



## Graeme A. Hamilton

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[Investigations & White Collar Defence](#)

[Public Law Litigation](#)

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Graeme is a very experienced trial and appellate advocate whose practice focuses on white collar criminal defence, international trade and investment law, complex commercial disputes and public law.

Graeme is widely recognized as one of Canada's leading white collar criminal defence lawyers. He has been counsel in several of the most notable white collar and regulatory investigations and prosecutions in recent Canadian history, including the successful defence of one of the accused in the landmark bribery prosecution [R. v. Barra](#), major domestic and international cartel investigations, and multiple high-profile Ontario Securities Commission investigations and enforcement actions. In addition, Graeme is frequently retained by companies to conduct internal investigations and instructed in related civil litigation.

Graeme also has significant experience providing representation and advice in international trade and investment matters, including with respect to economic sanctions, blocking measures (Cuba), customs laws, export, import and technology transfer controls, national security measures and anti-corruption compliance.

Graeme taught Trial Advocacy at the University of Toronto Faculty of Law for several years. He also previously taught Evidence at Osgoode Hall Law School as an adjunct professor. In addition, Graeme has testified as an expert witness on criminal and constitutional law issues before the Senate Standing Committee on Legal and Constitutional Affairs on multiple occasions.

## Experience - White Collar Criminal Defence

- Counsel to leading cryptocurrency exchange in Ontario Securities Commission investigation.
- Counsel to leading cryptocurrency exchange in court application concerning seizure of alleged proceeds of crime.
- Acted in several Competition Bureau investigations regarding alleged price-fixing and misleading advertising.
- Successful defence of multinational aerospace company facing charges in relation to a workplace critical injury.
- Counsel to audit committee of a public company in internal investigation into certain related-party transactions.
- [\*R. v. Barra\*](#) – successful defence of an individual prosecuted under the *Corruption of Foreign Public Officials Act* in landmark bribery prosecution.
- Counsel to an individual in a high profile investigation for alleged tax evasion arising out of the *Panama Papers*.

## Experience - International Trade and Investment Law

- Counsel to multinational corporation in enforcement action under the *Customs Act*.
- Successful defence of wholesale food distributor in prosecution under the *Wild Animal and Plant Protection and Regulation of International and Interprovincial Trade Act*.
- Represented individual founders of a technology company in internal investigation into alleged economic sanctions violations.
- Advised numerous companies with respect to compliance with economic sanctions imposed by Canada pursuant to the *Special Economic Measures Act* and the *Justice for Victims of Corrupt Foreign Officials Act*.
- Advised numerous companies on blocking measures in relation to Cuba.

## Experience - Public Law

- Counsel to a multinational company in an investigation by the Office of the Integrity Commissioner of Ontario into alleged violations of the *Lobbyists Registration Act*.
- [\*Ontario \(Attorney General\) v. Bogaerts\*](#) - counsel to the Canadian Civil Liberties Association as intervener in a section 7 challenge to animal welfare legislation.

## Insights & Events

- Author, "Punishing the crime, not the process: key considerations when investigating and reporting white-collar crime", BLG Article, November 2023
- Author, "New federal requirements for a corporate beneficial ownership registry on the horizon", BLG Article, August 2023
- Author, "Hickory, dickory, dock, payment verification deadlines are running out the clock: COVID-19 benefits in Canada", BLG Article, February 2023
- Author, "Canada considers amendments to sanctions regime targeting Russia", BLG Article, February 2022
- Author, "Effective advocacy in investigations", BLG Article, July 2021

- Author, "Investigation and enforcement powers under Ontario's new "stay-at-home" order", BLG Article, January 2021
- Author, "Adapting U.S. compliance programs to incorporate Canada's foreign corruption law", BLG Article, December 2020
- Coffee Break with BLG: Session 2, BLG Video, October 2020
- Author, "Corporate communications with government in the pandemic: Maintaining compliance with lobbying laws", BLG Article, April 2020
- Author, "Coronavirus and criminal law: What you need to know ", BLG Article, March 2020
- Author, "Remediation agreement guideline for Canadian prosecutors", BLG Article, February 2020
- Co-Author, "[Multinational Companies Overlook Canada's Foreign Corruption Law at their Peril.](#)" Global Investigations Review, January 2020
- Speaker, "Extradition and Red Notices: The Long Arm of the Law is Getting Longer", American Bar Association Third Global White Collar Crime Institute, June 2019.
- Co-Author, "Civil Enforcement of Canada's Foreign Corruption Law?", FCPA Professor Blog, January 18, 2019.
- Author, "Anti-Money Laundering And Fraud In Canada", BLG Article, January 2019
- [Co-author, "Civil Enforcement of Canada's Foreign Corruption Law?" FCPA Professor, January 2019](#)
- Co-author, "Canada" chapter, The Practitioner's Guide to Global Investigations, Third Ed., Global Investigations Review, 2019
- Co-author, "Supreme Court Clarifies Process for Challenging Production Orders," BLG Bulletin, December 2018
- Author, "Deferred Prosecution Agreements are Coming to Canada", BLG Article, September 2018
- Co-author, "Deferred Prosecution Agreements Are Coming to Canada," BLG Bulletin, September 2018
- Speaker, "Addressing Human Trafficking in the Corporate Supply Chain," International Society for the Reform of Criminal Law – The Scourge of Trafficking in the 21st Century, July 2018
- Speaker, "Self-Reporting and Legal Professional Privilege in the Context of Bribery Investigations," 16th Annual IBA Anti-Corruption Conference, June 2018
- Speaker, "Orange is the New Pinstripe: The Increasing Spectre of Individual Criminal Liability for Officers and Directors," BLG In-House Counsel Seminar, November 2017
- Speaker, "When the Regulator Comes Knocking – Securities and Regulatory Risk," BLG Seminar on Litigation Risk Management for Financial Institutions, October 2017
- Speaker, "Mistake of Law as a Defence to Alleged Breaches of the Securities Act," Advocates' Society Seventh Annual Securities Symposium, September 2017

## Beyond our Walls

### Professional Involvement

- Member, Advocates' Society
- Member, Criminal Lawyers' Association
- Member, American Bar Association, Criminal Justice Section
- Member, International Bar Association
- Teaching Advisor, Trial Advocacy, University of Toronto Faculty of Law, 2018-2021

## Awards & Recognitions

- Recognized in the 2024 edition (and since 2020) of *Chambers Canada – Canada's Leading Lawyers for Business* (White-Collar Crime & Government Investigations - Nationwide).
- Recognized in the 2023 edition (and since 2021) of *Benchmark Canada – The Definitive Guide to Canada's Leading Litigation Firms & Attorneys* as a Litigation Star.
- Recognized in the 2023 edition (and since 2022) of *Who's Who Legal: Canada* (Business Crime Defence)
- Recognized in the 2022 edition of *Who's Who Legal: Global* (Business Crime Defence)
- Recognized in the 2020 edition (and since 2018) of the *Benchmark Canada 40 and Under Hotlist*.
- Recognized in the 2020 edition (and since 2018) of *Benchmark Canada - The Definitive Guide to Canada's Leading Litigation Firms & Attorneys* as a Future Star.

## Bar Admission & Education

- Ontario, 2009
- LLM, Harvard Law School, 2010
- JD, University of Toronto, 2008
- MA in Economics, University of Toronto, 2008
- BSc in Mathematics and Engineering, Queen's University, 2003

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