



Sana Halwani

SANA HALWANI

is a partner at Lenczner Slaght.

"A tenacious litigator. Highly respected by the judiciary, she lets her legal, technical and advocacy skills speak for themselves." — *IAM Patent 1000*

Education

University of Toronto Faculty of Law
(2004) JD (Dean's Honours List and
Awarded Dean's Key)
University of Sheffield, School of Law
(2001) Master of Arts in
Biotechnological Law and Ethics with
Distinction; Special Commendation
for Outstanding Performance
Queen's University (2000) Bachelors
of Science in Biochemistry (First
Class Degree; Arts and Science
Honour Roll)

Bar Admissions

Ontario (2005)

Practice Areas

Intellectual Property
Commercial Litigation
Public Law
Appeals
Injunctions

Contact

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Sana leads the firm's Intellectual Property group. In patent matters, she has experience with numerous industries, including pharmaceutical and biologics, information technology, telecommunications, gaming, oil and gas, and heavy industrial. In copyright, trademark, and trade secret matters, Sana has represented diverse clients including software companies, innovator and generic drug companies, and media companies.

Sana has represented clients at all levels of the Ontario and Federal courts, including the Supreme Court of Canada, and regularly provides strategic patent and regulatory advice. She has also acted pro hac vice in patent actions in the United States, and has extensive experience as part of international teams litigating large cross-border disputes.

As Chair of our Equity, Diversity, and Inclusion Committee and co-founder of ReferToHer™, a groundbreaking program that helps keep women top of mind for referrals, Sana is a leading advocate for EDI at our firm and in the legal profession. She also plays a crucial role in shaping our firm's future as Chair of our Innovation Hive™.

Sana is frequently invited to speak on topics in intellectual property, advocacy and diversity in the profession. Sana sits as the IP Law representative of the Federal Courts Rules Committee and as a member of the Federal Court IP Users Committee. Sana holds numerous volunteer leadership positions including Director and Secretary of the Writer's Trust of Canada, Past President of the University of Toronto Alumni Association, and is a Past Director of the Intellectual Property Institute of Canada (IPIC) and co-Founder of its Women in IP Networking Group.

Prior to entering private practice, Sana clerked for Justice Rosalie Abella of the Supreme Court of Canada. Sana is a registered patent agent and trademark agent. She is also fluent in French.

RECOGNITION

- Chambers Global (2019-2024)
Intellectual Property: Litigation (Canada)
- Chambers Canada (2019-2024)
Intellectual Property: Litigation (Nationwide – Canada)
- IAM Patent 1000 (2016-2023)
Patent Litigation: Recommended Individual (Gold)
- Canadian Legal Lexpert® Directory (2018-2024)
Intellectual Property (Most Frequently Recommended), Litigation - Intellectual Property (Most Frequently Recommended), Life Sciences & Health (Repeatedly Recommended), Litigation - Corporate Commercial (Repeatedly Recommended)
- Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada (2020-2024)
Intellectual Property; Intellectual Property Litigation
- Lexpert Special Edition: Canada's Leading Litigation Lawyers (2018-2023)
- Lexpert Special Edition: Canada's Leading Technology & Health Sciences Lawyers (2022-2023)
- Lexpert Special Edition: Canada's Leading Health Sciences Lawyers (2021)
- Lexpert Rising Stars (2018)
Leading Lawyers Under 40
- Managing Intellectual Property: IP STARS (2017-2023)
Patent Star - Canada, Trademark Star - Canada, Top 250 Women in IP
- Best Lawyers in Canada (2023)
Toronto "Lawyer of the Year" in Intellectual Property Law
- Best Lawyers in Canada (2018-2024)
Biotechnology and Life Sciences Practice, Intellectual Property
- The Legal 500 Canada (2018-2024)
Intellectual Property (Leading Lawyer)
- LMG Life Sciences (2023)
Intellectual Property
- Who's Who Legal: Canada (2018-2023)
IP – Patents (Global Leader), Life Sciences – Patent Litigation (Global Leader), Patents (National Leader), Life Sciences (National Leader)
- Benchmark Litigation (2018)
Top 25 Women in Canadian Litigation
- Benchmark Canada (2017-2024)
Litigation Star – Intellectual Property; Top 100 Women in Litigation
- Benchmark Litigation (2017-2019)
Under 40 Hotlist
- LMG Life Sciences (2016)
Canadian Impact Case of the Year (CHEO case at previous firm)
- University of Toronto (2012)
Arbor Award (alumni volunteerism)
- Chatelaine's 80 Women to Watch (2008)
- Action Canada Fellowship (2006-2007)
- Martindale-Hubbell AV Preeminent Peer Rating
- Lexpert Special Edition: Canada's Leading Technology Lawyers (2020-2021)

SELECT CASES

- **Confidential Matter** – Copyright counsel to a major accounting firm in relation to the development and marketing of a data analytics tool.
- **Confidential Matter** – Copyright counsel to a major news media company in matter relating to unauthorized use of its content to train AI tools.
- **Janssen Inc v The Ministry of Health and Attorney General of Canada** – Counsel to Janssen Inc. in appeal of judicial review application to the Federal Court of Appeal addressing the interpretation and vires requirements for listing patents on the Patent Register under the *Patented Medicines (Notice of Compliance) Regulations*
- **Janssen Inc v The Ministry of Health and Attorney General of Canada** – Counsel to the applicant Janssen Inc. in two applications for judicial review to the Federal Court addressing the interpretation and vires requirements for listing patents on the Patent Register under the *Patented Medicines (Notice of Compliance) Regulations*.
- **Puma SE v Caterpillar Inc** – Co-counsel to Puma in an application for leave to appeal to the Supreme Court of Canada arising from Caterpillar's opposition to Puma's trademark application for PROCAT on the basis that it is confusing with Caterpillar's registered design trademark (CAT & Triangle Design).
- **Confidential Matter** – Counsel to a music collective in a contractual dispute.
- **James Caruk v Amazon.com Inc et al** – Counsel to the Defendants, technology companies (Amazon, Apple, Fox/Tubi) and media production companies, in an action alleging, *inter alia*, copyright infringement, passing off and misappropriation of personality. This action was dismissed pre-discovery following service of the Defendants' notice of motion to strike.
- **GlycoBioScience Inc v L'Oréal Canada Inc** – Counsel to L'Oréal Canada Inc in an alleged patent infringement action.
- **Gilead Sciences, Inc et al v Pharmascience Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Gilead Sciences, Inc et al v Pharmascience Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v Natco Pharma (Canada) Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Gilead Sciences, Inc et al v Apotex Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v Natco Pharma (Canada) Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent Nos. 2,845,553 and 2,990,210.
- **Gilead Sciences, Inc et al v Apotex Inc** – Counsel to Gilead Sciences, Inc. and Gilead Sciences Canada, Inc. in a NOC action in the Federal Court in respect of Canadian Patent No. 2,845,553.
- **Society of Composers, Authors and Music Publishers of Canada, et al v Entertainment Software Association, et al** –

Counsel to the intervener Professor Ariel Katz in an appeal to the Supreme Court of Canada addressing the interpretation of the “making available” provision of the Copyright Act, the role of the Copyright Board of Canada in determining legal questions, and the question of when copyrights trigger entitlements to royalties.

