



SUBROGATION

Members of our Subrogation Group combine an in-depth knowledge of insurance with broad and varied advocacy experience that places us at the forefront of Toronto law firms. We litigate claims in contract, tort, and equity, and provide clients with professional and aggressive representation focused on timely and cost-effective subrogated recovery.

Working closely with insureds and professionals in the adjusting, engineering, construction, banking, environmental, technology, accounting, and management communities, we are able to formulate innovative strategies that utilize the skills and expertise required to achieve consistent success.

Services

Our Services include:

All-Lines Recovery Capability

The Subrogation Group has the experience, capability, and tenacity to pursue subrogated recovery arising out of a wide array of insurance coverages, including:

- First Party Property
- Casualty
- Crime and Fidelity
- Marine
- Guarantee and Surety
- Specialty Lines

The Subrogation Group also pursues rights of equitable subrogation against other insurers in the context of concurrent and overlapping coverage, as well as primary and excess relationships.

Comprehensive Service

We understand the value of time and money, and the importance of expeditious resolution. This requires early identification and analysis of potential subrogation targets, the effective collection of evidence, and the implementation and pursuit of appropriate recovery strategies. Our Subrogation Group provides the following services to ensure these goals are achieved:

- on-site and at-the-scene attendance, where appropriate, to preserve evidence and control investigation
- retention of and close collaboration with experts
- effective liaison with extra-provincial and international lawyers, and legal and regulatory authorities
- implementation and utilization of state-of-the-art technology
- cost-effective utilization of legal resources
- adoption of appropriate alternative dispute resolution options

Flexible Funding Arrangements

The Subrogation Group works together with our clients to develop and implement funding arrangements appropriate to the size and complexity of the case and the needs of the client. As well, members of our law firm's Subrogation Group are skilled in the negotiation and drafting of joint-loss pursuit and pro rata recovery agreements.

Chairs

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Featured Cases

- *Implied Conditions in Rental Agreements: Szilvasy and Collett claims against Reliance Home Comfort*
- *Collett v. Reliance Home Comfort | Szilvasy v. Reliance Home Comfort*
- *Zurich Ins. / Chartis Ins. and Ison T.H. Auto Sales Inc.*

Featured Publications

- *Subrogation and Assessment of Claims*
- *Spoliation 101 by Irina Sfranciog*
- *Mitigation: Loss Control & Failure to Prevent*
- *Condominium Corporation Issues: The President's View*
- *Condominium Corporation Issues: The President's View*
- *Spreading Fires: Issues that Arise When Fires Originate at a Neighbour's House*
- *When all is said and done: Final Releases*
- *Who's to Blame? Tips for Early Identification of Subrogation and Potentially Liable Parties*
- *Liability Limits in Subrogation*
- *Ontario Court of Appeal releases decision in expert evidence case*
- *Abstract of Subrogation: Carriage and Control of the Action and Independent Settlement of the Subrogated Claim*
- *Ontario Court of Appeal confirms that home buyers are not barred by the provisions of the Ontario New Home Warranties Plan Act from pursuing remedies in the courts*