

Kevin W. Fisher

Partner

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Executive summary

Kevin is a litigation partner at Gardiner Roberts with more than 25 years of experience representing clients across a wide range of industries before all levels of court. His practice focuses on complex commercial litigation, including oppression remedy proceedings, receiverships and insolvency matters, fraud investigations and securities fraud, debtor-creditor disputes, and contract and shareholder conflicts. Kevin also has extensive experience handling commercial real estate and development disputes, as well as resolving matters through private arbitration.

In addition to his commercial litigation work, Kevin regularly acts for employees in wrongful dismissal and other employment-related matters, including disputes involving federally regulated industries under the Canada Labour Code.

Kevin also maintains a substantial intellectual property practice. He has appeared before the Federal Court of Canada on matters involving copyright and trademark protection, data protection, and media-related issues, including television broadcasts for live and pay-per-view sporting events, computer software, and internet-based programming. With deep experience in intellectual property matters, Kevin helps clients protect and enforce their rights across a broad range of industries.

EDUCATION

Osgoode Hall Law School, JD, 1993

University of New Brunswick, BA (Hons), 1990

BAR ADMISSION

Ontario, 1996

New Brunswick, 1994

Expertise

Litigation & Dispute Resolution

Intellectual Property, Employment Law, Commercial Arbitration

Real Property & Property Development Disputes

Insights

Publications

Government needs to take action on broadcast piracy, Advocate Daily – 24 October 2019

Resist temptation to use boilerplate contracts, Advocate Daily – 29 August 2019

Time to tax digital streaming services, Advocate Daily – 10 June 2019

Protecting IP rights from data-scraping sites, Advocate Daily – 1 April 2019

Protecting pay-per-view: after the event, Advocate Daily – 22 November 2018

Protecting pay-per-view: before the event, Advocate Daily – 29 October 2018

Internet tax fair way to regulate embattled broadcast industry, Advocate Daily – 10 August 2018

Fisher welcomes net neutrality vote, Advocate Daily – 26 June 2018

Decisions provide ammunition to broadcasters fighting online piracy, Advocate Daily – 4 May 2018

Family businesses ripe for oppressive conduct claims, Advocate Daily – 27 February 2018

Don't confuse fighting online piracy, eroding net neutrality, Advocate Daily – 24 January 2018

Traditional broadcasters squeezed between online pirates, new media, Advocate Daily – December 5, 2017

Gen-Xers bearing the brunt of downsizing, Advocate Daily – 14 November 2017

Cooperation at the assessment office pays off in court, Advocate Daily – 1 November 2017

Worldwide block on Google results great news for rights holders, Advocate Daily – 17 July 2017



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Hryniak still raising questions three years on, Advocate Daily – 8 May 2017

Only lumps of coal for ex-Fashion Santa in trademark dispute, Advocate Daily – 28 December 2016

Rolling the dice on parental leave a dangerous game, Lawyers Weekly – 8 July 2016

Know your rights before accepting severance package – 2 June 2016

'Free TV' boxes growing concern for broadcasters – 29 March 2016

Pressure on firms to be lean, efficient – 29 March 2016

Finding efficiencies to put firm ahead – 29 February 2016

Decision useful for IP lawyers considering contempt proceedings – 29 February 2016

Stronger action needs to be taken against VPNs, proxy services – 5 February 2016

Employer cannot contract out of CLC vacation pay obligations – 5 February 2016

Boombox showcases TIFF's year-round charitable focus – 22 October 2015

Canadian broadcasters catching on to size of VPN problem – 10 June 2015

Networks win TV-streaming battle, but debate continues – 30 June 2014

Fisher to captain team in pro-am fundraiser – 31 March 2014

Rights holders closely watching online TV streaming fight – 21 March 2014

Fisher to discuss piracy, digital distribution – 10 March 2014

Number of pregnancy leave demotion cases increasing – 21 February 2014

Open-ended questions effective in fraud investigations – 31 January 2014

Victory for U.S. TV-streaming site – 12 April 2013



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Copyright Alert System given new life – 7 March 2013

Online piracy of sports broadcasts continues – 13 February 2013

More judicial oversight needed to curb excess fees – 5 February 2013

Meet Kevin Fisher – 5 September 2012

The Dangers of Dabbling in the Federal Court – 10 October 2011

Blogs

When enough is enough: Request for liquidator to conduct claims process denied on basis of issue estoppel (Vastis v. Kommatas)

3 February 2025

Summary judgment motion in actions for wrongful dismissal started under the Simplified Procedure rule: A new way forward

22 February 2017

Memberships and recognition

Professional memberships

- Law Society of Ontario
 - Law Society of New Brunswick
 - Ontario Bar Association
 - Current Commodore of the Island Yacht Club
 - Former Chair of YLD section, former Executive of Civil Litigation Section, former member of Counsel Toronto Legal Association
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Recognition

- Consecutively named one of Toronto's Top Lawyers by Post City Magazine in Commercial Litigation

Community engagement

- Member of the board of directors of the Island Yacht Club since 2019, and Commodore of the Island Yacht Club since 2024
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