

Bruce Reynolds FCI Arb

Partner

PROFESSIONAL BACKGROUND

Bruce Reynolds is a Partner in our Construction and Infrastructure practice group and Co-Chair of our International Construction Projects Group.

Bruce specializes in the resolution of construction claims, liens, surety bond claims, insurance claims, product liability issues, and architects' and engineers' E & O issues, as well as project procurement and contracts for industrial and infrastructure projects such as public private partnerships, and construction, engineering, architectural, and equipment supply contracts.

Bruce acted as co-counsel for the Ontario Government in conducting a review of Ontario's *Construction Lien Act* and prepared a report, *Striking the Balance: Expert Review of the Construction Lien Act*. He and Sharon Vogel then worked closely with the Ministry of the Attorney General in drafting *The New Construction Act* which included 98 out of the 101 recommendations presented in their report. This *Act* introduced prompt payment and adjudication which is a significant development for the construction industry.

Bruce is a Certified Specialist in Construction Law by the Law Society of Upper Canada. He is a Fellow of both the Canadian and American Colleges of Construction Lawyers, and past Co-Chair of the International Construction Projects Committee of the International Bar Association. He currently serves as Vice-President of the International Academy of Construction Lawyers.

RANKINGS + RECOGNITION

Recent Awards and Recognitions

- Awarded the **2018 Jock Tindale Award for Integrity in the Construction Industry** by Ontario General Contractors Association
- Recognized by *Who's Who Legal* as Global Construction Lawyer of the Year 2018, and also 2014
- Recipient of a 2017 award from the Council of Ontario Construction Associations for outstanding contributions to the construction industry
- Recognized by the 2017 **Benchmark Canada Awards** as Construction Litigator of the Year
- Recognized as one of **2017's Top 25 Most Influential Lawyers in Canada** by *Canadian Lawyer Magazine*
- Recipient of the 2016 Toronto Construction Associations' Donald P. Giffin, Sr. Construction Industry Achievement Award, an award presented to individuals who have benefited the construction industry through major contributions to its progress and development. Those considered for the award are distinguished by the exemplary dedication and leadership they have shown in pursuing the construction industry's common goals and interests

Rankings

- Recognized in *Chambers Canada — Canada's Leading Lawyers for Business (Construction)* as a Band 1 practitioner in the area of Construction Law
- Recognized as a Leading Lawyer in Construction in the *Canadian Legal Lexpert® Directory* (Most Frequently Recommended)
- Recognized as a leading infrastructure lawyer in the *Lexpert® Globe and Mail Report on Business Special Edition on Infrastructure and Litigation*
- Recognized in *The Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada (Construction Law)*



Construction and Infrastructure Law
Law
Insurance
Public Policy
Alternative Dispute Resolution
Product Liability
Professional Liability
Domestic and International Arbitration

(416) 585-8601
breyolds@singleton.com

EDUCATION

- Fellow of the Chartered Institute of Arbitrators
- Called to the Ontario Bar, 1983
- LLB, University of Toronto, 1981
- BA, University of Toronto (Victoria College), 1978

- Recognized in the *Client Choice Awards* in the area of Arbitration & ADR
 - Recognized as an *Acritas* Star
 - Recognized *Who's Who Legal (Construction Law)*
 - Featured in the *Who's Who Legal* Thought Leaders Guide
 - Recognized in *Benchmark Canada* — The Definitive Guide to Canada's Leading Litigation Firms & Attorneys as a "Local Litigation Star: Ontario" and a "Litigation Star: Construction"
 - Ranked in the area of Construction Law and Alternative Dispute Resolution by *Best Lawyers®* in Canada from 2006 – 2019.
 - Recognized as the Toronto Construction Law "Lawyer of the Year" by *Best Lawyers in Canada* ®
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MEMBERSHIPS

- Vice-President, International Academy of Construction Lawyers
 - Past Co-Chair, International Construction Projects Committee, International Bar Association
 - Past Governor, American College of Construction Lawyers
 - Co-Chair, International Committee American College of Construction Lawyers
 - Fellow, Chartered Institute of Arbitrators
 - Founding Governor, Canadian College of Construction Lawyers; Immediate; President (2002-03)
 - Member, Canadian Bar Association, Construction Law Section
 - Associate Member, American Bar Association, Torts and Insurance Section, Fidelity and Surety Law Committee (FSLC); Vice-Chair, FSLC (1998-2001); Member, Forum on the Construction Industry (1994-present); Member, Steering Committee, Liens, Bonds and Insurance, Subsection, Forum on the Construction Industry (1995-96)
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EXPERIENCE

