

Andrew Pozzobon

Partner and National Co-leader, Energy and Power Group

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Commercial Litigation
Energy Disputes
Energy - Oil & Gas Regulatory
Commercial Arbitration
International Arbitration
Contract Disputes
Employment Disputes
OHS & Workers' Compensation
Corporate & Shareholder Disputes

Andrew is an experienced advocate who focuses on energy disputes and complex commercial litigation. He advises and represents clients on managing legal and business risk in high stakes matters, with a particular interest in the oil and gas and broader energy sector.

Experience

- **Energy litigation**
  - Pipeline technology company in a claim for over $700 million related to a pipeline failure in northern Alberta: *CNOOC Petroleum North America ULC v ITP SA*, 2024 ABCA 139 (CanLII); *CNOOC Petroleum North America ULC v ITP SA*, 2024 ABCA 17 (CanLII). The matter involves complex engineering evidence, contractual allocation of risk, and significant damages arising from a pipeline failure.
  - Oil and gas exploration company in a claim for over $450 million arising from the de facto expropriation of offshore oil and gas assets. The dispute raises issues of property rights, government action, and valuation of energy assets.
  - International oil company in a claim seeking over $200 million related to breach of a Joint Operating Agreement and fiduciary duties. The case involves governance of joint ventures and the operation of large-scale energy projects.

- Midstream oil and gas company in a dispute involving a waste heat recovery unit used to increase operational efficiency at a sour gas processing facility. The matter focuses on technical performance issues and contractual obligations in complex processing infrastructure.
- Oil and gas royalty company in a claim concerning breach of a Construction, Ownership and Operation Agreement, addressing contractual interpretation and rights associated with energy infrastructure ownership.
- Confidential client in an arbitration involving a product liability claim related to coolant used in industrial applications. The arbitration addressed causation and technical performance of specialized products.
- Manufacturer of cooling systems used in the oil and gas sector in a product liability claim involving alleged defects of products used in energy operations, raising complex engineering and liability issues.
- Private oil and gas company in a dispute involving alleged breaches of a Construction, Ownership & Operation Agreement, including multiple injunction applications to protect ongoing operations and contractual rights.
- Private oil and gas company in a claim related to the assignment of assets subject to ownership agreements, focusing on contractual restrictions and asset transfer in the energy sector.
- Private oil and gas company in a claim arising from the loss of a well during service operations, involving technical evidence and allocation of operational risk.
- Well servicing company in a claim related to the failure of a well, addressing liability issues in drilling and servicing operations.

- **Employment litigation**
  - Prefabricated interior construction company, including at trial, in a claim seeking over $80 million related to breaches of restrictive covenants and fiduciary duties. The matter involved competition and employee mobility issues.
  - Metal screen and grating company in a wrongful dismissal claim that was dismissed at trial: *Tudor v Accurate Screen Ltd*, 2026 ABKB 237 (CanLII). The decision affirmed the employer's position on termination and contractual obligations.
  - International oil and gas exploration company in a claim involving breach of confidence, successfully obtaining an injunction to restrain misuse of confidential information. The case highlights protection of proprietary data in competitive markets.
  - Multinational technology company in a wrongful dismissal claim that was dismissed: *Parikh v Amazon Canada Fulfillment Services, ULC*, 2024 ABCA 303 (CanLII). The matter addressed employment standards and termination rights in a large corporate context.
- **Other litigation**
  - Manufacturer of metal products in a $20 million claim related to the failure of a roofing system, involving product performance and construction liability.
  - Cryptocurrency platform in various litigation matters, including disputes related to emerging digital asset technologies and regulatory frameworks.
  - Landlord in a dispute concerning breach of a lease agreement: *1218807 Alberta Ltd v Muslim Association of Canada Ltd*, 2023 ABKB 300; *1218807 Alberta Ltd v Muslim Association of Canada*, 2024 ABKB 34 (CanLII). The case addressed contractual obligations and enforcement of lease terms.

Insights & Events

- Author, "British Columbia Supreme Court Decides That The Province Cannot Abdicate Its Authority", BLG Article, March 2016

- Author, "Investing in Canada’s energy industry: A legal and regulatory guide", BLG Article, October 2026
- Author, "CCAA vesting orders and Crown royalty arrears: Alberta Court of Appeal confirms finality", BLG Article, August 2026
- Author, "Misrepresentation of academic qualifications is just cause", BLG Article, April 2026
- Author, "The importance of statutory compliance in mineral leasing", BLG Article, April 2025
- Author, "Words matter: A reminder for drafters and contracting parties", BLG Article, March 2025
- Author, "Extending limitation periods for environmental damages: Paramount Resources Ltd v Grey Owl Engineering Ltd.", BLG Article, August 2024
- Author, "Public health and environmental benefit not an advantage for constructive expropriation", BLG Article, May 2024
- Author, "Disclosure of investigation reports to the regulators was a waiver of privilege", BLG Article, April 2024
- Author, "Public interest immunity does not shield briefing on energy policy", BLG Article, April 2024
- Top 10 commercial decisions of 2023: What Canadian businesses need to know, BLG Video, April 2024
- Author, "Alberta Court confirms that legislative bodies can shield administrative decisions", BLG Article, February 2024
- Author, "Court finds failure investigation records are not privileged", BLG Article, January 2024
- Author, "Commercial litigation year in review: 5 notable dispute decisions from 2023", BLG Article, January 2024
- The future of Canadian energy: A review of 2023's top energy issues and what to expect in 2024, BLG Perspective, January 2024
- Author, "Comments on the purpose and spirit of derivative actions", BLG Article, December 2023
- Author, "Alberta landlord entitled to damages despite tenant not taking possession as a result of COVID-19 restrictions", BLG Article, July 2023
- BLG Podcasts, BLG Podcast, June 2023
- Author, "Five Year non-competition covenant across Canada is upheld as reasonable", BLG Article, June 2023
- Author, "Freedom of contract removing shareholders dissent rights by agreement", BLG Article, April 2023
- Author, "Arbitration case-law update: Q1 2023", BLG Article, March 2023
- Author, "Unable to Unwind: Despite finding error, Alberta Court of Appeal unable to unwind plan of arrangement", BLG Article, February 2023
- Author, "Personal liability of a corporate director for employment damages", BLG Article, August 2022
- Author, "Ontario court grants Anton Piller Order in cryptocurrency heist", BLG Article, May 2022
- Author, "Alberta OHS legislation changes: What owners and prime contractors need to know", BLG Article, February 2022

Beyond Our Walls

Professional Involvement

- Member, Canadian Bar Association
- Member, Calgary Bar Association

Community Involvement

- Coordinator/volunteer, Civil Claims Duty Counsel Project
- Volunteer, Calgary Legal Guidance (CLG)
- Volunteer, Children’s Legal & Educational Resource Centre

- Volunteer, QB Amicus Project

Awards & Recognition

- Recognized in the 2027 edition (and since 2022) of *Best Lawyers in Canada* (Corporate and Commercial Litigation).
- Recognized in the 2026 edition of *Benchmark Litigation* as Emerging Talent Litigator of the Year.
- Recognized in the 2025 edition (and since 2024) *of Benchmark Litigation* as a Future Star.

Bar Admission & Education

- Alberta, 2013

- JD, University of Ottawa, 2012
- MBA, Centenary College, 2010
- PG, Sheridan College, 2008
- BA (Hons.), Carleton University, 2005

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