



**Chenyang Li**  
Partner

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**Expertise**  
Dispute Resolution

**Bar Admissions**  
Ontario, 2017

Chenyang provides practical and client-oriented legal advice with a high degree of business acumen.

His commercial litigation practice focuses on high-stakes, complex matters for large Canadian and multinational corporations. Highly responsive and able to quickly synthesize intricate matters to identify the core issues, he delivers excellent counsel to his clients in commercial disputes, class actions, product liability and negligence matters and more.

Prior to joining Davies, he served as a judicial law clerk for Justices Juriansz, Pardu, Paciocco, and Nordheimer at the Court of Appeal for Ontario. He clerked on cases that involved both criminal and civil law issues.

## REPRESENTATIVE WORK

### **Continental Casualty Company**

Successfully defended Continental Casualty Company (CNA) in the Ontario Superior Court of Justice in a class action in which billions of dollars of claims were asserted by or on behalf of thousands of businesses throughout Canada for business interruption coverage arising from the COVID-19 pandemic. This matter was decided by a Justice of the Commercial List in early June 2023 in favour of CNA and other insurers following a multi-week common issues trial. This is the first case to determine authoritatively at trial in Canada that the SARS-CoV-2 virus does not cause “physical loss or damage to property”, and that mere loss of use of property resulting from the COVID-19 pandemic does not trigger coverage under ordinary commercial property insurance policies.

### **Keurig Canada Inc.**

Acted for Keurig Canada Inc. in a follow-on class action brought relating to advertisements of the recyclability of single-serve, single-use plastic beverage capsules known as K-Cup pods.

### **Hydro One Inc.**

Acted for Hydro One Inc. in the defence of a high-profile employment-related claim advanced in the context of governance changes at Hydro One following the 2018 Ontario Provincial Government election.

### **Vale Canada Limited**

Acting for Vale Canada Limited in a proceeding before the Ontario Superior Court of Justice (Commercial List) involving claims for damages by Vale of more than \$650 million in connection with alleged breaches by Solway Group, an Eastern European mining company, of various royalty agreements relating to a nickel mining project in Guatemala.

### **James MacDonald**

Acted for Mr. James S.A. MacDonald before the Supreme Court of Canada in an appeal concerning the difference between speculation and hedging, and the tax treatment applicable to gains or losses arising from derivative transactions.

# DAVIES

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## Respondent

Acted for a client in an Ontario Securities Commission enforcement investigation and enforcement proceeding against Solar Income Fund Inc. and various individuals. The investigation and enforcement proceeding related to multiple alleged breaches of the *Securities Act* (Ontario) in connection with an exempt market fund, including misleading investors, misrepresenting financial positions and fraud.

## INSIGHTS

Following the Money: *Emergencies Act* Invoked to Expand Anti-Money Laundering Rules

Feb. 17, 2022

Appeal Allowed – MDS Inc. v. Factory Mutual Insurance Company: Ambiguity in Insurance Contracts and the Meaning of “Physical Damage”, co-author

Oct. 29, 2021

COVID-19: Material Adverse Change and Material Adverse Effect

Mar. 23, 2020

## EDUCATION

University of Western Ontario, JD (with Distinction), 2016

Ivey Business School, University of Western Ontario, HBA, 2010