- **Professional Negligence** – Counsel to a patent prosecution firm regarding a threatened negligence claim, which was promptly settled.
- **Rovi Guides v Videotron** – Counsel to Rovi Guides (a subsidiary of Xperi Holding Corporation) in a patent infringement action involving four patents related to digital entertainment technologies.
- **Rovi Guides v BCE Inc, Ericsson et al** – Counsel to Rovi Guides (a subsidiary of Xperi Holding Corporation) in a patent infringement action involving four patents related to digital entertainment technologies.
- **Strategic Advice** – Counsel to a FinTech company in potential patent infringement litigation.
- **Strategic Advice** – Counsel to a supplier of information technology products in threatened patent litigation.
- **Strategic Patent Advice** – Counsel to a global biologics company and a global pharmaceuticals company providing pre-litigation strategic patent advice.
- **Teva Canada v Mylan Pharmaceuticals** – Counsel to Mylan in a NOC action relating to COPAXONE (glatiramer acetate injection), an immunomodulator medication used to treat multiple sclerosis.
- **Voith Group** – Counsel to Voith providing advice on patent matters relating to paper mill technology.
- **Merck Sharp & Dohme Corp et al v JAMP Pharma Corporation** – Counsel to JAMP in a NOC action relating to JANUVIA (sitagliptin), a medication used to control high blood sugar in people with type 2 diabetes.
- **Allergan Inc v JAMP Pharma Corporation** – Counsel to JAMP in NOC action relating to FIBRISTAL (ulipristal), a medication used to treat moderate-to-severe signs and symptoms of uterine fibroids in adult women.
- **York University v Access Copyright** – Counsel to the interveners Authors Alliance and Ariel Katz in an appeal to the Supreme Court of Canada addressing the issue of fair dealing and the question of whether tariffs set by the Copyright Board are mandatory.
- **Bayer Inc et al v JAMP Pharma Corporation** – Counsel to JAMP in a NOC action relating to XARELTO (rivaroxaban), a medication indicated for prophylaxis of deep vein thrombosis.
- **Sunovion Pharmaceuticals Canada Inc et al v JAMP Pharma Corporation** – Counsel to JAMP in a NOC action relating to LATUDA (lurasidone), an anti-psychotic medication used to treat bipolar depression and schizophrenia.
- **Rovi Guides and TiVo Solutions v Bell Canada** – Counsel to TiVo Solutions and its subsidiary Rovi Guides in a patent infringement action, involving patents relating to interactive television program guides, DVR technology, and related technologies.
- **Rovi Guides and TiVo Solutions v Telus Corporation** – Counsel to TiVo Solutions and its subsidiary Rovi Guides in a patent infringement action, involving patents relating to interactive television program guides, DVR technology, and related technologies.
- **Rovi Guides and TiVo Solutions v Videotron** – Counsel to TiVo Solutions and its subsidiary Rovi Guides in a patent infringement action, involving patents relating to interactive television program guides, DVR

technology, and related technologies.

- **Mock Appeal** – Retained by appeal counsel to conduct a mock appeal for an infringement case involving a patented wellbore completion method.
- **Risk Management** – Counsel to an integrated oil and gas client in developing a risk matrix for management of patent risk in development of new technologies.
- **Mass Engineering Design v Ingram Micro** – Counsel to Ingram in a patent infringement action involving patents to monitor stands.
- **Flair Airlines v Gregor LLC** – Counsel to Gregor LLC in a commercial and domain name dispute. Successfully resisted a motion for interlocutory injunction by having the action dismissed for lack of jurisdiction.
- **Robert Simon v Toshiba Global Commerce Solutions Holdings Corporation** – Counsel to Toshiba in a software licensing dispute involving point-of-sale systems.
- **Valeant Canada LP v Ranbaxy Pharmaceuticals Canada Inc.** – Counsel to Valeant in proceedings pursuant to the *PM(NOC) Regulations* relating to Wellbutrin XL (bupropion hydrochloride), a medication used to treat depression.
- **The Estate of Vivian Maier v Stephen M. Bulger** – Counsel to the Stephen Bulger Gallery in an action for copyright infringement in fine art photographs taken by the posthumously-discovered photographer Vivian Maier.
- **Purdue Canada v Collegium Pharmaceutical Inc.** – Counsel to Collegium Pharmaceutical Inc. against Purdue Pharma in an application under the *Patented Medicines (Notice of Compliance) Regulations*, as well as a patent infringement action, involving the medicine XTAMPZA ER® (a tamper-resistant oxycodone product used in pain management).
- **Pharmascience Inc. v Valeant Canada LP** – Counsel to Valeant in an action for damages under section 8 of the *PM(NOC) Regulations* relating to Sublinxol (zolpidem), a medication used to treat insomnia.
- **Valeant Canada LP v Generic Partners Canada Inc.** – Counsel to Valeant in proceedings pursuant to the *PM(NOC) Regulations* relating to Glumetza (metformin), a medication used to treat type 2 diabetes.
- **Rosseau Asset Management v The Rosseau Group** – Counsel to Rosseau Asset Management in a trade-mark infringement and passing off action.
- **Subway Franchise Systems of Canada Inc v Canadian Broadcasting Corporation** – Counsel to Subway in a \$210 million defamation action against the CBC and Trent University relating to a Marketplace episode.
- **Venngo Inc v Concierge Connection Inc cob as Perkopolis** – Counsel to Venngo in an appeal to the Federal Court of Appeal and a leave to appeal application to the Supreme Court of Canada of a decision relating to...
- **Xerox Corporation v Infinite Media Inc.** – Counsel to Xerox in a software licensing dispute encompassing allegations of copyright infringement.
- **Children's Hospital of Eastern Ontario v Transgenomic Inc** – Counsel to the Children's Hospital of Eastern Ontario ("CHEO") in an action seeking to invalidate several human gene patents preventing...
- **Eli Lilly Canada Inc v Mylan Pharmaceuticals ULC** – Counsel to Mylan in multiple related NOC proceedings and appeals relating to patents over CIALIS® (tadalafil); first generic challenge to CIALIS®...
- **Teva Pharmaceutical Industries Ltd v Mylan Pharmaceuticals ULC** –

Counsel to Mylan in a NOC proceeding relating to a composition of matter patent over COPAXONE® (glatiramer acetate – a random polypeptide); this...

- **In the matter of the Patent Act RSC 1985, c P-4, as amended and in the matter of Sandoz Canada Inc** – Counsel to Board Staff at the Patented Medicines Prices Review Board, in matter and appeal involving questions of whether generic subsidiaries of inno...
- **Safe Gaming System Inc v Atlantic Lottery Corporation** – Counsel to Safe Gaming System in patent infringement litigation against the Nova Scotia Gaming Corporation and its agents over a patent covering respo...
- **Rogers Communications Inc v Society of Composers, Authors and Music Publishers of Canada** – Counsel to Cineplex as intervener before the Supreme Court of Canada on case relating to copyright tariffs for various uses of musical works over the...
- **Halliburton Energy Services Inc v BJ Services Company** – Counsel to Halliburton Energy Services in patent infringement litigation regarding wellbore completion patented methods used in North American shale...
- **Research in Motion Limited v Visto Corporation** – Counsel to Visto Corporation (now Good Technology) in patent infringement litigation in Federal Court of Canada regarding wireless “push technology”...

SELECT PUBLICATIONS AND PRESENTATIONS

- **IPIC 2024 Conference** – Sana Halwani was invited to share her expertise at the IPIC 2024 Conference. Sana will be a panelist on *From Courtroom to Practice: Analyzing Top IP Cases of the Year*, where she will discuss the most significant patent law rulings of the year and provide insights into how they’re shaping the future of IP law and practice.
- **Copyright Master Class** – Sana Halwani will be sharing her expertise on a Copyright Master Class course, hosted by McGill University in partnership with the Intellectual Property Institute of Canada (IPIC). On the session titled, *Copyright Litigation Inside and Out: Legal & Business Views*, Sana will discuss the nuts and bolts of prosecuting or defending a copyright case in Canada.
- **Expert Witnesses and Persuasive Testimony in Technology Cases: Leveraging Technical Evidence** – Sana Halwani was invited to present at the Canadian Bar Association program titled, *Expert Witnesses and Persuasive Testimony in Technology Cases: Leveraging Technical Evidence*. Sana will discuss the critical role of expert witnesses in technology litigation, providing best practices for selecting, preparing, and presenting them effectively. She will also cover strategies for handling cross-examination and engage in interactive discussions on recent cases involving technological testimony.
- **Walking the Talk: EDI Accountability in Legal Organizations** – Sana Halwani was invited to speak as a panelist on the OBA's program titled, *Walking the Talk: EDI Accountability in Legal Organizations*. The panel discussed EDI policy implementation, how to measure the impact of EDI in an organization, and practical tips for ensuring accountability and create meaningful change.
- **Carl Mitchell Community Impact Award Event Honouring R. Douglas Elliott (JD 1982)** – Sana Halwani, Past President of the University of Toronto Alumni Association, led a fireside chat with honouree, R. Douglas Elliott, to discuss his decades of advocacy and community work, including landmark constitutional cases that made national headlines and changed the lives of thousands of Canadians.
- **Copyright in an Educational Setting** – Sana Halwani shared her

expertise at the joint Intellectual Property Institute of Canada and McGill University Summer IP Course. Sana presented *Copyright in an Educational Setting*.

