


# Milton A. Davis

## Partner

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 Services provided through a professional corporation



Milton Davis was called to the bar in 1978. Since that time he has practiced in the area of commercial litigation specializing in banking and real estate litigation, corporate and shareholder disputes, mortgage remedies and professional negligence claims.

Milton was certified as a specialist in civil litigation in 1985. He has been involved as counsel in over 200 reported decisions, at all levels including the Supreme Court of Canada. He has acted as counsel in an extensive number of leading cases involving professional negligence by lawyers and other professionals.

Milton has also acted in many significant real estate and mortgage cases at both the trial and appellate level. In March 2012, he argued the first real estate case heard by the Supreme Court of Canada in 15 years. Two of the foremost appeals in Canada involving shareholders rights were successfully argued by Milton.

In addition to his courtroom experience, he has acted to recover millions of dollars for plaintiffs in lawyer malpractice cases. He has successfully prosecuted to trial or settlement, more than forty of these cases. Amongst those cases are precedent setting decisions that have defined the standard of care for lawyers practicing in various fields. He has also successfully defended lawyers and other professionals in malpractice claims.

For over thirty years, Milton has represented some of the largest financial institutions in Canada. Accordingly, he continues to be on the recommended list of counsel for one of Canada's largest banks.

Since his call to the bar in 1978, Milton has been a frequent lecturer and instructor at the Law Society of Ontario and at the Osgoode Hall Law School, Trial Advocacy Program. He was a lecturer in civil procedure and trial advocacy for the Bar Admission Course from 1985 to 1990. He has lectured and written extensively in the areas of real estate, mortgage remedies, injunctions, civil procedure, evidence, and trial advocacy. He was a lecturer at the Canadian Bar Association Annual Institute in 1985, 1999 and 2000 and author of the 2014 and 2022 editions of Halsbury's Laws of Canada - Debtor and Creditor.

## Education & Memberships

### EDUCATION

**Called to the Ontario Bar, 1978**

**University of Windsor, LL.B., 1976**

**York University, B.A., 1973**

## Awards & Recognition

**2024 Law Society Medal**

**The Best Lawyers™ in Canada**  
[Legal Malpractice Law](#)

## Professional Designations

**Certified Specialist in Civil Litigation, 1985**

## PRACTICE AREAS

**Litigation and Dispute Resolution**

**Commercial Litigation**

Insolvency and Restructuring

Real Estate Litigation

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## Recent Insights

### LITIGATION AND DISPUTE RESOLUTION

**Milton Davis named a recipient of the 2024 Law Society Medal.**

Announcement

### CORPORATE COMMERCIAL

**41 Lawyers Profiled Across 24 Areas of Law in The Best Lawyers in Canada, 2024**

Announcement, Recognition

### CREDITOR'S AND DEBTOR'S RIGHTS

**Halsbury's Laws of Canada - Debtor and Creditor (2022 Reissue)**

### LITIGATION AND DISPUTE RESOLUTION

**Avoiding the Garden Path of Mathematics with the Barometer of Fairness**

Article

### LITIGATION AND DISPUTE RESOLUTION

**Trial or Summary Judgment?**

### LITIGATION AND DISPUTE RESOLUTION

**Bhasin V. Hrynew and the Duty of Good Faith: Evolution or Revolution?**

Article

### LITIGATION AND DISPUTE RESOLUTION

**What's So Good About Good Faith?**

### LITIGATION AND DISPUTE RESOLUTION

**Preparing for Tender**

### ARBITRATION AND ALTERNATIVE DISPUTE RESOLUTION (ADR)

**Arbitrations In Ontario - A Primer**

### LITIGATION AND DISPUTE RESOLUTION

**2054476 Ontario Inc. v. 514052 Ontario Limited 2009 CanLII 2037 (ON S.C.)**

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