

HON. MARTIN H. FREEDMAN, Q.C., C. ARB

Freedman Arbitration

September 2017-present

Arbitration and mediation of commercial and corporate disputes and labour relations disputes.

MLT Aikins LLP

Counsel, September 2012-September 2017

Practice focussed on arbitration and mediation of commercial and corporate disputes and labour relations disputes.

Judge of Manitoba Court of Appeal

July 2002 – September 2012

Aikins, MacAulay & Thorvaldson

Managing Partner, 1991 – 2001, Partner, 1969 – 1975, 1977 – 2002

Public Service of Canada

Chief Counsel to the Canadian Government's Royal Commission on Corporate Concentration, September, 1975 – March, 1977

Asper, Freedman & Co.

Partner, 1963 - 1968

Arbitration/Mediation experience, 1978-2002, 2012-present

Commercial/Corporate

Sole arbitrator, chair, or party nominee, in a broad range of commercial arbitrations including corporate and contractual disputes, contract

interpretation, construction claims, shareholder disputes, partnership disputes and others.

Representative arbitrations include proceedings under UNCITRAL Arbitration Rules involving multi-national corporate dispute and contract interpretation, damage and delay claims in complex construction projects, allocation of costs in major construction project, gas supply and pricing contract dispute, contractual disputes between governments and private parties, and shareholder/partner disputes.

Sole mediator in corporate and commercial disputes, including construction disputes, shareholder disputes, commercial litigation cases and others.

Former Canadian representative on panels for binational dispute settlement mechanism under Canada/US Free Trade Agreement and North American Free Trade Agreement. Member of panels in cases in Washington, D.C.

Background includes extensive legal experience over many years in corporate and commercial transactions representing private interests and public agencies in mergers, acquisitions, financings and a wide range of transactions, at the local, national and international levels.

Former Director: Russel Metals Inc.; Clarica Life Insurance Company; Tri-White Corporation; New Flyer Industries Ltd.

Labour Relations

Extensive experience in Manitoba, Alberta and Saskatchewan as sole arbitrator and as chairperson of arbitration boards in labour relations disputes. Conducted cases in Ontario and Northwest Territories.

Arbitrations conducted and awards written on a wide range of issues, including discipline, lay-off, promotion/job selection, job classification, accommodation of disabled employees, workplace harassment, pension rights, disability insurance, health and safety matters and many others. Interest arbitrations include police, crown attorneys, nurses, medical residents, firefighters and teachers, and private sector industries.

Formerly designated arbitrator in many collective agreements in both the Federal and Provincial jurisdictions, and the public and private sectors.

Formerly designated on list of arbitrators (Manitoba) maintained by Manitoba Labour Board, based on the recommendation of Labour/Management Review Committee, and on list of arbitrators (Ontario) established by the Ontario Minister of Labour on the recommendation of the Labour-Management Advisory Committee.

Chair, 2000 Judicial Compensation Committee (Manitoba)

Professional recognition

Distinguished Service Award, Manitoba Bar Association, 2001; First Excellence Award in Law (1998), awarded by the Canadian Friends of the Hebrew University; Chartered Arbitrator, 1996; Queen's Counsel, 1974; Gold Medal in Law, University of Manitoba; Gold Medal, The Law Society of Manitoba; Isbister Scholarship; Lt. M.M. Soronow Prize; The Carswell Co. Ltd. Prize; Special Law Society of Manitoba Prize; The Canada Law Co. Book Prize; The Margaret Hypatia Crawford Scholarship; The Honourable Mr. Justice Hudson Prize.

Involvements and Affiliations

Former member of Board of Directors or executive member of community organizations, including: Health Sciences Centre; The Manitoba Cancer Treatment and Research Foundation; Royal Winnipeg Ballet; Alumni Association of University of Manitoba; Manitoba Heart Foundation; Canadian Civil Liberties Association (Manitoba Branch); Canadian Friends of Hebrew University (Winnipeg Branch); Winnipeg Symphony Orchestra; Associates of Faculty of Management of University of Manitoba; Arbitration and Mediation Institute of Manitoba.

Education

University of Manitoba, LL.B., 1963

University of Manitoba, B.A., 1958

Professional Activities

Presentations: Lecturer on legal and business matters to various organizations, including: Centre for Labour-Management Development; Canadian Tax Foundation; Canadian Bar Association; Bar Admissions Course of the Law Society of Manitoba; University of North Dakota Law School; Institute of Chartered Accountants; Legal-Accounting Institute of Manitoba; Estate Planning Seminars; Corporate Law Seminars; Continuing Legal Education Seminars.

Legal Teaching: Lecturer, Faculty of Law, University of Manitoba (1963 - 1983); Lecturer in Civil Practice and Procedure, and in Legal Institutions (1963 – 1970), in Legal Aspects of Business Planning (1971 – 1976), in The Corporation in Modern Society (1977 – 1979) and in Competition Law (1982 and 1983).

Legal Writing: Judicial decisions in various law reports (2002 – 2012); Labour arbitration awards in arbitration reports and journals (1980 – 2002, 2013 -); Cases and materials on “Competition Law”, 2 Volumes (1982-83), University of Manitoba; “Canadian Merger Law and Proposals” in Commercial and Competition Law”; Isaac Pitblado Lectures (1978), p.117; “The Discipline and Judicial Committees” in “The Law Society of Manitoba 1877 – 1977”, Peguis Publishers (1977); “Non-Lawyers as Benchers of The Law Society of Manitoba” International Bar Journal (1979), Manitoba Bar News (1974); Tax Aspects of Home Ownership; Butterworth and Co. (Canada) Ltd., Law Book Publishers (1974); “Transfer of Business to Second Generation” in “Advising the Small Business Man”, Isaac Pitblado Lectures (1973), p.83; Cases and Materials on “Legal Aspects of Business Planning” (1971 – 1976), University of Manitoba; “Infants and the Corporation” in “The Law and the Minor”, Isaac Pitblado Lectures (1970), p.28; Casebook on “Legal Institutions” (1970), University of Manitoba; “The Integration of Estate Tax and Gift Tax” Canadian Bar Association, Manitoba Branch (1970 papers), p.31; “Solicitor-Client Privilege”, Canadian Bar Journal (April, 1969), Manitoba Bar News (December, 1968); “Expert

Witness Fees”, Manitoba Bar News (1966), Vol. 36; “Capital Gains”, Manitoba Law Journal (1963), Vol. 1.

Professional Associations: Call to Bar, Manitoba, 1963. Life Bencher and member, The Law Society of Manitoba (President, 1978 – 1979); ADR Institute of Canada Inc.; Former member of Manitoba Bar Association, Canadian Bar Association. Former Director, Federation of Law Societies of Canada.

Hon. Martin H. Freedman, Q.C., C. Arb

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