- Representing owners, developers, general contractors, subcontractors and suppliers in dispute resolution including mediation, arbitration and litigation.
- Drafting and negotiating various forms of construction contracts on behalf of owners, developers, general contractors, subcontractors and suppliers.
- Representing surety bonding companies in claims related to construction projects, including performance bond claims and labour and material payment bond claims.
- Advising construction clients in respect of construction projects in Canada, the United States and internationally.
- Managing construction cases involving multiple parties and large volumes of documents, including counsel to:
 - A general contractor in respect of a direct strip production complex, defending 56 Claims for Lien aggregating in excess of CDN\$80 Million.
 - An EPCM Project Manager in a CDN\$300 Million ICC Arbitration regarding an international mining dispute.
 - A joint venture Project Co in respect of its CDN\$125 Million claim as Developer of a PPP Highway Project.
 - An EPC Contractor for a large hydro-electric project in respect of its CDN\$100 Million cost over-run claim.
 - The owner of a state of the art ethanol distillery in respect of a major Million crossborder claim regarding project delay, the retrofitting of the distillery, and the completion of commissioning (called pro hac vice in the Western District of Kentucky in relation to one action associated with this retainer).
 - A surety in respect of a US\$50 Million cross-border performance bond claim arising out of a high-rise luxury condominium project in New York City.
 - A large institutional owner regarding the CDN\$50 Million total cost claim of its general contractor.
 - A major hospital defending 36 Claims for Lien aggregating in excess of CDN\$50 Million.
 - A design-build subcontractor in a CDN\$47 million lien litigation in respect of a major sports facility.

- A mechanical and electrical subcontractor in respect of its CDN\$30 Million claim related to wrongful termination.
- A major hospital regarding the CDN\$25 Million total cost claim of its general contractor.
- A surety in respect of the restructuring of a bus manufacturer with contracts for the production of 800 transit buses in Canada and the United States.
- An EPC Contractor in respect of a major claim arising out of the boiler refurbishment program for a nuclear generating facility.
- A condominium corporation and its unit owners relating to the recovery of an amount sufficient to remediate a luxury condominium's seriously leaking building envelope.

PUBLICATIONS

Legal Textbooks

- Co-Author, *A Guide to Canadian Construction Insurance Law*, Carswell, (with Sharon Vogel)
- Co-Author, *Construction Builders' and Mechanics' Liens in Canada*, 7th Edition (two volumes), Carswell
- Co-Author, *Scott and Reynolds on Surety Bonds* (two volumes, supplemented twice annually), Carswell, (with K.W. Scott, QC)

Additional Publications

- Featured in "A Report on the Introduction of Prompt Payment and Adjudication: Legislation in The Province of Ontario", *International Construction Law Review Journal*, January 21, 2019.
- Co-Author, "Security of Payment in the Construction Industry: Does International Experience Provide a Crystal Ball for North America?," *Construction Law Journal*, November 2018
- Co-Author, *A New Construction Act – What Has Changed and How Will It Affect P3 Projects?*, Lexpert Special Edition on Infrastructure, September 2018
- Featured, "CEO Power Breakfast, Striking a fine balance – The two masterminds behind the Lien Act Review discuss the challenges in balancing freedom of contract with the need for more regulation," *Builders' Digest*"
- Co-Author, "Getting the Deal Through: Construction", *Law Business Research Ltd.*. Reproduced with permission from Law Business Research Ltd. This article was first published in *Getting the Deal Through: Construction*, (contributing editors: Robert S Peckar and Michael S Zicherman, Peckar & Abramson PC)
- Author, "The Fog of War," *Construction Law Letter*, Volume 30, Number 4
- Author, "Insurance issues relevant to cranes," *Lawyers Weekly*, (with Sharon Vogel)
- Author, "The Impact of the Global Financial Crisis on the Construction Sector and the Construction Bar", *Journal of the Canadian College of Construction Lawyers*
- Author, "An Analysis of Tercon Contractors Ltd. v. British Columbia: Or, If It Walks Like a Duck," *International Construction Law Review*, (with Sharon Vogel)