- **44th Annual Intensive Trial Advocacy Workshop** – Lawrence E. Thacker, Risa M. Kirshblum. Sana Halwani, and Jonathan Chen were invited to share their expertise at Osgoode Professional Development's *44th Annual Intensive Trial Advocacy Workshop*.
- **The Art of Settlement** – Sana Halwani was invited to share her expertise at The Advocates' Society's program titled The Art of Settlement. Sana will present on Best Practices for Drafting Settlement Agreements.
- **Gender Bias in AI: The Pitfalls and the Promise** – Sana Halwani was invited to share her expertise at the Intellectual Property Institute of Canada's program. Sana led a conversation on the way gender bias manifests in the AI space, what we can do about it, and how AI may help us address gender bias.
- **Advancing Diversity and Inclusion in the Practice of IT & IP** – Sana Halwani was invited to speak as a panelist on the OBA's program titled "Advancing Diversity and Inclusion in the Practice of IT & IP". The panel will discuss how the profession has changed, what this means for lawyers and their clients, and how we can all contribute to equity and inclusion going forward.
- **IPIC2022 Conference** – Sana Halwani was at the IPIC2022 Conference in Whistler. Sana led a panel discussion on "*The 'Culture Shift' in Litigation Towards Getting to Judgment Quickly – What Has Worked and What Hasn't.*"
- **Copyright in an Educational Setting** – Sana Halwani shared her expertise at the Intellectual Property Institute of Canada and McGill University Summer IP Course. Sana presented on *Copyright in an Educational Setting*.
- **The Yunusov Question: A Conversation with Sana Halwani** – Featured on The Yunusov Question Podcast, Sana Halwani chats all about her scientific background, her path to law, her time clerking for Justice Abella, and what it's like to be an IP litigator.
- **Attracting, Retaining and Championing Diverse Advocates** – Sana Halwani spoke at The Advocates' Society's Diversity & Inclusion Lunch, which focussed on attracting, retaining, and championing diverse advocates. As Co-Founder of ReferToHer and the Chair of our EDI Committee, Sana shared strategies on how to advance EDI at the firm and in the legal profession.
- **The Honourable Rosalie Silberman Abella – A Life of Firsts** – Sana Halwani spoke at the Canadian Institute for the Administration of Justice's conference to celebrate the retirement of the Honourable Rosalie Silberman Abella from the Supreme Court of Canada.
- **The 15th Annual Harold G. Fox IP Moot** – We were proud to continue our sponsorship of the annual Fox IP Moot! Jordana Sanft and Sana Halwani volunteered their time as judges to the competition.
- **26th Intellectual Property Law: The Year in Review** – Sana Halwani was invited to share her expertise at the Law Society of Ontario's 26th Intellectual Property Law: The Year in Review. Sana provided a year in review on patent law.
- **IPIC2021 Virtual** – Our expert IP litigators, Sana Halwani and Andrew Moeser, were invited to speak at IPIC's Annual Conference.

- **Preparation Series: Opening Statement and Closing Argument –** Sana Halwani shared her expertise on the panel *Practical Tips for Preparing a Memorable Closing*.
- **Virtual Trials and Tribulations - Mastering the Art of Electronic Hearings –** Sana Halwani was invited to speak at the Toronto Chapter's Women in eDiscovery event on *Virtual Trials and Tribulations - Mastering the Art of Electronic Hearings*. Sana shared her best tips and tricks about e-hearings and discuss what the future might hold with the potential reopening of the courts.
- **A Litigator's Guide to Electronic/Virtual Practice –** Sana Halwani shared her expertise at the LSO's program titled *A Litigator's Guide to Electronic/Virtual Practice*. Sana shared her tips on managing an electronic and tech-friendly practice and conducting effective advocacy through virtual means.
- **Advocacy and Diversity in the Legal Industry –** Sana Halwani was invited to speak at the Brattle Women's Network program on Advocacy and Diversity in the Legal Industry. Sana spoke about advocacy, EDI in the legal profession, and the importance of our #ReferToHer initiative.
- **Conducting Virtual Examinations for Discovery, Cross Examinations and Regulatory Examinations: Need to Know Strategies for Changing Times –** Sana Halwani was invited to present on the CBA's Skilled Lawyer Series. Sana shared her expertise on the program *Conducting Virtual Examinations for Discovery, Cross Examinations and Regulatory Examinations: Need to Know Strategies for Changing Times*.
- **Ontario Digital Evidence & eDiscovery Institute –** Sana Halwani presented at the OBA's Civil Litigation program *Ontario Digital Evidence & eDiscovery Institute*. Sana shared her best practices on preparing for and running remote hearings as well as practice tips for effective virtual advocacy.
- **9th Annual Patent Colloquium –** Sana Halwani shared her expertise at the University of Toronto's 9th Annual Patent Colloquium. Sana spoke on the panel *Patent Litigation by Zoom, Pros and Cons*.
- **15th Annual National Forum Administrative Law and Practice –** Sana Halwani presented at OsgoodePD's *15th Annual National Forum Administrative Law and Practice*. Sana shared her expertise on the ethical considerations and professional challenges that emerge from adapting conventional in-person court processes to a video-conferenced environment.
- **IPIC2020 Virtual –** Sana Halwani moderated a Fireside Chat with the Honourable Thomas Cromwell at the IPIC2020 Virtual Conference.
- **Technology for Family Lawyers Part 3 –** Sana Halwani spoke at The Advocates' Society's program *Technology for Family Lawyers Part 3*. Sana shared her expert insight on "Lessons Learned from a Paperless Trial."
- **Inside the Courtroom: Virtual trials and the Sharma decision –** Sana Halwani was interviewed in *The Lawyers Lounge* podcast. Sana shared her expert insights and tips on how to effectively advocate virtually.
- **Commercial Litigation and Arbitration Review –** Scott Rollwagen, Sana Halwani, and Paul-Erik Veel's article "*Do courts have jurisdiction to order virtual hearings? Absolutely!*" was published in the August 2020 volume of the Commercial Litigation and Arbitration Review.

