

MATTHEW G. MOLOCI

CURRICULUM VITAE

PROFESSIONAL EXPERIENCE

1999
to present

SCARFONE HAWKINS ^{LLP}
Barristers and Solicitors
One James Street South, 14th Floor
Hamilton, Ontario
L8N 3P9

Associate – 1999 – 2007

Partner – 2007

Practice areas: bankruptcy/insolvency, commercial,
construction, employment, estates and class action litigation

Carriage of complex litigation matters through trial and
appeal

Mentoring associates and students

1998 – 1999

PENMAN & PENMAN ^{LLP}
Barristers and Solicitors
206-4195 Dundas Street West
Etobicoke, Ontario
M8X 1Y4

Associate lawyer

Client development, law firm administration and carriage
and management of litigation matters

Practice areas included: personal injury, employment,
family, commercial, construction lien and estates
Some experience in corporate/commercial, real estate and
estate matters

1996 - 1997

STEWART, ESTEN ^{LLP}
Barristers and Solicitors
100 Collier Street
Barrie, Ontario
L4M 4V3

Student-at-law

Experience in civil litigation, including: drafting pleadings and motions; appearing on motions; carriage of small claims matters through to trial

Conduct of legal research; solicitor account collections

1996

PENMAN & PENMAN ^{LLP}
Barristers and Solicitors
206-4195 Dundas Street West
Etobicoke, Ontario
M8X 1Y4

Summer Student

Experience included: attending on real estate closings; conducting research; and client interviews

1995

MILLER THOMPSON ^{LLP}
Barristers and Solicitors
Toronto, Ontario

Summer Student

Assisted with the research and writing of John Sproat's textbook on constitutional law and the *Charter of Rights and Freedoms*

Co-author: "Non-Competition and Non-Solicitation Agreements", with John Sproat, Federated Press, Executive Employment Law seminar

1985-1993

TNT CANADA INC./ TRANSFREIGHT INC.

Manager, Specialized transportation and logistics

Eight-year career in specialized transportation and logistics

General management of successful operating division

EDUCATION

February 26, 1998

Called to the Ontario Bar, Law Society of Upper Canada

1993-1996

Bachelor of Laws, Dalhousie University

1984-1986

Sheridan College of Applied Arts and Technology
Motor Carrier Administration

NOTABLE CASES

CIVIL LITIGATION

Shekhdar v. K & M Engineering and Consulting Corporation (2004), 71 O.R. (3d) 475 (S.C.J.). Lead counsel at trial and on appeal.

Schaible Electric Ltd. v. Melloul-Blamey Construction Inc., [2004] O.J. No. 3088, affirmed [2005] O.J. No. 3226 (C.A.). Lead counsel at trial and on appeal.

Choquette v. 995146 Ontario Ltd. [2004] O.J. No. 3593 (C.A.). Lead counsel at trial and on appeal.

CLASS ACTIONS CERTIFICATION AND SUCCESSFUL RESOLUTIONS

Carriere v. Bell Canada, [2006] O.J. No. 2360. Counsel through to motion seeking certification of class proceeding.

McCutcheon v. The Cash Store Inc., [2006] O.J. No. 1860. Counsel through to motion seeking certification of class proceeding (under appeal).

McArthur v. Canada Post Corp., [2004] O.J. No. 1406. Counsel through to motion seeking certification and court approval of settlement of class proceeding.

Directright Cartage Ltd. v. London Life Insurance Co., [2001] O.J. No. 4073. Counsel through to motion seeking certification and court approval of settlement of class proceeding.

Gibbs v. Canada Life Assurance Co., [2001] O.J. No. 6269. Counsel through to motion seeking certification and court approval of settlement of class proceeding.

Humphreys et al. v. Select Financial et al., (Hamilton Court file No. 01-3510CP) (Unreported)
Counsel through to motion seeking certification and court approval of settlement of class proceeding.

CURRENT CLASS PROCEEDINGS

Kafka et al. v. Allstate Insurance Company
This proceeding is brought on behalf of all Allstate agents across Canada who were employed by Allstate as of July 27, 2007 and who were constructively dismissed

Robinsons v. Rochester Financial et al.
This proceeding is brought on behalf of persons who participated in the Banyan Tree Gift Program, a leveraged charitable donation program, for taxation years 2003-2007

*IN THE MATTER OF S. 18.6 OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C. 1985, C. c-36,
AS AMENDED AND IN THE MATTER OF GRACE
CANADA, INC.(Zonolite Attic Insulation ("ZAI"))*

We were appointed as Representative Counsel by Order of

Farley, J., dated February 8, 2006 to act on behalf of all Canadians who have been exposed to asbestos as a result of installation of ZAI in their homes.

Cotton et al. v. Michaels Stores Inc.

This proceeding is brought on behalf of persons in Canada who were/are former employees/employees of Michaels who worked in excess of 44 hours in any given week without receiving overtime pay