



Kris Borg-Olivier B.A. (Hons.), J.D.
Partner

p: 416.646.7490 **f:** 416.646.4301
e: kris.borg-olivier@paliareroland.com

Kris has a broad litigation practice with a particular focus on commercial and civil litigation. He has a keen analytical mind that allows him to tackle the most complex legal problems with clarity and creativity.

Kris approaches all his cases, whether large or small, with a view to achieving the best outcome for his clients in the most efficient way possible. His clients appreciate his ability to help them through difficult times with a calm and direct manner.

Kris practiced in New York for a number of years prior to returning home to Toronto, and his American legal experience is often called upon in cross-border matters.

Representative Work

- Kris's litigation practice is very diverse, including large complex commercial litigation, class actions, and all manner of business disputes, including shareholder oppression cases.
- Rob Centa, Kris Borg-Olivier and Denise Cooney successfully represented Brandon Moyses in proceedings brought by Mr. Moyses's former employer in *The Catalyst Capital Group Inc. v Moyses*.

They successfully defended the employee in contempt proceedings in which Mr. Moyses's former employer sought to have him sent to prison for breach of a court order (2015 ONSC 4388 (CanLII), <http://canlii.ca/t/gm3x1>). Subsequently, they successfully moved to have the employer's appeal to the Court of Appeal from that decision quashed (2015 ONCA 784 <http://canlii.ca/t/gm3x1>) and to the Divisional Court dismissed today (2016 ONSC 554 (CanLII), <http://canlii.ca/t/gn1mk>).

At the trial of the action, the plaintiff advanced the tort of spoliation against Mr. Moyses, the first time such a claim had been advanced to trial in Ontario. The court dismissed the action against Mr. Moyses in its entirety (2016 ONSC 5271 (CanLII), <http://canlii.ca/t/gt24t>). Mr. Moyses was wholly successful on appeal. The Court of Appeal for Ontario dismissed the appeal from the trial judge, and the motion for leave to appeal the costs decision (*The Catalyst Capital Group Inc. v Moyses*, 2018 ONCA 283 (CanLII), <http://canlii.ca/t/hr4gx>).

Education:

Harvard, J.D., 2000

Bar Admissions:

Ontario, 2006

New York, 2001

Professional Affiliations:

The Advocates' Society

Kris Borg-Olivier

B.A. (Hons.), J.D.

Partner

p: 416.646.7490 **f:** 416.646.4301

e: kris.borg-olivier@paliareroland.com

Accolades

- Recognized in 2020 and 2021 *Canadian Legal Lexpert Directory* as *Consistently Recommended* - Litigation - Corporate Commercial
- Recognized by *Benchmark Litigation* as 2020 Litigation Star
- Recognized by *Benchmark Litigation* as 2019 Future Litigation Star

Publications and Presentations

- Ontario Bar Association – Fundamentals of Civil Motions (Presentation)