



### Katrina Edgerton-McGhan

#### Counsel

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#### Calgary

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Katrina has a commercial litigation practice with deep experience in complex litigation, regulatory work, and insurance.

Katrina has extensive commercial litigation experience in a broad range of sectors, including fraud, insurance, utilities, life sciences, education, tech, procurement, finance, and securities. She focusses on intensive and high publicity matters with organizations and individuals under scrutiny and with tight timelines. Katrina starts every matter with client's desired outcomes and brings strong courtroom skills together with a multi-disciplinary and tactical approach to achieve success.

Katrina has experience in both litigation and regulatory work, and is comfortable working in courtroom and tribunal environments, and on matters that span across venues and jurisdictions. Katrina also has extensive experience with complex insurance litigation, regulatory work, and advising, having spent many years in an insurance boutique firm, where she was co-head of the complex litigation practice group.

In 2020, Katrina was named a Lexpert Rising Star, an award recognizing a select group of nationally leading lawyers under the age of 40 for their professional excellence, effective leadership, and commitment to their communities. Katrina was also listed as a 2021 Rising Star in the area of Dispute Resolution by *The Legal 500 Canada* and as a Lawyer to Watch (Litigation Corporate/Commercial) in the 2020 *Canadian Legal Lexpert Directory*.

Katrina is an extremely committed pro bono diversity and inclusion advocate, particularly in the areas of equity and diversity in traditionally male dominated industries. She was recently appointed by the Law Society to the Equity, Diversity & Inclusion Advisory Committee. She is Chair of the Board of Directors of Women+Power, an organization that supports the advancement of women in the utilities space. In addition to this, she is treasurer of the board of Lawyers for Equity, Access and Diversity (LEAD) Alberta and is the Director of Communications for Help with Debt Alberta, an initiative that assists individuals in financial distress with free legal and financial advice. Katrina is an active mentor formally and informally, and participates in mentorship through the CBA, AWL and the Law Society.

- Litigation, Arbitration and Investigations
- Corporate and Securities Litigation
- Insurance
- Government Contracting

English

## LANGUAGES SPOKEN

- English

## EXPERIENCE

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- Representation of various organizations undergoing high profile financial and governance investigations.
- Representation of directors and officers in a high-profile \$125 million claim involving Companies Creditors Arrangement Act proceedings, multijurisdictional securities commission proceedings and multijurisdictional class action proceedings, including a precedent-setting decision by the Alberta Securities Commission in respect of a stay of proceedings, upheld on appeal.
- Representation of an airline in a high profile judicial review of an RFP process valued at \$1B. Complex, multi-party action with an injunction, two appeals, seven applications, media and political management.
- Representation of a school board in a high-profile judicial review proceeding.
- Representation of a beneficiary in one of Alberta's largest estates, including a successful and precedent setting decision at the Alberta Court of Appeal respecting the enforceability of No Contest Clauses.
- Representation at a lengthy trial successfully defending the owners of a signature Calgary office tower against 8 million in builders lien claims for millwork, including resolution of several costs and ancillary matters, an appeal and cross-appeal.
- Representation trial defending welders for the contracted for construction of a turnkey pump package, including defence of personal charges of fraud.
- Successful representation of a university and individual executives and employees against several related \$2.5 billion claims, including multiple appearances respecting affirmation of a complete dismissal of the Actions at the Court of Appeal.
- Representation of a foreign engineering company that oversaw the construction of a heavy oil tank farm in Fort McMurray, Alberta in respect of a \$70 million claim arising from roof collapses at 2 tanks. This included defence of Occupational Health and Safety charges against the company and officers, as well as a resulting civil action.
- Successful representation of and settlement of claims against directors and officers of a failed oil and natural gas service and supply company. Defence involved Canadian and US bankruptcy proceedings, multi-Provincial securities commissions proceedings, US Securities and Exchange Commission proceedings and multijurisdictional class action proceedings (claims of \$300 million).
- Successful representation and settlement of claim against directors and officers in Alberta's largest fraud case at the ASC (\$60 million), involving purported oil sands technology and gold mine investors.
- Representation of a regional air carrier in a \$5 million dollar action for damages for conspiracy and wrongful interference with economic relations, with the result being negotiation of an early discontinuance without costs.
- Successful extrication of the insurers from multiple complex actions for \$10 million under a financial advisor's E&O policy for a failure to cooperate on the part of the insured. Defence legal fees expended by our client prior to our involvement was in excess of \$1.5 million.

