



## Josiane Brault

### Partner

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[Insurance Claim Defence](#)

[Commercial Litigation](#)

[Products Law](#)

[Health Care Disputes](#)

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Josiane Brault has a diversified practice in civil and commercial litigation, especially 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. In insurance matters, she also advises her clients on the interpretation of insurance policies and coverage.

Josiane also represents several **manufacturers** of various products sold locally, nationally and internationally in product liability and insurance suits. She defends those clients and provides both practical and strategic advice, always designed to safeguard their public image and brands.

As a result of representing a number of automobile manufacturers, she has also become interested in the legal issues relating to self-driving (autonomous) vehicles and new technologies.

Josiane is recognized for her ability to simplify complicated technical problems, making them 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 which have dealt with a number of important legal issues. The experience she has gained in those major cases has enabled her to develop her skills as a litigator. She regularly represents clients before all judicial bodies in Québec.

## Experience

- 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.
- Assists her clients in investigations connected with banking, commercial or financial fraud, in prevention and recovery work, as well as in the filing of criminal charges.
- Assists both underwriters and businesses in interpreting insurance policies and the litigation that may result therefrom.
- Participates in preparing and executing seizures before judgment, injunctions and other court orders.
- Advises clients on best governance practices and applicable liability rules.
- Has participated in one international investigation.

## Insights & Events

- The Sensor: Driverless vehicles: Two years of autonomy on Québec roads, BLG Perspective, May 2020
- 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
- Member, Young Bar of Montréal
- Member, Young Canadian Arbitration Practitioners
- Member, Jeune Chambre de commerce de Montréal

### Community Involvement

- Information sessions and pro bono support for the preparation of Small Claims Court hearings

## 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

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