- **Exhibit Eh-OK: Sana Halwani and Paul-Erik Veel** – Sana Halwani and Paul-Erik Veel were interviewed in the *Exhibit Eh-OK* podcast on their experience in the first-ever virtual trial held at the Federal Court.
- **COVID-19 & IP Practice: Litigating From Your Living Room** – Sana Halwani spoke on the IPIC webinar titled "*COVID-19 & IP Practice: Litigating From Your Living Room*". The program provided an update on the latest developments and strategies for success during this time.
- **Speculate, Anticipate, Mitigate: How COVID-19 May Impact the Canadian Legal Landscape in the Short and Long Term** – Sana Halwani, Monique Jilesen, Scott Rollwagen, and Paul-Erik Veel shared their expertise at the Virtual GC Forum on May 12.
- **Canadian Lawyer's Women in Law Summit** – Sana Halwani spoke at Canadian Lawyer's Women in Law Summit. She moderated the panel discussion *Executing diversity and inclusion strategies that attract and retain female talent*.
- **A Deep Dive into Injunctions and Extraordinary Remedies** – Sana Halwani spoke at the Ontario Bar Association's program titled A Deep Dive into Injunctions and Extraordinary Remedies. She shared her expertise on *Mandatory Injunctions and Norwich Orders*.
- **8th Biennial Women in Litigation Symposium** – Sana Halwani presented at The Advocates' Society's 8th Biennial Women in Litigation Symposium. She participated on the panel *Equality, Diversity and Inclusion in the Legal Profession: How Are We Doing?*
- **Surviving a Breakup: Dealing with Departing (and New!) Employees, Confidential Information, and IP** – Sana Halwani, Monique Jilesen, Brian Kolenda, and Sarah Millar presented at the GC Forum's Q3 event on October 3.
- **Intellectual Property Institute of Canada's 93rd Annual Meeting** – Sana Halwani moderated the panel "*Patriot Games – Coordination and Management of Multi-Jurisdictional Litigation*" at IPIC's 93rd Annual General Meeting.
- **Basics of Law – Evidence: From Key Principles to Digital Evidence** – Sana Halwani presented at the Intellectual Property Institute of Canada's webinar called "Basics of Law – Evidence: From Key Principles to Digital Evidence". The program discussed fundamental principles of evidence, the latest strategies in collecting digital evidence, and tips on presenting evidence before courts and tribunals.
- **Intellectual Property Institute of Canada's 92nd Annual Meeting** – Sana Halwani was the moderator for the "The Paperless Office and Other Legal Tech (R)evolutions" panel at IPIC's 92nd Annual General Meeting.
- **Dealing with Self-Represented Litigants** – Sana Halwani presented at the Law Society of Ontario's program "Professionalism Issues in Appearing before Administrative Boards and Tribunals". She shared expert strategies on dealing with self-represented litigants.
- **The Surprising Dangers of Going Paperless** – Paul-Erik Veel and Sana Halwani co-authored the article *The surprising dangers of going paperless* that appeared in Precedent Magazine's summer issue.
- **IPIC Patent Case Law Series** – Sana Halwani once again presented on the topic of "Infringement" at the Intellectual Property Institute of Canada's 2018 Patent Case Law Series.
- **Your First Civil Trial** – Sana Halwani spoke at OBA's Young Lawyers Division program *Your First Civil Trial*. Her panel was titled "Use of Discovery Transcripts at Trial and Appeal Proofing Your Case".
- **LSUC's 22nd Annual IP Law, the Year in Review** – Sana Halwani

spoke on the topic "Reaching the (No) Promised Land: The striking down of the promise doctrine and its effect on Canadian patent litigation and prosecution".

- **Federation of Asian Canadian Lawyers Annual Conference – IP Without Tears: An Intellectual Property Law Update for the Uninitiated** – Sana Halwani spoke on the panel "IP Without Tears: An Intellectual Property Law Update for the Uninitiated". This panel discussed how recent major Canadian and foreign cases in the areas of patent, trademark, copyright, and technology will impact companies doing business in Canada.
- **Strategies and Tips for Maximizing Your Expert Evidence** – Sana Halwani spoke at OBA's Civil Litigation Program on "Strategies and Tips for Maximizing Your Expert Evidence". She discussed choosing the right expert, properly retaining and preparing the expert and strategies for working on and reviewing the expert's report.
- **Patent Case Law Series** – Sana Halwani presented at the Intellectual Property Institute of Canada's webinar on Patent Infringement.
- **Federal Court Practice** – Sana Halwani served on the panel at the 21st Annual Intellectual Property Law: The Year in Review hosted by The Law Society of Upper Canada. (Prior to...
- **University of Toronto Female Litigators** – Sana Halwani participated on the panel of female litigators at the University of Toronto Women and the Law event. *(Prior to joining Lenczner Slaght)*
- **Reflecting Back on the CHEO Case** – Sana Halwani spoke at the The 13th Forum on Pharma Patents. *(Prior to joining Lenczner Slaght)*
- **Building the Foundation of Your Case: Affidavit Evidence** – Sana Halwani presented at the Ontario Bar Association's Pharma and Biosimilar Litigation in Canada - Navigating the PM (NOC) Regulations event. (Prior to...
- **Diversity on the Federal Court: A Call for Action** – Sana Halwani presented at the Intellectual Property Institute of Canada's 90th Annual Meeting. (Prior to joining Lenczner Slaght)
- **Patent Case Law Series: Infringement** – Sana Halwani presented in the Intellectual Property Institute of Canada's webinar. (Prior to joining Lenczner Slaght)
- **The 2016 IP Debates** – Sana Halwani presented at the CBA IP Day. *(Prior to joining Lenczner Slaght)*
- **Pharmaceutical Regulation and Patent Linkage** – Sana Halwani lectured at Osgoode Professional Development LLM. *(Prior to joining Lenczner Slaght)*
- **Oral Advocacy Workshop** – Sana Halwani presented at the Ontario Bar Association's Oral Advocacy Bootcamp. *(Prior to joining Lenczner Slaght)*
- **Confusion and Contradiction: Untangling Drug Importation and Counterfeit Drugs** – 36 Cal. W. Int'l L.J. 41 *(Prior to joining Lenczner Slaght)*
- **Getting the Deal Done: Unlocking Innovation Within Canadian Universities** – Action Canada Task Force Report *(Prior to joining Lenczner Slaght)*
- **Her Majesty's Research Subjects, Law And Ethics in Biomedical Research: Regulation, Conflict of Interest and Liability** – eds. Duff Waring and Trudo Lemmens *(Prior to joining Lenczner Slaght)*
- **Patents and Pills: Linkage, Litigation and Generic Drug Approval** – Sana Halwani lectured at the Faculty of Law, University of Toronto, Pharmaceutical Governance Course. *(Prior to joining Lenczner Slaght)*
- **Self-Plagiarism: A Misnomer, American Journal of Obstetrics and Gynecology** –

(with Robin Thurman, Frank A. Chervenak, Lawrence B. McCullough, and Dan Farine) (*Prior to joining Lenczner Slaght*)

- **The Future of Generic Drugs: Challenges & Opportunities** – Sana Halwani presented at the Pharma Patents Conference, Toronto. (*Prior to joining Lenczner Slaght*)
- **The Genetic Defense: The Impact of Genetics on the Concept of Criminal Responsibility** – 12 Health L.J. 35 (*Prior to joining Lenczner Slaght*)

BLOG POSTS

- **Exploring the Boundaries of Patent Protection: Federal Court of Appeal Holds That Marketing Is Not “Use” Under the Patent Act** – The Federal Court of Appeal’s decision in *Steelhead v ARC* upholds Justice Manson’s summary trial decision finding no infringement by ARC Resources of Steelhead’s 085 Patent. In summary, the FCA held that the marketing of an apparatus that – if built – would infringe the 085 Patent did not constitute “use” (or “exploiter” in the French version) under section 42 of the *Patent Act*, and therefore could not be infringement.
- **AI in the Courtroom: The Quest for Legal Precedents** – The current landscape is inundated with narratives surrounding artificial intelligence and its intersection with the law. From the New York Time’s lawsuit launched against OpenAI in December 2023, to the BC lawyer reprimanded for citing fake AI-generated cases, to the lying Air Canada chatbot, the legal and mainstream media is full of stories of AI or people using AI running up against traditional legal doctrine and practice. Yet, amidst this surge of AI-related incidents, Canada finds itself grappling with more questions than answers.
- **When Is a Gap Not a Gap? Court Maintains Procedural Differences Between Actions and Applications** – In two decisions released on the same day, the Federal Court has confirmed that applications are summary procedures that exclude the right or ability to examine witnesses who have not sworn affidavits.
- **Pharma Patent Case Round-Up** – If your 2024 has been too busy to keep up with caselaw, below we summarize and provide the key takeaways from pharmaceutical patent decisions that have been issued from the Federal Court and Federal Court of Appeal in the last two months.
- **Benjamin Moore: An Opportunity Missed** – It has been approximately six months since the Federal Court of Appeal’s decision in *Canada (Attorney General) v Benjamin Moore & Co* (the “*Benjamin Moore Appeal*”) was released, yet no practice direction has been issued from the Canadian Intellectual Property Office (“CIPO”) to address the decision, and there is no consistency in the way that computer-implemented inventions are being examined. As the patent bar awaits a decision on the leave application to the Supreme Court of Canada, we provide our thoughts on the Federal Court of Appeal’s decision, and the missed opportunity it was.
- **Inventor Examination Cannot Be Compelled by Proxy, and Other Practical Lessons** – In the recently released decision *Boehringer Ingelheim Ltd v Jamp Pharma Corporation*, Jamp brought a motion seeking an order that would require Boehringer to make their employee inventors attend to be examined for discovery, failing which the order could be enforced against Boehringer themselves. Boehringer argued that the *Rules* do not contemplate such an order. Associate Judge

Duchesne agreed.

