



Guillaume Charlebois

Associate

Office

Montréal

Tel

514.841.6404

Email

gcharlebois@dwpv.com

Expertise

Dispute Resolution
Public Law
Class Actions

Bar Admissions

Québec, 2018

Guillaume is known for his determination and creative approach to developing solutions for clients' issues.

Guillaume has represented clients at all levels of court, including the Supreme Court of Canada, and before tribunals. He acts on complex matters that often involve administrative, constitutional or regulatory ramifications. He is also involved in multiple class actions dealing with human rights and Crown liability.

REPRESENTATIVE WORK

Association for the rights of household and farm workers

Acting for the plaintiff Association for the rights of household and farm workers in seeking authorization to institute (certification) a class action that would challenge the constitutionality of "closed" work permits issued by the government of Canada, which restrict the ability of migrant workers to change employers and makes them vulnerable to several forms of exploitation, abuse, and human and labour rights violations, and to seek compensation on behalf of these migrants.

Giant Tiger

Acting for Giant Tiger in defence of a class action in Québec for alleged "greenwashing", or misleading environmental claims, of recyclable bags.

Priceline.com and Kayak.com

Acting for Priceline.com and Kayak.com in defence of a drip pricing class action filed in the Superior Court of Québec.

The Honourable Morris J. Fish - Third Independent Review of the National Defence Act

Acted as counsel to the Honourable Morris J. Fish, former Justice of the Supreme Court of Canada and Jurist in Residence at Davies, in the preparation and drafting of his report to the Minister of National Defence on specified provisions of the *National Defence Act* and their operation. The 400-page report delivered on June 1, 2021 includes 107 wide-ranging recommendations, a majority of which address the military justice system, including the independence of its actors, the handling of sexual misconduct allegations, military policing and police oversight. The remainder of the recommendations relate to military grievances and to the independent review process. Upon tabling of the report in Parliament, the Department of National Defence described the review as "the most comprehensive independent review and far-reaching examination of the military justice system since the reviews led by the former Chief Justice of Canada, Brian Dickson, in the late 1990s".

Gorski Group Ltd.

Acting for Gorski Group Ltd. in its claim against Absolutnet Inc. resulting from the parties' contract for the creation of a new e-commerce website.

Les avocats et notaires de l'état québécois (LANEQ)

Successfully acted for Les avocats et notaires de l'État québécois (LANEQ), the

DAVIES

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professional union representing the vast majority of the lawyers and notaries employed by the Government of Québec in its public service or by other mandataries of the State (Agence du revenu du Québec, Régie de l'énergie, Autorité des marchés financiers and Autorité des marchés publics), in its negotiations with the Government of Québec, including for the reform of its members' collective bargaining plan. The Government of Québec and LANEQ concluded an agreement establishing a joint committee to determine whether the lawyers and notaries of the Québec civil service have a distinctive character. If so, the Government has undertaken to reform their collective bargaining regime. The agreement was qualified as "historic" by both parties.

Montréal Defence Lawyers Association

Represented the Montréal Defence Lawyers Association (AADM) before the Supreme Court of Canada in *Attorney General of Quebec, et al. v. 9147-0732 Québec Inc.*, where the Court had to determine for the first time if the constitutional protection against "cruel and unusual treatment or punishment" applies to corporations and other legal persons.

René Allard, on behalf of retired management personnel of the Government of Québec and their spouses

Acting for class representative René Allard in a class action proceeding regarding constitutional damages against the government of Québec on behalf of retired members of Québec's public and parapublic sectors' management personnel, as well as their spouses, whose retirement pension indexing was unilaterally suspended and retrospectively modified by a statute adopted by the Québec National Assembly. The class action was authorized by the Québec Court of Appeal.

Association québécoise des pharmaciens propriétaires

Acting for the Association québécoise des pharmaciens propriétaires in its constitutional challenge of section 22.6 of the *Health Insurance Act*.

Association québécoise des pharmaciens propriétaires

Acting for the Association québécoise des pharmaciens propriétaires in a motion for leave to intervene produced in favour of an application for leave to appeal to the Supreme Court of Canada.

RECOGNITIONS

Best Lawyers: Ones to Watch—Corporate and Commercial Litigation

University of Cambridge – The William Charnley Prize in Law (2017)

Canadian Institute for Advanced Legal Studies – The Right Honourable Paul Martin Sr. Scholarship (2016)

Université de Montréal – The Spiegel Sohmer Award of Excellence in Tax and Commercial Law (2015); The Herbert-Marx Award of Excellence in Legal Writing (2014); The Rodolphe-Lemieux Award of Excellence in Public International Law (2014)

INSIGHTS

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Coherence over Deference: Regulations Are Subject to Same Standards of Judicial Review as Other Administrative Decisions

Nov. 15, 2024

Striking the Balance of *Power*: Supreme Court Confirms Government Has No Absolute Immunity from *Charter* Damages When Adopting Unconstitutional Legislation

July 26, 2024

The Long Arm of Canadian Securities Laws: The Supreme Court of Canada Confirms the Cross-Border Reach of Securities Enforcement

Dec. 13, 2023

Canada Imposes Forced and Child Labour Reporting Obligations

May 05, 2023

Canadian Bar Association, 2021 Constitutional Law Case Law Review 2021, "Case Law Review"; Webinar

Apr. 12, 2022

"Régime contractuel de l'État", coauthor

Apr. 01, 2022

Guest Lecturer, Advanced Criminal Law course, McGill University Faculty of Law, "Sexual Misconduct in the Canadian Armed Forces"; Montréal

Mar. 21, 2022

Conference of Defence Associations (CDA Institute), Making National Security Safe Online Series, "Modernizing Military Justice"; Webinar

Oct. 12, 2021

The Right Not to Be Subjected to Cruel and Unusual Treatment or Punishment: The Case of Minimum Fines

May 18, 2021

Co-Chair and Speaker, Canadian Bar Association, 2020 Constitutional Law Case Law Review, "Les revues jurisprudentielles"; Webinar

Mar. 30, 2021

EDUCATION

University of Cambridge, LLM (Public International Law), 2017

Université de Montréal, LLB, 2015

PROFESSIONAL AFFILIATIONS

Canadian Bar Association

COMMUNITY INVOLVEMENT

Canadian Bar Association, Constitutional and Human Rights Law Section, Québec Branch, former president

Revue juridique étudiante de l'Université de Montréal, co-founder and past-president