



Luke Dineley

Partner

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Luke's robust practice centres on civil litigation, focusing on a variety of related matters, including insurance and tort law and environmental law. Luke also frequently counsels clients on municipal and regulatory matters, including expropriation-related matters, municipal disputes, and hearings before regulatory tribunals.

In the area of insurance and tort law, he represents and advises insurance companies, professionals, manufacturers, commercial businesses, and individuals. In the area of environmental law, he represents and advises clients in a wide variety of contaminated site issues relating to both commercial and residential properties — including cost-recovery actions on behalf of plaintiffs and defendants.

He also provides legal advice and representation to companies on environmental regulatory compliance, emergency spill responses and environmental prosecutions.

Luke has appeared at all levels of B.C. courts on a wide range of matters, as well as before administrative bodies such as the Environmental Appeal Board, the Agricultural Land Commission, and the BC Utilities Commission. Throughout his career, Luke has focused on assisting clients in finding practical solutions to disputes and problems that arise in the course of their business. He has been selected by peers for inclusion in the 2022 edition of The Best Lawyers in Canada (Insurance Law).

Experience

- Represented several appliance and equipment manufacturers and retailers on a number of product liability claims involving severe property damage.
- *More v. Bauer Nike Hockey Inc.*: Co-counsel for **Bauer Nike Hockey Inc.** in a \$14M negligent design and manufacture case. Obtained a full acquittal of all claims following a complex trial lasting three months. Also successfully represented Bauer Nike Hockey Inc. in More's appeal of the trial decision, which was dismissed.
- *Wright v. Sun Life Assurance Company of Canada*: Co-counsel for **Sun Life Assurance Company of Canada** in a claim for long-term disability benefits, obtaining a full acquittal of all claims following trial.
- Defended and successfully resolved a wide variety of motor vehicle accident claims at mediation and other forms of alternative dispute resolution. Also defended and argued a complex Uninsured Motorist Protection claim before an arbitrator, resulting in the dismissal of all claims.
- Represented a major insurance firm in disability benefits litigation. Also represented various plaintiffs in personal injury claims, including a successful professional medical negligence claim.
- Defended a major airline on several significant personal injury claims under the Montréal Convention.
- Defended an automobile manufacturer warranty provider in the successful dismissal of a warranty claim at trial.
- Defending several manufacturers and facility owners in prosecutions under the Fisheries Act.
- Negotiated environmental management and remediation cost agreements.
- Commenced and defended cost recovery actions under the Environmental Management Act.
- Represented and advised clients on environmental insurance issues, land development impacts, migrating pollution, and forestry issues.

Insights & Events

- Co-author, "Canada: B.C. Court of Appeal Rules that Contaminated Property Must Be Assessed Using Highest and Best Use," *HazMat Management*, October 2017.
- Co-author, "A New Regime Begins: The Water Sustainability Act is Brought Into Force," *BLG Environmental Law News*, March 2016.
- Speaker, "Responding to a Cyber Incident: Practical Advice for Counsel," Canadian Bar Association, B.C. Branch, Insurance Law Section, March 5, 2024
- Speaker, "The Year in Environmental Caselaw," *EMA of BC Annual Legal Update*, January 2024.
- Speaker, "Shifting Sands: Recent Environmental Regulatory Changes in BC," *BC Expropriation Association Annual Fall Conference*, October 2023
- Co-Presenter, "Environmental Law: Case Law Update," *BEST Conference*, May 2023.
- Speaker, "[2023 Annual Legal Update](#)," *Environmental Managers Association of British Columbia*, January 2023.
- Co-Presenter, "[Environmental Law: Case Law Update](#)," *BEST Conference*, May 26, 2022.
- Panelist, "Soil Relocation Changes: What You Need to Know," *Urban Development Institute – Pacific Region*, April 26, 2022.
- Author, "Bureaucrat Beware: B.C. Court refuses to strike novel tort of breach of statutory duty", *BLG Article*, November 2021
- Presenter, "The 360 View on Autonomous Vehicles", *Insurance Institute of Ontario*, February 7, 2019.
- Presenter, "Case Law Year in Review," *EMA Legal Update*, January 2019.
- Co-Presenter, "Spill Response and Cost Recovery," *BLG Vancouver Environmental Law Seminar*, November 2018.

- Presenter, "Bill C 69 and the New Canadian Environmental Assessment Act," EMA Regulatory Update, November 2018.
- Co-Presenter, "If You Build It They Will Come: Civil Disobedience and Natural Resource Development," BCEIA BEST Conference, May 2018.
- Author, "Canada Introduces Bill to Enhance Protections for Fish and Fish Habitat", BLG Article, February 2018
- Presenter, "Civil Disobedience: A Legal and Practical Response," B.C. Expropriation Association Conference, October 2017.
- Author, "Federal Government Passes New Environmental Legislation", BLG Article, June 2017
- Author, "Expert Panel Report On Environmental Assessments", BLG Article, May 2017
- Author, "Full Indemnity for Costs Award in Disability Insurance Dispute Has Far Reaching Consequences", BLG Article, February 2017
- Author, "New Contaminated Sites Regulations Finally Arrive", BLG Article, November 2016
- Presenter, "Cyber Risk Insurance: Preparing for a Worst-Case Scenario," BLG U, November 2016.
- Presenter, "Long-Tail Claims and Environmental Exclusions: Lost and Found — How Much Digging Do You Have to Do?," BLG Environmental Law Seminar, November 2016.
- Author, "Proposed Changes to B.C.'s Contaminated Sites Legal Regime", BLG Article, July 2016
- Co-presenter, "From Curbside to Store Front: Risks of Rewards From the Business of Marijuana," BLG Seminar, June 2016.

Beyond our Walls

Professional Involvement

- Executive board member, British Columbia Environmental Industry Association
- Member, Law Society of British Columbia
- Member, Canadian Bar Association (B.C. Branch, insurance, environmental, maritime and litigation sections)
- Member, Urban Development Institute Environmental Committee
- Member, Urban Development Institute Contaminated Sites Committee
- Member, Vancouver Bar Association

Community Involvement

- Volunteer BLG Reads to Kids Program
- Volunteer Pro Bono Law of BC Civil Chambers Duty Counsel Project
- Executive committee member, Meraloma Rugby Football Club

Awards & Recognitions

- Recognized in the 2023 edition of *Benchmark Litigation Canada* as a Future Star
- Recognized in the 2024 (and since 2022) edition of *Best Lawyers in Canada* (Insurance Law) and in 2024 (Environmental Law).

Bar Admission & Education

- British Columbia, 2009

- BA (Hons., political studies), Queen's University, 2005
- LLB, University of British Columbia, 2008

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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.

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