- **Insights on the Independence of Expert Evidence** – In the recently released decision *dTechs EPM Ltd v British Columbia Hydro and Power Authority and Awesense Wireless Inc*, the Federal Court of Appeal (“FCA”) weighed in on the role and independence of experts in patent cases. In particular, the FCA provided guidance on (1) the role counsel may play in preparing expert reports; (2) an expert’s role in claim construction; and (3) the difference in the role of an expert where anticipation is alleged based on prior use versus prior publication.
- **Do I pay the same? Am I only streaming? Or is “making available” a separate, compensable claim?** – Last week, the Supreme Court of Canada released its decision in *SOCAN and Music Publishers of Canada v ESA*, the latest instalment in a decade long battle about whether and how copyright owners should be compensated for making works available online (even if those works are not subsequently downloaded or streamed by a user).
- **Don’t Make Me Say It a Fourth Time: Federal Court Weighs in (Again) on Patentable Subject Matter** – Associate Chief Justice Gagné’s decision in *Benjamin Moore & Co v Attorney General of Canada*, 2022 FC 923 (“*Benjamin Moore*”) marks the second time that the Federal Court has had to weigh in to tell the Commissioner that it was not applying the correct test for patentability of computer-implemented inventions. Unlike past decisions (discussed below), the Court in *Benjamin Moore*, provided instruction on how the Commissioner ought to assess patentability of such inventions. As a top line, these instructions appear to level the playing field – reducing the artificially high standard that computer-implemented inventions face during patent examination.
- **Amendments to the Patented Medicines Regulations Lose Some Teeth** – The proposed amendments to the *Patented Medicines Regulations* had the projected effect of lowering drug prices by billions of dollars over the next ten years. But by overreaching its jurisdiction, these amendments have lost some of its bite. The Quebec Court of Appeal determined several provisions to be *ultra vires*.
- **An Ode to Users’ Rights** – In the last case heard before her retirement from the Supreme Court of Canada, and writing for a unanimous Court, Justice Rosalie Abella affirmed the Federal Court of Appeal’s ruling that tariffs set by the Copyright Board are not mandatory (*York University v Access Copyright*). Justice Abella also rejected the FCA’s narrow approach to fair dealing and reiterated the nature of fair dealing as a user’s right, to be approached in the educational context from a student’s perspective and not exclusively from the institutional perspective.
- **The SCC Leave Project: Predictions for June 24, 2021** – Here’s a look at the leave application decisions that the Supreme Court of Canada will be releasing on June 24, 2021.
- **Online Pirates Can Be Blocked** – Copyright holders in Canada have scored a major victory in the fight against online piracy. The Federal Court of Appeal (“FCA”) in *Teksavvy Solutions Inc v Bell Media Inc* recently affirmed that site blocking injunctions may be ordered against Internet Service Providers (or ISPs), even as third parties to a copyright infringement action.
- **Don’t Sit Back During Summary Judgment: Federal Court of Appeal Weighs in on Summary Judgment for Patent Infringement Actions** – The Federal Court of Appeal has historically held that summary judgment is usually not the preferred means of resolving patent infringement actions. These cases are inherently complex and technical, and usually involve expert evidence. In the Federal Court of Appeal’s view, a trial judge who has had the opportunity to hear all of the evidence live is best suited to resolve these disputes (see *Suntec Environmental Inc v Trojan Technologies Inc*

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- **The Other Shoe Has Dropped: Summary Judgment in the Federal Court** – Patent infringement actions are inherently complex and technical. They often involve complex scientific inquiries and expert evidence. The Federal Court has historically held that summary judgment—which does not include live evidence—is generally not the preferred means of resolving patent infringement actions. Instead, such determinations are best left to a trial judge who has had the opportunity to hear all of the evidence live (e.g., *Suntec Environmental Inc v Trojan Technologies Inc*).
 - **The Federal Court of Appeal Clarifies the “Obvious to Try” Test** – The Federal Court of Appeal (“FCA”) has clarified the extent of flexibility afforded when undertaking the “Obvious to Try” test in *Amgen v Pfizer*, 2020 FCA 188. Although it ultimately cautioned against a segmented approach, the FCA did not dismiss the possibility that experimental steps could be assessed individually in order to make conclusions about an experiment as a whole, particularly with respect to the Self-Evident and Extent of Effort factors of the test. Despite agreeing that the Federal Court (“FC”) could have been more expansive and all-embracing in its overall conclusion, the FCA did not deem the FC’s lack of analysis to have amounted to a palpable and overriding error.
 - **Update to the Federal Court Case and Trial Management Guidelines** – Last week, the Federal Court published a consolidated practice notice, updating and consolidating four other case and trial management guidelines for complex proceedings and proceedings under the *PM(NOC) Regulations* from 2015, 2016, and 2017 (available [here](#), [here](#), [here](#), and [here](#)).
 - **Trial Advocacy is (Mostly) the Same Online: Lessons Learned from a Virtual Patent Trial** – The COVID-19 pandemic has required courts to adapt to new ways of providing access to justice. We have first-hand experience with this new reality.
 - **The Times They Are a-Changin’: Summary Judgment in the Federal Court** – Patent infringement actions are inherently complex and technical. They often involve complex scientific inquiries and expert evidence. The Federal Court has historically held that summary judgment—which does not include live evidence—is generally not the preferred means of resolving patent infringement actions. Instead, such determinations are best left to a trial judge who has had the opportunity to hear all of the evidence live (e.g. *Suntec Environmental Inc v Trojan Technologies Inc*).
 - **Court of Appeal Affirms Jurisdiction to Hear Appeals in Writing** – The old saying that “to a hammer, every problem looks like a nail” is disquietingly relevant to traditional approaches to the dispensation of justice. For a long time, commentators have observed that the legal profession and the Courts lag behind much of the rest of society in leveraging digital resources to improve the quality, speed, and efficiency of litigation.
 - **The Federal Court of Appeal Takes No Prisoners** – On October 15, 2020, both parties were granted leave to appeal to the Supreme Court of Canada. We will continue to follow the developments of the appeal.

- **Full Steam Ahead: Opposition Won't Derail a Patent Infringement Summary Trial** – In 2014, the Supreme Court of Canada recognized that the most painstaking procedure is not always the best procedure to resolve disputes – a culture shift was required to create timely and affordable access to the civil justice system (see *Hryniak*). This touchstone for access to justice is reflected in several courts' rules of procedure, including the Federal Court of Canada.
- **Do courts have jurisdiction to order virtual hearings? Absolutely!** – The initial reaction of most Canadian courts in the face of the COVID-19 pandemic was to shut down completely. This undoubtedly made sense from a public health perspective. However, as the Ontario Superior Court of Justice noted in its recent practice direction, courts have “constitutional responsibility to ensure access to justice remains available”. Consequently, courts have been taking gradual steps towards reopening and allowing certain cases to be heard.
- **FCA Narrows Jurisdiction of Drug Price Regulator** – The Patented Medicine Prices Review Board (“Board”) regulates the prices of patented medicines in Canada when a patent is found to “pertain” to a medicine. Since 1996, based on the Federal Court of Appeal’s decision in *ICN Pharmaceuticals Inc v Canada (Staff of the Patented Medicine Prices Review Board)* (“*ICN*”), the “pertains to” test could be satisfied on the basis of the “merest slender thread” of a relationship between the patent and the medicine.
- **Procedural Skirmishes and Unintended Effects: The Proposed NOC Regulations** – The proposed regulations amending the *Patented Medicines (Notice of Compliance) Regulations* were released on July 14, 2017. These Proposed Regulations are a dramatic change from the existing Regulations, both substantively and procedurally.
- **The Death Knell of the Rocket Docket** – For those of us who take an interest in American patent litigation, the US District Court for the Eastern District of Texas (also known as the “Rocket Docket”) has been a fabled place where a third (or more) of US patent suits are heard, cases get to trial in two years or less, and patentees are king. It has also been the venue of choice for patent suits brought by non-practicing entities (NPEs...

