clavier under the auspices of *Construction Specifications Canada*, Montreal, September 18, 2013.
29. "*Mediation and Arbitration with public entities*", *Gestion des litiges dans le domaine de la construction*, Canadian Institute, Montreal, April 2013.

## 2012

30. "*Strategies for resolving conflicts when working for a public owner*", Superconference on construction, The Canadian Institute, Montreal, November 27, 2012.
31. "*Arbitration: still the best solution to resolve construction disputes?* Insight, 4th Edition of the Forum on construction, October 1st, 2012, Montreal

## 2011

32. "*The different applications of the standby neutral concept as applied on a construction project*", Conference on construction law, Laval University, Québec city, October 28, 2011.
33. "*ADR as project management tools*", jointly with Mr. Jeffrey Edwards and Mr. Howie Clavier, PMI Matinees (Project Management Institute), Montreal, November 2, 2011
34. "*Construction risk analysis: Contracts: transfer and sharing of risks.*" Conference given jointly with Me Olivier Kott (Norton Rose) at the *Grandes Rencontres* event organized by Contech in Montreal on June 2<sup>nd</sup>, 2011.
35. Presentation on Dispute Review Boards, PMI Montreal construction practice group, Montreal, May 10, 2011
36. "*The American and international models of construction dispute resolution; how to adapt them to the Quebec projects*" Training on management of construction claims and disputes. Canadian Institute, Montreal, April 12, 2011
37. Presentation on Dispute Resolution Boards with Gerald McEniry (Revay) at *Institut de médiation et d'arbitrage du Québec* (IMAQ), Montreal, March 16, 2011.
38. Presentation on Dispute Review Boards at the annual congress of the Quebec General Contractors Association (CEGQ) in Montebello, Quebec, February 17, 2011

## 2010

39. Dispute Resolution Boards at the *Superconference on construction* organized by the Canadian Institute, Montreal, November 16, 2010.
40. « *Comment assister adéquatement son client dans un processus de règlement non judiciaire de conflits : la médiation civile et commerciale* », joint conference with Me Jean Marois at the Young Bar Association of Montreal's (YBAM) annual convention on May 13, 2010.



41. « *Prévention et règlement en « temps réel » des différends de construction* », Conférence sur la Gestion des litiges dans l'industrie de la construction, Canadian Institute, Montreal, May 5, 2010.
42. « *L'évaluation impartiale appliquée dans le règlement des différends relatifs aux travaux de construction: Les « Dispute Resolution Boards* », joint conference with Mr. Gerald McEniry, P.eng., from Revay & associates organized by the Canadian Bar association, Montreal, March 2010.
43. « *Le Règlement des différends reliés aux travaux de construction* », conference presented to the construction practice group of the Project Management Institute (PMI), on September 29 2009 and February 9, 2010, in Montreal.

## **2009**

44. « *Comment assister adéquatement son client dans un processus de règlement non judiciaire de conflits : la médiation civile et commerciale* », workshop given jointly with Me Jean Marois at the Barreau du Québec's annual convention in Montreal, in May 2009.
45. « *Échec des négociations : la guerre est-elle inévitable ?*, 8<sup>e</sup> journée d'étude sur les réclamations sur contrats, Université Laval, Montreal, January 2009.

## **2008**

46. « *La médiation, une alternative de choix pour régler les litiges* », 4<sup>e</sup> cours « Réclamations en construction », Federated Press Conference Centre, Montreal, November 2008.
47. « *La médiation, démarche préférable au tribunal ?* » conference given for the Barreau du Québec within the Co-ownership Congress , Convention Centre, Montreal, November 2008
48. « *Building abroad – procurement of construction and reconstruction projects in the international context*” member of an expert panel in a workshop given during the conference organized by The IF Research Group-grif and the *Faculté de l'aménagement* of the *Université de Montréal*, Montreal, October 2008.
49. *Les modes alternatifs de règlement des litiges : profession médiateur*, Midi conférence, Centre de développement professionnel et de placement en droit, UQAM, Montreal, September 2008
50. « *Le rôle d'un médiateur : jusqu'où un médiateur peut-il intervenir ?* » part of a panel with Mr. André Ladouceur and Mrs. Dominique Bourcheix, Canadian Bar Association, Montreal, February 2008.

## **2006**

51. « *Au-delà de la médiation et de l'arbitrage; la rencontre préalable de règlement (« convening »), l'évaluation neutre (« early neutral evaluation ») et l'équipe de prévention et de règlement des différends (« partnering »)*. jointly with Me Jean H. Gagnon, Canadian Bar Association, Montreal, December 2006.
52. « *Les modes de prévention et résolution des différends (PRD) propres à l'industrie de la construction* », Institut de médiation et d'arbitrage du Québec (IMAQ), Montreal, June 2006.

## **LANGUAGES (SPOKEN AND WRITTEN)**

French, English, Italian.

