



Josiane Brault

Partner

T 514.954.2557
F 514.954.1905
Montréal
JBrault@blg.com

[Insurance Claim Defence](#)
[Commercial Litigation](#)
[Products Law](#)
[Health Care Disputes](#)
[Disputes](#)
[Contract Disputes](#)
[Franchise Disputes](#)

Josiane's great listening skills and compassionate approach help her find practical and strategic solutions to her clients' legal issues.

She has a diversified practice in civil and commercial litigation, specializing in the fields of insurance law, product liability and civil responsibility. She works primarily with insurance companies and their insureds, both in defence and in subrogatory actions in civil, professional and commercial liability actions. She also represents several manufacturers of various products sold locally, nationally and internationally, in product liability and insurance matters.

Josiane represents businesses in a variety of liability suits, notably in the medical field; she closely follows the rapid evolution of medical devices and technologies, especially as they relate to artificial intelligence and its growing importance in society.

She is recognized for her ability to make complicated technical problems easier to understand, as well as for her skill in critically assessing the quantum of damages and finding pragmatic and innovative approaches to dispute resolution.

Josiane has participated in several lengthy and complex trials on important legal issues. The experience she has gained in those major cases has enabled her to sharpen her skills as a litigator. She regularly represents clients before all judicial bodies in Québec.

Josiane likes to mentor the next generation of lawyers and makes sure to give them the time and attention they need. While she is dedicated to her clients and colleagues, she still cultivates a rich and balanced family life outside of work.

Experience

- Represents businesses in a variety of liability matters, notably in the medical field.
- Represents developers, contractors, subcontractors, suppliers of materials and insurers in construction-related disputes and losses.
- Has particular expertise in personal injury matters.
- Successfully represented Stewart Title Guaranty Company in a claim under the *Bills of Exchange Act* and the CPA Clearing Rules for forged endorsement in connection with a property sale and mortgage fraud via identity theft.
- Participates in preparing cases for trial and pleads before various judicial bodies in Québec.
- Counsels clients in private mediations.
- Assists both insurers and businesses in interpreting insurance policies and the litigation that may result therefrom.
- Has participated in an international investigation.

Insights & Events

- Medical device litigation trends in Canada and the U.S., BLG Video, April 2023
- The Sensor: Driverless vehicles: Two years of autonomy on Québec roads, BLG Perspective, May 2020
- Author, "Endossement frauduleux et vol d'identité : la Cour d'appel détermine qui de deux parties innocentes doit subir la perte liée à l'encaissement d'un chèque par un fraudeur (in French)", BLG Article, July 2019
- Panelist, Sommet transport et mobilité, organized by Événements Les Affaires, November 6, 2018
- The Sensor: Québec Moves Forward with Regulation of Autonomous Vehicles, BLG Perspective, April 2018
- Co-author, "Québec Superior Court confirms strict liability for cheque bearing forged endorsement, in a case of identity theft and mortgage fraud," The Exchange: BLG Financial Institutions Litigation Blog, Oct. 26, 2016

Beyond our Walls

Professional Involvement

- Directorship training (Board of Directors), Réseau des jeunes administrateurs (RJA), Montréal, Université Laval
- Member, Canadian Bar Association

Bar Admission & Education

- Québec, 2008
 - LLB (civil law), Université du Québec à Montréal, 2008
 - BA, International Relations and International Law, Université du Québec à Montréal, 2006
-

BLG | Canada's Law Firm

As the largest, truly full-service Canadian law firm, Borden Ladner Gervais LLP (BLG) delivers practical legal advice for domestic and international clients across more practices and industries than any Canadian firm. With over 725 lawyers, intellectual property agents and other professionals, BLG serves the legal needs of businesses and institutions across Canada and beyond – from M&A and capital markets, to disputes, financing, and trademark & patent registration.

[blg.com](https://www.blg.com)

© 2024 Borden Ladner Gervais LLP. Borden Ladner Gervais LLP is an Ontario Limited Liability Partnership.