SELECT NEWS ARTICLES

- **The 2024 Lexpert Directory Recognizes Lenczner Slaght's Litigation Excellence** – Lenczner Slaght's litigators continue to be recognized by their peers as the foremost practitioners in their fields.
- **Chambers Global Recognizes Lenczner Slaght for the 22nd Consecutive Year** – Canada's leading litigation firm and its expert litigators are increasingly recognized in the latest edition of world-renowned directory, Chambers Global.
- **Lenczner Slaght Remains at the Centre of the Lexpert Bull's Eye** – The 2024 Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada recognizes Lenczner Slaght as the #1 firm in Toronto for Litigation and Commercial Litigation for the 23rd consecutive year.
- **Lexpert Recognizes Lenczner Slaght's Litigation Strength** – An increasing number of our expert litigators continue to be recognized as the foremost lawyers in their fields by peers and senior members of the legal profession.

- **Lenczner Slaght Stands Out as a Top-Tier Litigation Firm in Legal 500 Canada** – Canada's leading litigation firm is once again recognized as a "litigation powerhouse" according to *Legal 500 Canada*.
- **Chambers Canada Recognizes Lenczner Slaght as a Top-Tier Litigation Firm** – Canada's leading litigation firm and its expert litigators continue to be recognized by world-renowned directory, Chambers & Partners.
- **LMG Life Sciences Recognizes Lenczner Slaght's Patent Litigation Expertise** – Following an extensive qualitative research process that included peer and client feedback, Lenczner Slaght is proud to be ranked for its patent litigation expertise in the latest edition of LMG Life Sciences.
- **Lenczner Slaght Litigators Recognized as Best Lawyers in Canada** – In the latest edition of *Best Lawyers in Canada*, 41 of our expert litigators are recognized for their expertise across 24 practice areas. The following lawyers have also been recognized as "Lawyer of the Year" for receiving the highest overall peer-feedback in their practice areas in Toronto.
- **Lenczner Slaght Litigators Recognized Among Leading Practitioners in IP** – Managing Intellectual Property's 2023 IP STARS handbook, a leading guide to the world's foremost IP firms and practitioners, continues to recognize Sana Halwani and Jordana Sanft.
- **Lenczner Slaght Receives Worldwide Recognition in IP Litigation** – Canada's leading litigation firm continues to be recognized year-over-year for its exceptional Intellectual Property expertise.
- **Lenczner Slaght's Litigation Excellence Recognized in 2023 Lexpert Directory** – Following comprehensive peer review surveys and interviews with senior members in the legal profession, the 2023 *Canadian Legal Lexpert Directory* has recognized 31 of the firm's expert litigators for their experience, knowledge, and precision, with 108 rankings spanning 17 practice areas.
- **Chambers Global Recognizes Lenczner Slaght for the 21st Consecutive Year** – Canada's leading litigation firm continues to be recognized for its dispute resolution expertise by world-renowned directory, Chambers Global, alongside notable full-service, national, and international firms.
- **Lenczner Slaght's 22nd Year at the Centre of the Lexpert Bull's Eye** – The 2023 Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada continues to recognize Lenczner Slaght as the #1 firm in Toronto for Litigation and Commercial Litigation.
- **Lenczner Slaght Recognized Among Canada's Leading Litigation Lawyers** – Following an in-depth peer review process, the 2022 Lexpert Special Edition: Canada's Leading Litigation Lawyers guide recognizes 15 Lenczner Slaght lawyers for their extensive courtroom experience and subject-matter expertise. We know courts, and courts know and trust us. That is why clients turn to us to solve their most complex legal problems.
- **Lexpert's Top 10 Business Decisions of 2021/2022** – In Lexpert's Top 10 Business Decisions of 2021/2022, Lenczner Slaght is featured for its involvement in *Li v Barber* and *Society of Composers, Authors and Music Publishers of Canada v Entertainment Software Association*. Monique Jilesen was further interviewed on our involvement in *Li v Barber*, where our team successfully obtained a precedent-setting Mareva order.
- **Lenczner Slaght Stands Out as a "Litigation Powerhouse" in Legal 500 Canada** – Canada's leading litigation firm is once again ranked in Tier 1 for Dispute Resolution by *Legal 500 Canada*.
- **Lenczner Slaght Ranked Band 1 in Chambers Canada for 5th Consecutive Year** – Canada's leading litigation firm and its expert litigators continue to be recognized in the latest edition of world-

renowned directory, Chambers & Partners.

- **Lenczner Slaght Litigators Recognized Among the Best Lawyers in Canada** – In the latest edition of *Best Lawyers in Canada*, 39 of our expert litigators are recognized by their peers for their expertise across 24 practice areas.
- **SCC's First Copyright Ruling on 'Making Available' Online Creates New Category of Correctness Review** – The Lawyer's Daily interviewed Sana Halwani on the SCC's first copyright ruling on the new 'making available' online provision of the *Copyright Act*. Sana represented an intervenor on the matter.
- **Lenczner Slaght's Expert IP Team Receives Worldwide Recognition** – Canada's leading litigation firm continues to be recognized for its exceptional Intellectual Property expertise by IAM Patent 1000.
- **Sana Halwani & Jordana Sanft Recognized as Leading Practitioners in IP** – *Managing Intellectual Property's 2022 IP STARS handbook*, a leading guide to the world's foremost IP firms and practitioners, has once again recognized Sana Halwani and Jordana Sanft for their patent and trademark expertise.
- **Sana Halwani Named Among Top 250 Women in IP** – Sana Halwani is globally recognized as one of the world's leading female IP practitioners in *Managing Intellectual Property's Top 250 Women in IP* list.
- **The 2022 Lexpert Directory Recognizes Lenczner Slaght's Litigation Excellence** – 31 of our expert litigators are recognized by their peers as the foremost practitioners across 18 fields.
- **Lenczner Slaght Ranked for the 20th Consecutive Year in Chambers Global** – Canada's leading litigation firm continues to be recognized for its dispute resolution expertise by world-renowned directory, Chambers Global, alongside notable full-service, national, and international firms.
- **Lenczner Slaght's 21st Year at the Centre of the Lexpert Bull's Eye** – Lenczner Slaght continues to be recognized as the #1 firm in Toronto for Litigation and Commercial Litigation by the 2022 Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada.
- **Lexpert Recognizes Lenczner Slaght's Litigation Expertise** – Following an in-depth peer review process, the 2021 Lexpert Special Edition: Canada's Leading Litigation Lawyers guide recognizes 19 Lenczner Slaght lawyers for their extensive courtroom experience and subject-matter expertise.
- **Legal 500 Highlights Lenczner Slaght's Litigation Dominance** – Legal 500 recognizes Canada's leading litigation firm as "a regular fixture in the country's ground-breaking contentious cases".
- **Lenczner Slaght expands ReferToHer to include more female lawyers with aim to improve diversity** – Sana Halwani spoke to Law Times about ReferToHer's decision to expand its criteria to include senior associates in the hopes that it will help alleviate some of the barriers they are facing to becoming a partner.
- **Chambers Canada Recognizes Lenczner Slaght's Litigation Excellence** – Canada's leading litigation firm and its expert litigators continue to advance their position in the latest edition of world-renowned directory, Chambers & Partners.
- **Lenczner Slaght Litigators Ranked Among Best Lawyers in Canada** – In the latest edition of *Best Lawyers in Canada*, 37 of our expert litigators are recognized for their expertise across 25 practice areas.
- **Lenczner Slaght's IP Expertise Recognized Worldwide** – Canada's leading litigation firm continues to be recognized for its exceptional Intellectual Property

expertise.

