

Bruce Reynolds FCI Arb

Co-Managing Partner

PROFESSIONAL BACKGROUND

Bruce Reynolds has earned a stellar reputation in the construction industry for settling disputes and drafting and negotiating contracts. *Who's Who Legal* has recognized him as "one of the foremost construction practitioners in the world," while his clients have praised him for his legal skills, integrity and clarity of insight.

Bruce is Co-Managing Partner and Co-Chair of the firm's International Construction Projects Group. He specializes in the resolution of construction and insurance claims, liens, surety bond claims, product liability issues, and architects' and engineers' errors and omissions issues. He advises clients on construction projects in Canada, the United States and overseas. In addition to his practice, he also acts as a mediator, arbitrator and facilitator helping to resolve construction industry disputes.

Together with his colleague Sharon Vogel, he played a significant role in helping the Ontario government modernize the province's construction law and helped to shape the *Construction Act*. Among the changes to the legislation are the creation of a prompt payment regime and the introduction of a mandatory interim binding dispute resolution system. He was also retained as Counsel by the federal government of Canada to assist in the introduction of new legislation on prompt payment and adjudication, co-authoring the independent expert report *Building a Federal Framework for Prompt Payment and Adjudication*.

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.

Bruce has been recognized twice as Global Construction Lawyer of the Year by *Who's Who Legal* and as Toronto Construction Lawyer of the Year by *Best Lawyers*. He is listed in *Chambers Global* (Band 1) and *Martindale-Hubbell* (AV), and he is also recognized in the *Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada* (construction law) and the *Canadian Legal Lexpert® Directory*.

RANKINGS + RECOGNITION

Rankings

- Recognized in *Who's Who Legal – Construction Law, Arbitration, Mediation*.
- Recognized as a leading lawyer in the *Lexpert® Special Edition on Litigation*.
- Recognized as Construction Lawyer of the Year (Toronto) by *Best Lawyers Canada®*.
- Ranked in the areas of Alternative Dispute Resolution, Construction Law and Insurance Law by *Best Lawyers Canada®*.
- Recognized twice as Construction Lawyer of the Year by *Benchmark Canada*.
- 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".
- Named as most highly regarded Construction Lawyer in Canada by *Who's Who Legal*.
- Recognized in *Who's Who Legal* as one of North America's Best Construction Law Global Thought Leaders.
- 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 and Infrastructure 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*



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

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Assistant:

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EDUCATION

- Called to the Manitoba Bar, 2019
- Certificate in Mediation, Straus Institute for Dispute Resolution, Caruso School of Law, Pepperdine University, 2017
- Fellow of the Chartered Institute of Arbitrators, 2012
- Bachelor of Laws, University of Toronto, 1981
- Bachelor of Arts, University of Toronto (Victoria College), 1978

- Recognized as a Leading Lawyer for Arbitration and Energy Law in the *Canadian Legal Lexpert® Globe and Mail* Special Editions.
- Recognized in *The Lexpert®/American Lawyer Guide to the Leading 500 Lawyers in Canada (Construction Law)*.
- Recognized in the *Client Choice Awards* in the area of Arbitration and Alternative Dispute Resolution.
- Recognized as an *Acritas* Star.
- Martindale-Hubbell AV Ranked.

Recognitions

- Construction Lawyer of the Year, *Best Lawyers in Canada*.
- Toronto Construction Lawyer of the Year, *Best Lawyers in Canada*.
- Award of Excellence, The Royal Institute of Chartered Surveyors and the Chartered Institute of Arbitrators.
- *Lexpert®* Zenith Award (Change Agent in Law).
- Jock Tindale Memorial Award, Ontario General Contractors Association.
- Global Construction Lawyer of the Year (twice), *Who's Who Legal*.
- Construction Litigator of the Year (twice), *Benchmark Canada*.
- Top 25 Most Influential Lawyers in Canada, *Canadian Lawyer*.
- Donald P. Giffin, Sr. Construction Industry Achievement Award, Toronto Construction Association.

MEMBERSHIPS

- Member, International Council for Commercial Arbitration.
- 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; 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).

EXPERIENCE

- Represents owners, developers, general contractors, subcontractors and suppliers in dispute resolution including mediation, arbitration and litigation.
- Drafts and negotiates construction contracts on behalf of owners, developers, general contractors, subcontractors and suppliers.
- Represents surety bonding companies in claims related to construction projects, including performance and labour and material payment bond claims.
- Served as counsel to:
 - A general contractor, defending 56 claims for lien amounting to more than CDN\$80-million.
 - An engineering, procurement and construction management (EPCM) project manager in a CDN\$300-million arbitration regarding an international mining dispute.
 - A joint venture Project Co. in respect of its CDN\$125-million claim as developer of a public-private partnership highway project.
 - An engineering, procurement and construction (EPC) contractor for a large hydro-electric project seeking CDN\$100-million for cost over-runs.

- 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 a CDN\$50-million claim of its general contractor.
- A major hospital defending 36 claims for lien amounting to more than CDN\$50-million.
- A design-build subcontractor working on a major sports facility in a CDN\$47-million lien litigation.
- A mechanical and electrical subcontractor in respect of its CDN\$30-million claim related to wrongful termination.
- A major hospital regarding a 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.

