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<p>CLASS ACTIONS IN CANADA by Ward K. Branch and H. Michael Rosenberg Release No. 3, November 2025</p>

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This respected and comprehensive guide to bringing and defending class actions provides detailed analysis emphasizing the practical and tactical, as well as identifying pitfalls. This important work provides examples and direction through analysis of hundreds of class action cases litigated across Canada, as well as a comprehensive bibliography of class action articles. This well-organized, easy-to-read text features: practical direction and commentary, guidelines for drafting pleadings, guidance on the use of class actions in different legal areas such as: securities, environmental law and product liability, and case law analysis.

What's New in this Update:

The text has been updated to include case law up to June 30, 2025.

The following cases are of particular interest:

- A rare order for pre-certification third party productions to support the plaintiff's leave motion in *Mcdonald v. Guyana Goldfields Inc.*, 2025 ONSC 2431.
- An injunction against a third-party law firm that purported to help class members complete claims forms for a fee in *Imperial Tobacco Limited*, 2024 ONSC 6890.
- Guidance on how to manage the timing of discovery when class and individual actions arise from the same facts in *Moiseiwitsch v. Canadian National Railway Company*, 2025 BCSC 230.
- Several public law claims that failed at certification for lack of meaningful common issues, including *Thompson v. Canada*, 2025 FC 476, a broad discrimination action by Black civil servants.
- Confirmation that courts will generally defer to the jurisdiction in which the securities transaction took place, and a discussion of how the forum should be determined when crypto assets are handled by global networks in *Shirodkar v. Coinbase Global, Inc.*, 2025 ONCA 298.
- Reluctance to approve a one-third contingency fee following a bad result, so as not to encourage counsel to "take on bad cases, settle early for what they can get, and maximize their fee recovery" in *Shriqui v. Blackbaud Canada Inc.*, et al., 2024 ONSC 6957.
- In a case that arguably obscures how limitation periods are determined in Federal Court class actions, a court suggests it is enough to commence a proposed class action prior to the expiry of the limitation period, even if the action is not certified until later in *Zanin v. Ooma, Inc.*, 2025 FC 51.