- **Lexpert Recognizes Lenczner Slaght's Leading Health Sciences Expertise** – The inaugural issue of Lexpert's Special Edition on Canada's Leading Health Sciences Lawyers recognizes 11 Lenczner Slaght lawyers for their extensive industry experience. The rankings are also published in the June issue of the Globe & Mail's Report on Business.
- **Sana Halwani Recognized as a Leading Practitioner in IP** – Sana Halwani continues to be recognized for her expertise in Managing Intellectual Property's 2021 IP STARS handbook, a leading guide to the world's foremost IP firms and practitioners.
- **Benchmark Canada Recognizes Lenczner Slaght as a "Powerhouse"** – Canada's leading litigation firm continues to be recognized with the top tier ranking of "Highly Recommended in Ontario" for its Dispute Resolution practice.
- **IP Practice Tips From Powerhouse Female Lawyers** – Sana Halwani is featured in an OBA article titled *IP Practice Tips From Powerhouse Female Lawyers*. Considered one of the top intellectual property lawyers in Canada, Sana shares her tips on what junior lawyers can do and should consider to distinguish themselves from their peers.
- **The 2021 Lexpert Directory Recognizes 30 Lenczner Slaght Lawyers** – An increasing number of our expert litigators are recognized by their peers as the foremost practitioners in their fields.
- **International Women's Day Spotlight: Sana Halwani** – Sana Halwani was featured in the Intellectual Property Institute of Canada's 2021 International Women's Day spotlight series! Find out Sana's #ChooseToChallenge, her advice for aspiring women in IP, and what she believes will be the biggest challenge for the next generation of women leaders in IP.
- **Best Intellectual Property Litigation Lawyers in Ontario** – In a recent Lexpert article, Sana Halwani is recognized among the Top 10 Best Intellectual Property Litigation Lawyers in Ontario.
- **Lenczner Slaght Ranked for the 19th Consecutive Year in Chambers Global** – Canada's leading litigation firm is once again recognized for its dispute resolution expertise by world-renowned directory, Chambers Global, alongside notable full-service, national, and international firms.
- **Women Lawyers of Ontario** – The Women's Law Association of Ontario has featured Sana Halwani in their *Women Lawyers of Ontario* series. Sana speaks about the drive behind ReferToHer™ and her personal insights and advice on taking control of your legal career.

Read Sana's feature [here](#).

Read the feature on ReferToHer™ [here](#).
- **Lenczner Slaght Achieves 20 Years at the Centre of the Lexpert Bull's-Eye** – The 2021 Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada continues to recognize Lenczner Slaght as the #1 firm in Toronto for Litigation and Commercial Litigation.
- **Lexpert Recognizes Lenczner Slaght Lawyers for Litigation Excellence** – An increasing number of our expert litigators continue to be recognized as the foremost litigators in their fields by peers and senior members of the legal profession.
- **Legal 500 Recognizes Lenczner Slaght's Top-Tier Litigation Expertise** – Canada's leading litigation firm is "recognized across the country as a force in complex disputes" according to Legal 500.
- **Référez donc une avocate!** – Sana Halwani and Shara Roy are mentioned in a recent Droit-inc article about the origin of ReferToHer™

and why it is important to be intentional when you refer work in the legal industry.

- **Who's Who Legal: Canada 2020 Recognizes Lenczner Slaght's Expert Litigators** – In the latest edition of Who's Who Legal: Canada, Lenczner Slaght achieves eight recognitions in the Litigation chapter, with a total of ten expert litigators ranked.
- **Website aims to correct a lack of referrals to female lawyers** – Sana Halwani and Shara N. Roy speak about ReferToHer in the Radio Canada International article titled *Website aims to correct a lack of referrals to female lawyers*.
- **Lawyers team up to drive more business to female experts** – Sana Halwani and Shara Roy were interviewed by The Globe and Mail for their feature on ReferToHer™, its inaugural virtual event, and what's coming up next!
- **Lenczner Slaght Recognized as a Top-Tier Litigation Firm by Chambers Canada** – Canada's leading litigation firm and its expert litigators continue to be recognized by world-renowned directory, Chambers & Partners.
- **Best Lawyers in Canada Recognizes Lenczner Slaght's Litigation Expertise** – Lenczner Slaght is proud to announce that 33 of our expert litigators are recognized in *Best Lawyers in Canada 2021*. Our lawyers received a total of 128 rankings, up from 100 in 2020.
- **This is a fact: Systemic racism makes life harder for many Ontarians** – A report written by Sana Halwani was cited in the article "*This is a fact: Systemic racism makes life harder for many Ontarians*."
- **Proceedings in first-ever Zoom trial at Federal Court met with praise by judge, counsel** – The Lawyer's Daily interviewed Sana Halwani and Paul-Erik Veel on their experience in the first-ever Zoom trial before the Federal Court.
- **Lenczner Slaght's IP Expertise Recognized Globally** – Lenczner Slaght is proud to be recognized for its exceptional Intellectual Property expertise.
- **How a new website directs referrals to women in law** – Sana Halwani and Shara Roy were interviewed in Precedent Magazine's article *How a new website directs referrals to women in law*. Sana and Shara spoke about the origin of ReferToHer™ and how it has expanded since the launch in 2019.
- **Sana Halwani Named a Global IP Star** – Sana Halwani continues to be recognized for her patent and trademark expertise in Managing Intellectual Property's 2020 IP STARS handbook, a leading guide to the world's foremost IP firms and practitioners.
- **Lexpert Highlights Lenczner Slaght's Professional Excellence** – Lenczner Slaght's litigators continue to be recognized by their peers as the foremost practitioners in their fields.
- **Chambers Global Recognizes Lenczner Slaght for the 18th Consecutive Year** – Canada's leading litigation firm continues to be recognized for its dispute resolution expertise by world-renowned directory, Chambers Global, alongside notable full-service, national, and international firms.
- **Lenczner Slaght partners with McCarthy Tétrault to expand women's referral program** – Sana Halwani was interviewed for the Lawyer's Daily article "Lenczner Slaght partners with McCarthy Tétrault to expand women's referral program". In this article, Sana discusses the drive behind the recent expansion of ReferToHer™.
- **Lenczner Slaght expands its referral network for female lawyers to corporate practice areas** –

Sana Halwani and Shara Roy are quoted in the Law Times article *Lenczner Slaght expands its referral network for female lawyers to corporate practice areas*.

- **Lenczner Slaght's Expert Litigators Ranked in Who's Who Legal: Canada 2019** – Canada's leading litigation firm continues to be recognized for its exceptional litigation expertise.
- **Lenczner Slaght's 19th Year at the Centre of the Lexpert Bull's-Eye** – Canada's leading litigation firm continues to be recognized as the #1 firm in Toronto for Litigation and Commercial Litigation by the 2020 Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada.
- **Lexpert Recognizes Lenczner Slaght's Leading Litigation Lawyers** – Peers and senior members of the legal profession continue to recognize our expert lawyers among the foremost litigators in their fields.
- **Legal 500 Recognizes Lenczner Slaght as a "Litigation Powerhouse"** – Legal 500 distinguishes Canada's leading litigation firm for its "deep bench and first-class trial experience."
- **Chambers Canada Recognizes Lenczner Slaght as a Top-Tier Litigation Firm** – Canada's leading litigation firm and its expert litigators continue to advance their position in the latest edition of world-renowned directory, Chambers Canada, with nine new rankings.
- **Best Lawyers in Canada Recognizes Lenczner Slaght with 100 Rankings** – In the latest edition of *Best Lawyers in Canada*, 28 Lenczner Slaght lawyers earned a total of 100 rankings, up from 86 in 2019.
- **IAM Patent 1000 Recognizes Lenczner Slaght's IP Expertise** – Canada's leading litigation firm continues to be recognized year over year for its exceptional Intellectual Property expertise.
- **Sana Halwani is an IP Star** – Managing Intellectual Property's 2019 IP STARS handbook, a leading guide to the world's foremost IP firms and practitioners, has once again recognized Sana Halwani for her patent and trademark expertise.
- **New list aims to create referral network for Canada's female lawyers** – Sana Halwani and Shara N. Roy were interviewed for the Law Times article *New list aims to create referral network for Canada's female lawyers*.
- **Sana Halwani Named Among Top 250 Women in IP** – Recognized as a global female IP Star, Sana Halwani appears in *Managing Intellectual Property's Top 250 Women in IP* list for the third year in a row.
- **Pepsi's lawsuit over farmers planting potatoes used in Lays chips dropped, but implications linger** – In this Global News article, Sana Halwani discusses a plant breeder's rights.
- **The 2019 Lexpert Directory Recognizes Lenczner Slaght with 89 Rankings** – An increasing number of our expert litigators are recognized by their peers as the foremost practitioners in their fields.
- **Benchmark Canada Highlights Lenczner Slaght's Litigation Excellence** – Benchmark Canada 2019 not only recognizes Canada's leading litigation firm with the top tier ranking of "Highly Recommended in Ontario", 17 Lenczner Slaght litigators are also ranked for their expertise.
- **Lenczner Slaght Recognized for Dispute Resolution by World-Renowned Directory** – The Chambers Global rankings are the culmination of extensive research and interviews with firm clients and legal professionals around the world who have recognized Lenczner Slaght for its extensive trial experience and commitment to delivering the best results for its clients.
- **The Promise of Possibilities** – Sana Halwani is a featured alumni in the

latest issue of U of T's Nexus Magazine. In this article, Sana discusses the University of Toronto's Excellence Without Barriers campaign.