PUBLICATIONS

Legal Textbooks

- Co-author, [Construction Builders' and Mechanics' Liens in Canada](#), 8th Edition, Thomson Reuters
- 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

- Co-author, ["Getting the Deal Through Construction: Canada,"](#) Lexology, June, 2022
- Co-author, ["Ontario Decision Suggests Priority of Lien Claimants Over Building Mortgages Limited to Statutory Holdback Amount,"](#) May, 2022
- Co-author, ["Getting the Deal Through – Arbitration,"](#) Lexology, February, 2022
- Featured, ["Opening a Toronto office just part of Singleton Urquhart Reynolds Vogel's pathway to growth,"](#) Canadian Lawyer Magazine, February, 2022
- Co-author, ["Construction Canada Comparative Guide Chapter,"](#) Mondaq, January, 2022
- Co-author, ["Getting the Deal Through – Arbitration,"](#) Lexology, July, 2021
- Co-author, ["Construction Law \(Canada\) Chapter,"](#) Chambers Global Construction Law Guide, 2021, 2022
- Co-author, ["Carillion, the Companies' Creditors Arrangement Act and Construction Lien Act Trusts: Confusion \(again\) regarding certainty of subject matter and commingling of funds,"](#) May, 2021
- Co-author, ["Callow v Zollinger: Developments in the Duty of Honest Performance and Good Faith's Uncertain Future,"](#) December, 2020
- Co-author, ["Atlantic Lottery Corp v Babstock: Waiver of Tort Steps Out of the 17th Century, but Uncertainty Persists,"](#) August, 2020
- Co-author, ["Uber v Heller – The Evolution of Unconscionability,"](#) July, 2020
- Co-author, ["Construction Act to be Exempt from Suspension of Procedural Time Limits,"](#) April, 2020
- Co-author, ["Extended Hours for Construction of Essential Projects in the Health Care Sector,"](#) April, 2020
- Co-author, ["COVID-19 – Health and Safety Implications,"](#) March, 2020
- Author, ["The Enforceability of the Adjudicator's Determination and the Potential for Judicial Intervention: Quite a Hill to Climb,"](#) Construction Law Letter | Volume 36, December, 2019
- 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)
- Co-author, "A Report on the Introduction of Prompt Payment and Adjudication: Legislation in The Province of Ontario," International Construction Law Review, January, 2019

PRESENTATIONS

- Panellist, "[Construction Dispute Symposium 2021](#)," Royal Institution of Chartered Surveyors, August, 2021
- Speaker, "Construction Contracts in Canada from an Owners' Perspective," International Federation of Consulting Engineers Official Contract Users Conference, May, 2021
- Presenter, "Adjusting to Cultural Differences in ADR," 32nd Annual Conference, American College of Construction Lawyers, March, 2021
- Co-Presenter, "Security of Payment," University of Melbourne Law School Masters Program in International Construction Law, December, 2020
- Presenter, "Construction and Infrastructure Law: The New Landscape," Canadian Lawyer Webinar, June, 2020
- Keynote Speaker, "Prompt Payment and Adjudication," Canadian Institute of Quantity Surveyors 2020 Construction and Adjudication Symposium, February, 2020
- Speaker, "Construction Disputes," ADR Institute of Canada (ADRIC) Conference: Realizing ADRs Full Value, November, 2019
- Speaker, "A concurrent session at the CPPC Forum: Prompt Payment Regime," Canadian Public Procurement Council, November, 2019
- Speaker, "Successfully Using DBs," Dispute Resolution Board Foundation (DRBF) Conference in Stockholm, Sweden; October, 2019
- 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," 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
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NEWS + INSIGHTS

- [Ontario Decision Suggests Priority of Lien Claimants Over Building Mortgages Limited to Statutory Holdback Amount](#) - May 30, 2022 • Co-authored
- [Singleton Reynolds Contributes Construction and Arbitration Chapters to Lexology's Global *Getting the Deal Through* Series](#) - Jul 16, 2021 • Co-authored
- [Carillion, the Companies' Creditors Arrangement Act and Construction Lien Act Trusts: Confusion \(again\) regarding certainty of subject matter and commingling of funds](#) - May 17, 2021 • Co-authored
- [Callow v Zollinger: Developments in the Duty of Honest Performance and Good Faith's Uncertain Future](#) - Dec 21, 2020 • Co-authored
- [The Anti-Deprivation Rule and its Implications for Construction Contracts: *Chandos Construction v Deloitte*](#) - Oct 7, 2020 • Co-authored
- [Atlantic Lottery Corp v Babstock: Waiver of Tort Steps Out of the 17th Century, but Uncertainty Persists](#) - Aug 4, 2020 • Co-authored
- [Uber v Heller – The Evolution of Unconscionability](#) - Jul 6, 2020 • Co-authored
- [Construction Act to be Exempt from Suspension of Procedural Time Limits](#) - Apr 10, 2020 • Co-authored
- [COVID-19 - Health and Safety Implications](#) - Mar 18, 2020 • Co-authored
- [The Enforceability of the Adjudicator's Determination and the Potential for Judicial Intervention: Quite a Hill to Climb](#) - Jan 7, 2020
- [A Guide to Prompt Payment and Adjudication in Ontario](#) - Oct 18, 2019 • Co-authored
- [The Authorized Nominating Authority Has Been Appointed](#) - Jul 26, 2019 • Co-authored
- [Update on Federal Prompt Payment – Royal Assent](#) - Jul 8, 2019 • Co-authored
- [British Columbia Introduces Prompt Payment Legislation](#) - Jun 5, 2019 • Co-authored
- [New Regulatory Amendments under the New Construction Act](#) - May 27, 2019 • Co-authored
- [Saskatchewan Modernizes its Construction Legislation](#) - May 14, 2019 • Co-authored
- [Podcast: Bruce Reynolds Discusses Groundbreaking Collaborative Settlement Process](#) - Mar 5, 2019
- [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