

PAUL W. MUIRHEAD

PERSONAL DATA

Home Address:
599 Wavell Ave.
Ottawa, ON
K2A 3A7
(613) 680-7794

Business Address:
Muirhead Mediation
298 - 3 Richmond Road
Ottawa, ON
K1Z 6X5
(613) 864-7768

paul.jaye.muirhead@rogers.com

muirhead@muirheadmediation.ca

EDUCATION

Comprehensive Arbitration Training - ADRworks; June 17-21, 2013. Toronto, Ontario.
Certificate of Achievement.

University of Windsor – Stitt Feld Handy Group – Advanced Alternative Dispute
Resolution Workshop. January 22-25, 2008. Certificate of Achievement

University of Windsor – Stitt Feld Handy Group – Alternative Dispute Resolution (ADR)
Workshop. November 13-16, 2007. Certificate of Achievement

McGill University - Montreal, Quebec. 1993 - 1994 (course work)
Master of Laws with Specialization in Biomedical Ethics - Granted June 1999
Thesis: "*Legal and Ethical Considerations of Alternative Health Care Delivery Systems*"

Law Society of Upper Canada - Bar Admission Course.
September 1988 - February 1989. Called to Ontario Bar March 31, 1989

Dalhousie University - Halifax, Nova Scotia. 1984 -1987
Graduated with Bachelor of Laws

Dalhousie University - Halifax, Nova Scotia. 1983-1984
Completing medical prerequisite courses

McMaster University - Hamilton, Ontario. 1979-1983
Graduated with an Honours Bachelor of Arts, First Class Standing

Sir Winston Churchill Secondary School - St. Catharines, Ontario. 1974-1979

AWARDS

1987 Canada Trust Property Law Prize for highest average in
Advanced Property Law

1983 Graduated with First Class Honours from McMaster University

1979 Rotary Medalist for Sir Winston Churchill S.S.

LEGAL EMPLOYMENT

- 2018 – present *Muirhead Mediation*. Ottawa, Ontario
Mediation and arbitration services for a variety of disputes.
- 1989 - 2017 *Williams McEney- to 2015 / Williams Litigation Lawyers 2015-2017*
Barristers & Solicitors. Ottawa, Ontario.
Civil Litigation firm representing both plaintiffs and defendants. Practice includes; personal injury, employment law, property litigation, insurance litigation, commercial litigation. Since 2008 practice includes mediation I have mediated a variety of disputes including personal injury, professional malpractice, contract and construction.
- 1987 - 1989 *Mackesy, Smye, Turnbull, Grilli & Jones* Barristers & Solicitors.
Hamilton, Ontario.
Articling position. Firm involved in civil and criminal litigation. Duties included attendance in court, assisting senior litigators and preparation of legal briefs. Retained after articles completed for contract work.
- Jan. - May 1987 *Dalhousie Legal Aid Service*. Halifax, Nova Scotia. Community legal service for the metropolitan Halifax area. Worked as student lawyer doing principally social assistance appeals, young offender and summary conviction criminal work, and Landlord and Tenant cases.
- Summer 1986 *Milner, Shatford & Creighton* Barristers & Solicitors. Amherst, Nova Scotia.
Basic legal research, title searching and assisting in office legal work.
- Summer 1985 *Common Law-Civil Law Exchange Program*. Halifax, Nova Scotia.
Monitor for Common Law component, duties included acting as the liaison between Law Faculty and 48 students from across Canada, organizing socio-cultural activities and managing a \$10,000 budget.

PUBLICATIONS

- "When Parents and Physicians Disagree – What is the Ethical Pathway?" *Paediatrics & Child Health* 9:2, February 2004, pp. 85-86.
- "Ethical Consults: Part of the New Risk Management Equation." Material for Canadian Institute Conference entitled: *Critical Developments in Reducing the Risk of Hospital Liability*. February 12, 1999.
- "*Legal and Ethical Considerations of Alternative Health Care Delivery Systems*" Montreal: McGill University, Master of Laws with Specialization in Bioethics. Thesis, 1998

TEACHING

University of Ottawa School of Management – Master of Health Administration; June-August, 2003; May – July, 2004; May – June, 2005; May – June 2006.
Health Care Ethics – 1.5 credit course (18 hours) covering various aspects of ethics over 6 weeks.