## PUBLISHED DECISIONS

- *Re Lutheran Church-Canada, the Alberta-British Columbia District*, 2019 ABASC 43
- *Mawhinney v Scobie*, 2019 ABCA 76
- *Martinez v. Chaffin et. al.*, 2018 ABCA 244
- *Architectural Millwork & Door Installations Inc. v. Provincial Store Fixtures Ltd.*, 2017 ABQB 390
- *Anderson Estate (Re)*, 2016 ABQB 683
- *ET v Rocky Mountain Play Therapy Institute Inc.*, 2016 ABCA 320
- *Allen v University of Lethbridge Students' Union* , 2013 ABCA 176
- *Allen v. Gray*, 2012 ABQB 66
- *Wiens v. Dewald*, 2012 ABQB 172
- *Weins v. Dewald*, 2011 ABQB 400
- *Voorhorst v. Canadian Soccer Association*, 2011 ABCA 74
- *Arbour Energy Inc., Re*, 2009 ABASC 199
- *Arbour Energy Inc., Re*, 2009 ABASC 290
- *Arbour Energy Inc., Re*, 2009 ABASC 428

## CREDENTIALS

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### Admissions

- Alberta, 2009

### Recognitions

- Lexpert Rising Stars: Leading Lawyers Under 40 in Canada, 2020
- *The Legal 500 Canada* (Dispute Resolution), Rising Star, 2021-2022
- *Canadian Legal Lexpert® Directory* (Litigation - Corporate/Commercial), Lawyers to Watch, 2020-2021

### Education

- LL.B., University of Victoria, 2008
- B.A. (Distinction) , University of Victoria, 2005

### Memberships

- Law Society of Alberta
- Canadian Bar Association
- Calgary Bar Association
- Women + Power Society
- Association of Women Lawyers, Calgary
- Lawyers for Equity, Access and Diversity (LEAD) Alberta

### Community Involvement and Other

- Boards - Legal:
  - Appointed by the Law Society to the Equity, Diversity & Inclusion Advisory Committee
  - Association of Women Lawyers (Past)
- Community Boards:
  - PTA – Scarboro Preschool, Sunalta School
  - Cochrane and Area Humane Society (Past), Chair, Risk Management
  - Parents and Children Together (PACT) Calgary (Past)
  - Children and Family Counselling Agency (Past)
- Volunteer:
  - Participant in Women In Law Leadership Education Focus Group respecting Women in Law Leadership/Law Society of Alberta joint programming
  - Calgary Legal Guidance Clinic
  - Law Society Mentorship Program
  - AWL Mentorship Program
  - CBA Mentorship Program
  - University of Calgary Moot Team – annual judge

## INSIGHTS

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## Publications

### Economic relief for Calgary business owners impacted by COVID-19 (Canada)

27 MAR 2020

Canadian governments have implemented numerous measures to assist business owners economically affected by COVID-19. This article outlines the measures for business focused relief available to Calgary business owners from the federal, provincial, and municipal governments.

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## Events

- Speaker, "Legal Updates on Securities Class Actions," CBA, Alberta Securities Law Section, South Meeting, November 20, 2019
- Co-speaker, 9th Annual Securities Symposium, The Advocate's Society, September 5, 2019

## NEWS

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### DLA Piper Canada recommended by *Legal 500 Canada 2022*

12 November 2021

DLA Piper (Canada) LLP and its lawyers have been recommended in the latest edition of the *Legal 500 Canada*.

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### DLA Piper Canada teams up with Women+Power to work towards a more diverse and inclusive power industry

3 May 2021

DLA Piper Canada is proud to team up with Women+Power, an organization dedicated to creating a more diverse and inclusive power industry and to increasing the representation of women in that industry.

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### DLA Piper Canada has strong showing in 2021 *Canadian Legal Lexpert Directory*

22 April 2021

DLA Piper (Canada) LLP has increased their rankings in the Canadian Legal Lexpert Directory for the third consecutive year.

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### Katrina Edgerton-McGhan named a 2020 Lexpert Rising Star

16 November 2020

DLA Piper (Canada) LLP is pleased to announce that Katrina Edgerton-McGhan from the firm's Calgary office has been named a 2020 Lexpert Rising Star.

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### DLA Piper (Canada) LLP recognized in the 2021 edition of the *Legal 500 Canada*

13 November 2020

DLA Piper (Canada) LLP and its lawyers have been recognized as industry leaders across multiple practice areas in the latest edition of the *Legal 500 Canada*.

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### **DLA Piper (Canada) LLP increases rankings in the 2020 *Canadian Legal Lexpert Directory***

24 APR 2020

DLA Piper (Canada) LLP is pleased to announce that we have significantly increased the number of lawyers ranked as leading practitioners in the 2020 edition of the Canadian Legal Lexpert Directory.

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### **DLA Piper Canada significantly expands Startups, Emerging Companies and Technology practice**

16 MAR 2020

With the addition of six new lawyers to our Vancouver office since the beginning of 2020, DLA Piper Canada has significantly expanded upon its capabilities in the Startups, Emerging Companies and Technology practice.

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