PRESENTATIONS

- Speaker, "Ontario's New Construction Act: Transitioning and Applying the Modernization Provisions," Osgoode Hall Professional Development Program, December 2018
- Co-Chair and Presenter, "The New *Construction Act*: What you Need to Know," *Lexpert*[®] Executive Course, November 2018
- Co-Speaker, "Focus on Forward: Doing Things Better or Doing Things Differently," 3rd Engineering and Construction of Mining Projects Conference, November 2018
- Co-Speaker, "Termination issues: action for damages versus actions for wrongful termination", International Bar Conference, October 2018
- Speaker, "Introduction of the Interim Adjudication System," 3rd Annual Managing Risk in Construction Contracts and Projects, February 2018
- Co-Speaker, "Ontario Construction Lien Act Reform," 91st Annual ORBA Convention & AGM, February 2018

- Speaker, "Standing Senate Committee on Banking, Trade and Commerce," *The Senate of Canada*
- Speaker, "Construction Lien Act – Report Overview," *Ontario Ministry of the Attorney General*, September, 2016
- Co-Chair, *Unlocking Disputes: Construction Topics* from the American and Canadian Colleges of Construction Law, London
- Guest Lecturer, "International Contracting," University of Melbourne Law School Masters Program in Construction Law
- Speaker, "The Future of Construction Law is not what it used to be," Canadian College of Construction Lawyers Annual Conference, San Francisco
- Presenter, "The Collaborative Settlement of Construction Disputes," Fourth International Construction Law Conference, Melbourne, Australia

NEWS + INSIGHTS

- Singleton Reynolds' Report on Ontario Prompt Payment and Adjudication is featured in the *International Construction Law Review Journal* - Jan 21, 2019 • Co-authored
- *Fall Economic Statement 2018: Federal Prompt Payment and Adjudication To Be Introduced* - Nov 23, 2018 • Co-authored
- *Prompt Payment and Adjudication in Manitoba: The Ontario Approach Adopted* - Nov 20, 2018 • Co-authored
- *I Once Was Lost But Now I'm Found: Ontario Government to Amend the Construction Act via Bill 57, the Restoring Trust, Transparency and Accountability Act* - Nov 16, 2018 • Co-authored
- *All Roads Lead to Roma: Singleton Reynolds' team attends the 2018 IBA Annual Conference in Rome* - Oct 9, 2018 • Co-authored
- *The 8th International Society of Construction Law Conference* - Aug 24, 2018 • Co-authored
- *Discretion and Fairness in Contractor Debarment: Interpaving Limited v City of Greater Sudbury, 2018 ONSC 3005* - Aug 10, 2018 • Co-authored
- *Federal Review on Prompt Payment and Adjudication Now Available* - Aug 8, 2018 • Co-authored
- *Still a Little Lost in Transition? The Construction Act Transition Provisions and the Regulations* - Aug 2, 2018
- *Developing Public Policy* - Jun 15, 2018 • Co-authored
- *Somewhat Lost in Transition?* - May 30, 2018 • Co-authored
- *Who's Who Legal Names Bruce Reynolds Global Construction Lawyer of the Year* - May 9, 2018 • Co-authored
- *Federal Prompt Payment Stakeholder Engagement Process Extended* - Apr 12, 2018 • Co-authored
- *New Singleton Urquhart Reynolds Vogel LLP partners Bruce Reynolds and Sharon Vogel to lead review of prompt payment and adjudication in the federal context* - Mar 1, 2018 • Co-authored
- *Leading strategies for resolution* - Feb 21, 2018 • Co-authored
- *Sharon Vogel and Bruce Reynolds to present at Osgoode Conference on Ontario's New Construction Act: Managing the Change* - Jan 24, 2018 • Co-authored
- *Sharon Vogel and Bruce Reynolds to present at Canadian Construction Association Annual Conference* - Jan 24, 2018 • Co-authored
- *Sharon Vogel and Bruce Reynolds to present at 3rd Annual Managing Risk in Construction Contracts and Projects* - Jan 24, 2018 • Co-authored
- *Sharon Vogel and Bruce Reynolds to co-present at 91st Annual ORBA Convention & AGM* - Jan 24, 2018 • Co-authored