University of Ottawa Faculty of Law - Ottawa, Ontario 1991 – on-going
Presented lecture twice yearly to Advanced Property Law class concerning litigation issues as they relate to property law. Conducted small group seminars in Trial Advocacy course. 1997-2001

Law Society of Upper Canada Bar Admission Course 2001 - 2004
Small group leader for 2 week course in Civil Procedure

Algonquin College - Ottawa, Ontario 1990 -1993
Lectured on employment law issues to students enrolled in Health Care Aid course

Selected Cases (2000-2017)

Huang v. Fraser Hillary's Limited, 2017 ONSC 1500 (CanLII) — 2017-03-06 Superior Court of Justice — Ontario. Trial Decision.

Gardiner v. MacDonald, 2016 ONCA 968 (CanLII) — 2016-12-20
Court of Appeal for Ontario — Ontario. Appeal Court upholding trial decision

Gardiner v MacDonald, 2016 ONSC 602 (CanLII) — 2016-01-26
Superior Court of Justice — Ontario. Trial Decision

Huang v Fraser Hillary's Ltd. et al., 2015 ONSC 7645 (CanLII) — 2015-12-22
Superior Court of Justice — Ontario. Decision on motion for summary judgment.

Matheson v. Lewis, 2014 ONCA 542 (CanLII) — 2014-07-11
Court of Appeal for Ontario — Ontario. Appeal of motion decision on question of law, ruled in favour and action dismissed.

Matheson, et al, v. Lanark Mutual Insurance Company, et al, 2013 ONSC 2441 (CanLII) — 2013-04-24
Superior Court of Justice — Ontario. Decision on motion for determination of a question of law.

Morin c. The Gananoque Inn, 2012 ONCA 331 (CanLII) — 2012-05-18
Court of Appeal for Ontario — Ontario – Dismissal of Appeal from jury trial.

Strizzi v. Curzons Management Associates Inc., 2011 ONSC 4292 (CanLII) — 2011-07-21

Superior Court of Justice — Ontario. Trial Decision

[Rostae v. Belair Insurance Company Inc.](#), 2011 ONSC 2800 (CanLII) — 2011-06-23
Superior Court of Justice — Ontario. Trial Decision.

[Warner v. Edmonton General Hospital](#), 2008 CanLII 41829 (ON SC) — 2008-08-07
Superior Court of Justice — Ontario. Motion decision on jurisdiction and choice of law.

[Paquette v. Children's Aid Society for the County of Lanark and Smith Falls](#), 2008 CanLII 35693 (ON SCDC)— 2008-07-15
Divisional Court — Ontario. Represented defendants in successful appeal of motion to dismiss plaintiff's case for no cause of action and a vexatious proceeding.

[St-Prix-Alexander v. Home Depot of Canada Inc.](#), 2008 CanLII 115 (ON SC) — 2008-01-04
Superior Court of Justice — Ontario. Trial Decision.

[Sewell v. Botros](#), 2007 ONCA 625 (CanLII) — 2007-09-13
Court of Appeal for Ontario — Ontario. Appeal Court dismisses self-represented applicants motions to vary appeal.

[Sewell v. Botros](#), 2005 CanLII 43401 (ON CA) — 2005-11-24
Court of Appeal for Ontario — Ontario. Appeal Court dismissing appeals from self-represented plaintiff from lower judges

[L.K. v. Children's Aids Society of Lanark](#), 2001 CanLII 7736 (ON CA) — 2001-05-14
Court of Appeal for Ontario — Ontario. Appeal Court dismisses application from self-represented applicants to vary orders.

Gracez (Litigation guardian of) v. Carleton Board of Education [2000] O.J. No. 2218; Court of Appeal File No. C31030. Dismissal of jury trial appeal by plaintiff.