- **Lenczner Slaght Recognized as a Top-Tier Litigation Firm by Legal 500** – Legal 500 recognizes Lenczner Slaght as the “best litigation boutique in Canada.”
- **Lexpert Recognizes Lenczner Slaght's Excellence in Litigation** – Our expert litigators continue to be recognized as the foremost litigators in their fields by peers and senior members of the legal profession.
- **Who's Who Legal: Canada 2018 Highlights Lenczner Slaght's Litigation Strength** – Seven Lenczner Slaght litigators are once again recognized for their exceptional expertise.
- **Sana Halwani Named a 2018 Lexpert Rising Star** – Sana Halwani was recognized as a 2018 Lexpert Rising Star at last night's gala dinner at the Fairmont Royal York in Toronto.
- **Portable Productivity: Lawyers on Integrating Tech Into Practice** – Tom Curry, Sana Halwani, and Paul-Erik Veel were quoted in Sean Robichaud's latest blog post dated October 24, 2018. The blog post provides tips from lawyers who have integrated technology into their practice and have, as a result, streamlined their productivity.
- **Lenczner Slaght Recognized as a “Litigation Powerhouse”** – Canada's leading litigation firm and its expert litigators continue to be recognized by world-renowned directory, Chambers & Partners.
- **Lenczner Slaght Litigators Ranked in Best Lawyers in Canada** – Canada's leading litigation firm is proud to announce that 25 of the firm's 58 lawyers have been recognized in the *Best Lawyers in Canada 2019* publication across multiple categories.
- **Lenczner Slaght Partners Featured in Latest Benchmark Recognitions** – Benchmark Canada has recognized six Lenczner Slaght partners as the most talented litigators under 40 and two partners recognized as two of the top female litigators in Canada.
- **Lenczner Slaght's IP Team Receives Worldwide Recognition** – Canada's leading litigation firm and all three of its Intellectual Property partners are ranked in the 2018 edition of IAM Patent 1000 – The World's Leading Patent Professionals.
- **Lenczner Slaght Partners Named Global IP Stars** – Andrew Skodyn and Sana Halwani have once again been recognized for their patent and trademark expertise in Managing Intellectual Property's 2018 IP STARS Handbook, a leading guide to the world's foremost IP firms and practitioners
- **Sana Halwani is a Globally Recognized IP Star** – For the second year in a row, Sana Halwani has been named in *Managing Intellectual Property's* Top 250 Women in IP list, featuring lawyers from across the world!
- **Lexpert Recognizes Lenczner Slaght's Professional Excellence** – An increasing number of the firm's lawyers have been ranked by their peers as leading practitioners in their field.
- **Lenczner Slaght Receives Top Tier Ranking in Benchmark Litigation** – 19 Lenczner Slaght leading litigators are ranked in Benchmark Litigation's 2018 directory, including 7 new additions since last year. Three of the firm's litigation stars are also recognized as a Top 50 Trial Lawyer in Canada.
- **Lenczner Slaght Ranked as a Top Firm for Patent Work by IP STARS** – Lenczner Slaght has once again been recognized as a top patent contentious firm in Canada by the 2018 Managing Intellectual Property's IP STARS publication, a leading guide to the world's foremost

IP firms and practitioners.

- **Lenczner Slaght is Named a Top-Tier Firm in Legal 500 Rankings –** Along with the firm's Tier 1 ranking in Dispute Resolution with four leading lawyers and one next generation lawyer recognized, Lenczner Slaght is also ranked in Intellectual Property, Labour and Employment, and Competition and Antitrust.
- **International Recognition for Lenczner Slaght's Expert IP Team –** Canada's leading litigation firm is delighted to announce that its IP team won three awards at the 2017 LMG Life Sciences Awards, where the preeminent lawyers and law firms in the US and Canada were recognized for their work in the life sciences industry.
- **Acclaimed photos of late Chicago photographer Vivan Maier at centre of Canadian court fight –** Sana Halwani is mentioned in an article in *The Star* regarding an action for copyright infringement in fine art photographs taken by the posthumously-discovered photographer Vivian Maier. Sana is counsel to the Stephen Bulger Gallery in this case.
- **Lenczner Slaght Ranked Among the Best –** Almost half of the leading litigation firm's lawyers are recognized in the *Best Lawyers in Canada*.
- **Seven Lenczner Slaght Partners Named in Benchmark's Under 40 Hotlist 2017 –** Benchmark Litigation has recognized seven Lenczner Slaght partners as the most promising emerging talent in their respective fields.
- **Lenczner Slaght Recognized Internationally in IP Litigation –** Canada's leading litigation firm and two of its IP partners, Sana Halwani and Andrew Skodyn, are ranked in the 2017 edition of IAM Patent 1000.
- **Sana Halwani Named a Global Female IP Star –** Sana Halwani has been recognized in *Managing Intellectual Property's* 2017 edition of IP STARS Top 250 Women in IP.
- **23 Percent of Lenczner Slaght Lawyers ranked in Benchmark Litigation 2017 –** 12 Lenczner Slaght leading litigators are ranked in Benchmark Litigation's 2017 directory.
- **Sana Halwani Joins Lenczner Slaght –** Newest partner brings together science, law, and advocacy.
- **CHEO reaches 'groundbreaking' settlement with gene patent owner –** Sana Halwani is mentioned in the article, which appeared in Canadian Lawyer Magazine. (*Prior to joining Lenczner Slaght*)
- **Can you patent the 'map of life'? –** Sana Halwani is mentioned in the article, which appeared in the University of Toronto Faculty of Law publication, Nexus Magazine. (*Prior to joining Lenczner Slaght*)
- **Canadian Pediatric Hospital Challenges Gene Patenting for Long QT Syndrome –** Sana Halwani is quoted in the article posted at genomeweb.com. (*Prior to joining Lenczner Slaght*)

PROFESSIONAL ACTIVITIES

- **Federal Courts Rules Committee**
Designated by the Minister of Justice as the IP Law representative (of the five members of the bar on this statutory Committee) (2022-present)
- **Intellectual Property Institute of Canada**
Fellow; Intervention Committee; Co-Chair of the Women in IP Networking Group (WING); Conference Committee; Member of the IPIC Council (2019-2021); Chair of the Litigation Committee (2018-2021)

- University of Toronto Alumni Association
Board of Directors – President (2016-present)
- Governing Council, University of Toronto
College of Electors (2015-2019)
- University of Toronto
Academic Tribunal (student discipline matters), Co-Chair (2013-present)
- University of Toronto Faculty of Law
Adjunct Professor, Trial Advocacy (2010-2019)
- Advisory Committee on Prothonotary Appointments
Bar Representative (September 2017-2020)
- Federal Court IP Users Committee
Member (2018-present)
- Harold G. Fox Moot in Intellectual Property
Judge (2011-present)
- Chiefs in Intellectual Property
Toronto Chapter
- Writers' Trust of Canada
Board of Directors, Secretary (2020-present)
- University of Toronto
Law Alumni Association (2010-2018)
- Rouge Valley Health System
Research Ethics Board (2014-2017)
- The Advocates' Society
- Canadian Bar Association
Ontario
- Ontario Bar Association
- American Bar Association
Intellectual Property Law Section