

PANEL Y: Canada North: Deemed Trust v. Priming Charges



The Honourable Mark Schrager, Cour d'appel du Québec

Mr. Justice Mark Schrager was appointed to the Québec Court of Appeal on June 13, 2014, after serving on the Québec Superior Court from February 2011. He was coordinator of the Commercial Division; served on the board of directors of the Conference of Superior Court Judges of Québec, member of the organizing committee the NJI insolvency conference. Justice Schrager was the delegate of the Superior Court to the liaison committee of the Montréal Bar Commercial Division. He is a member of the editorial board of ARIL. Before appointment to the judiciary, he was a partner in the firm of Davies, Ward, Phillips & Vineberg. From 1980 to 2004, he was partner at Goldstein, Flanz and Fishman, primarily insolvency and financial restructuring, commercial litigation and asset-based lending. He holds a diploma of collegial studies, McGill University, 1973, an LL.L., University of Montréal, 1976, and is a recipient of the Governor General's gold medal. In 1978, he received a Commonwealth Scholarship tenable at Oxford University, obtaining a Master's degree (B.C.L. Oxon) in 1980. He was called to the Québec Bar in 1977.



Randal Van de Mosselaer, Osler Hoskins & Harcourt LLP, Calgary

Randal Van de Mosselaer practises in the areas of insolvency, restructuring and commercial litigation. He has represented clients before all levels of the courts in both Alberta and Saskatchewan, as well as in the Supreme Court of Canada. Randal's practice includes a broad range of insolvency, restructuring, and commercial litigation matters, including representing and advising debtors, secured and unsecured creditors; and other stakeholders in Companies' Creditors Arrangement Act proceedings, receiverships and bankruptcies, as well as representing and advising court-appointed officers including monitors, receivers and trustees in bankruptcy. He has also dealt with numerous fraudulent conveyance and preference claims, as well as mortgage foreclosure actions. Randal has represented clients on commercial litigation matters, including energy/oil and gas disputes, contractual disputes, shareholders' disputes, real estate disputes, and professional negligence claims. After being admitted to the Saskatchewan Bar in 1993, Randal clerked with Mr. Justice Major of the Supreme Court of Canada in 1994.



Mary Buttery, Q.C., Cassels Brock & Blackwell LLP, Vancouver (IIC)

Mary Buttery has gained national recognition for her involvement in countless significant insolvency files. Specializing in the area of commercial insolvency, Mary represents financial institutions, debtors and creditors, receivers and trustees in matters related to debt restructuring, corporate reorganizations, loan workouts, fraudulent preference actions, bankruptcy and receiverships. Mary has extensive experience in many different sectors, most notably, mining, retail, real estate, forestry and natural resources. Mary regularly advises clients who are experiencing financial difficulty, or whose customers' or suppliers' insolvency affects their business. In addition, Mary is an experienced commercial litigator, with expertise in the enforcement of foreign judgments, debt enforcement and fraud. She has appeared in all levels of the Ontario and British Columbia courts, the Federal Court, and has been lead counsel in the Supreme Court of Canada. Mary is recognized by numerous legal directories as a leader in her field and has served as an adjunct professor of Law at the University of British Columbia, where she taught insolvency law to upper-year students. She has also authored several articles on varied topics in her area of practice.



Kelly Bourassa, Blake, Cassels & Graydon LLP, Calgary (IIC)

Kelly Bourassa is head of the Restructuring & Insolvency group at Blake, Cassels & Graydon LLP in Calgary. She is an experienced insolvency lawyer who advises clients in all aspects of complex commercial reorganizations, in- and out-of-court work-outs, receiverships and other enforcement of security, representing lending syndicates, debtors, purchasers, secured and unsecured creditors and court officers in domestic and cross-border cases. Kelly is recognized as a leading lawyer in: Chambers Canada; Chambers Global; The Legal 500 Canada; The Best Lawyers in Canada; The Canadian Legal Lexpert Directory; and Benchmark Canada. She is the Western Editor of the Canadian Bankruptcy Reports. Kelly is a member of the Insolvency Institute of Canada and sits on the board of directors of the IIC, she is VP Conferences of the Turnaround Management Association and a member of the American Bankruptcy Institute, Law Society of Alberta and Law Society of Upper Canada.
