



Andrew Pozzobon

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[Commercial Litigation](#)

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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**
 - o 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.
 - o 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.
 - o 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.

- o 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.
- o 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.
- o 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.
- o 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.
- o 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.
- o 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.
- o 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.
- o Well servicing company in a claim related to the failure of a well, addressing liability issues in drilling and servicing operations.
- **Employment litigation**
 - o 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.
 - o 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.
 - o 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.
 - o 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**
 - o Manufacturer of metal products in a \$20 million claim related to the failure of a roofing system, involving product performance and construction liability.
 - o Cryptocurrency platform in various litigation matters, including disputes related to emerging digital asset technologies and regulatory frameworks.
 - o 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, "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
- Author, "COVID-19 and Alberta employer obligations", BLG Article, March 2020

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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