



## **Daniel J. McDonald, Q.C., FCI Arb**

*Arbitration • Mediation • Counsel*

*Jamieson Place  
501, 308 4 Ave SW  
Calgary, AB T2P 0H7*

Phone: (403) 680-3645

Email: [dan@mcdonaldadr.com](mailto:dan@mcdonaldadr.com)

Dan was called to the bars of British Columbia in 1977 and Alberta in 1978. His practice for over 40 years has focused on commercial, energy and securities litigation, arbitration and mediation, and labour law. Dan is a Fellow of the Chartered Institute of Arbitrators, a Fellow of the American College of Trial Lawyers and has participated in the Harvard Law School Mediation Workshop. He retired as a senior partner and Vice-Chair of Burnet, Duckworth & Palmer LLP on January 31, 2021 and is continuing his practice as an independent arbitrator, mediator and counsel with Western Arbitration Chambers.

### **EDUCATION**

- University of Alberta, Bachelor of Science (with Distinction), 1971
- Queen's University, Bachelor of Laws, 1975
- Chartered Institute of Arbitrators, training and qualification as Fellow, 2006
- Harvard Law School, Mediation Workshop - Program on Negotiation, 2006
- ICDR Canada Arbitrator Training Course, 2015

### **BAR ADMISSION**

- British Columbia 1977
- Alberta 1978
- Queen's Counsel 1994

### **ARBITRATION AND MEDIATION**

- Actively involved in the arbitration and mediation of commercial and energy disputes, as arbitrator, mediator and counsel

### **COUNSEL**

- For over 40 years, acted as counsel in a broad range of corporate, commercial, securities, energy, class action, labour, estate, construction and tax disputes
- Appearances before trial and appellate courts in Alberta, British Columbia and Ontario, the Federal Court of Canada, and other tribunals including Securities Commissions, the Competition Tribunal, Alberta, British Columbia and federal Labour Relations Boards, Workers' Compensation Board, Public Utilities Board, Surface Rights Board, Alberta Energy Resources Conservation Board, professional disciplinary tribunals and others

## PROFESSIONAL ASSOCIATIONS

- Fellow, American College of Trial Lawyers
- Fellow, Chartered Institute of Arbitrators
- Member, Western Arbitration Chambers
- President and Director, Western Canada Commercial Arbitration Society
- Past President, Sopinka Cup Society, 2011-2012
- Member, Law Society of Alberta
- Member, Canadian Bar Association
- Member, Calgary Bar Association
- Member of Roster, Supreme Court Advocacy Institute
- Full Member, ADR Institute of Alberta and ADR Institute of Canada
- Member, Canadian Chamber of Commerce, CCC Arbitration Committee, International Chamber of Commerce and ICC Canada
- Member, Toronto Commercial Arbitration Society
- Member, Canada Panel of Arbitrators and Mediators, American Arbitration Association, International Centre for Dispute Resolution
- Member, List of Arbitrators, Canadian Transportation Agency

## HONOURS AND RECOGNITION

- Named in *Chambers Canada* as a leading lawyer in Litigation: General Commercial (Alberta), 2016-2020 and Dispute Resolution: Most in Demand Arbitrators, 2019 & 2020
- Named in *Chambers Global Client's Guide to the World's Leading Lawyers for Business* in the area of Dispute Resolution: Most in Demand Arbitrator, 2019
- Named in *Legal 500 Canada*, as a leading lawyer in Dispute Resolution, 2017-2020
- Named as *Best Lawyers Calgary* Labour and Employment Lawyer of the Year in 2019
- Named as *Best Lawyers Calgary* Bet-the-Company Litigation Lawyer of the Year in 2015
- Named in *Best Lawyers in Canada* as a recommended lawyer in the areas of Corporate and Commercial Litigation, Employment and Labour Law and Securities Litigation, annually since 2006 and in Bet-the-Company Litigation, annually since 2008
- Named in *Lexpert's Special Edition on Litigation Lawyers*, as one of Canada's Leading Litigation Lawyers, 2013-2019
- Named in *Who's Who Legal: Canada*, as a leading lawyer in Canada in Commercial Litigation, 2016-2018
- Named in *Lexpert's Special Edition of Canada's Leading Energy Lawyers*, 2017 and 2018
- Named in *Lexpert's Guide to the Leading U.S./Canada Cross-Border Litigation Lawyers* in Canada, 2013-2017

## PROFESSIONAL INVOLVEMENT

- Former Vice-Chair, Burnet, Duckworth & Palmer LLP
- Past Member, Executive, Compensation and Associates Committees, Burnet, Duckworth & Palmer LLP
- Past Sessional Instructor, Mount Royal College, Oil and Gas Law for Professional Landmen
- Guest Speaker, Canadian Bar Association and University of Calgary Faculty of Law
- Past Instructor, University of Calgary, Trial Advocacy Course

## COMMUNITY

- Director, The Glencoe Club
- Director and Past President, Glencoe Golf & Country Club
- Director, Book Clubs for Inmates
- Former Chair and Director, The Calgary Learning Centre
- Former Vice-Chair and Member, Alberta Press Council

## REPRESENTATIVE WORK

- Adjudicator under *Canada Labour Code* in employment disputes
- Sole arbitrator in domestic commercial dispute under unanimous shareholders agreement
- Sole arbitrator in dispute under sublease/area royalty agreement
- Sole arbitrator in dispute under partnership agreement
- Sole arbitrator in dispute under international distribution agreements
- Member of arbitration panel in international energy technology dispute
- Sole arbitrator in medical technology and financing dispute
- Sole arbitrator in dispute regarding calculation and payment of dividends pursuant to a unanimous shareholders agreement
- Sole arbitrator in dispute over validity of a builders' lien
- Sole arbitrator in dispute alleging constructive dismissal and amounts owed to former executive
- Sole arbitrator in domestic energy dispute between energy company and service provider
- Sole arbitrator in domestic shareholder dispute
- Arbitrator/mediator in commercial dispute regarding common ownership of multiple related businesses
- Member of arbitration panel in domestic energy purchase and sale dispute
- Sole arbitrator in *Canada Transportation Act* Final Offer Arbitration
- Member of arbitration panel in health care dispute
- Mediator in many mediations involving disputes in the areas of energy and natural resources, professional liability, employment, corporate, commercial law and securities law