



Jennifer Davis, Associate

McLennan Ross LLP - Edmonton Office
600 McLennan Ross Building, 12220 Stony Plain Road
Edmonton, Alberta
T5N 3Y4 Canada

Phone: 780.482.9138
Fax: 780.482.9100
Email: jdavis@mross.com
<http://www.mross.com>



Jennifer's practice focuses on litigation, insurance and risk management, construction, privacy, and health law. Motivated by her desire to understand her clients and provide them with comprehensive and proactive solutions, Jennifer enjoys finding cost-effective and creative solutions to address her clients' legal needs.

Jennifer represents corporations and individuals on variety of commercial litigation disputes, including small claims matters and those involving property damage, negligence, and contractual disputes. She also works with a number of national insurers on a variety of insurance matters including commercial builders liability, property damage, and product and services liability claims. Jennifer has experience working multi-party files, and regularly represents both homeowners and homebuilders in construction related matters.

Jennifer has appeared in both the Provincial Court and the Court of Queen's Bench. She also has experience with alternative dispute resolution, including mediations and judicial dispute resolutions.

Education:

- J.D., University of Calgary
- B. Comm., University of Alberta
- B.A., University of Alberta

Professional Associations, Affiliations and Community Activities:

- Member, Canadian Bar Association
- Health Law Section

- Construction Law Section
- Member, Edmonton Bar Association
- Civil Claims Duty Counsel Project Volunteer, Pro Bono Law Alberta
- Founding Member and former Case Management Officer, PBSC Innocence Project
- Former Board Member, Prosper Place

PUBLICATIONS & PRESENTATIONS

Publications:

- "Reopening Recreation – Sports Teams, Fitness Studios and Gyms – Guidance for Stage 2 of Alberta's Relaunch", Mandy Kinzel & Jennifer Davis, *McLennan Ross E-mail Alert*, 2020
- "Drones - A New Frontier of Privacy and Liability is Taking Flight", Jennifer Davis and Cynthia Aoki, *McLennan Ross Legal Counsel Newsletter*, 2016
- "Physicians Vote to Help Bring Stability to Province's Healthcare", Nathaniel Brenneis and Jennifer Davis, *Risk Management in Canadian Health Care*, 2016
- "The Duty to Defend: Clear Policy Exclusions Prevail", Jennifer Davis and Kathleen Garbutt, *McLennan Ross E-Mail Alert*, 2016
- "Pollution Exclusions in Commercial General Liability Policies", Jennifer Davis and Kathleen Garbutt, *Construction Business*, 2015
- "Update: Requests For Voluntary Advance Payments From Insurers", Jennifer Biernaskie and Jennifer Davis, *McLennan Ross E-Mail Alert*, 2014
- "Requests for Voluntary Advance Payments from Insurers", Alexis Moulton and Jennifer Davis, *McLennan Ross E-Mail Alert*, 2014

Presentations:

- "Fraud, Corporate, and Privacy Law: A McLennan Ross Field Trip", McLennan Ross Seminar, 2020
- "Insurance & Risk Management Trends & Updates", McLennan Ross Seminar, 2018
- "Privacy Issues: What an Employer Needs to Know", McLennan Ross Northern Employers Labour & Employment Webinar Series, 2016

LITIGATION

- Represented a drilling and oilfield service company with respect to asserting a lien on a property

and enforcing payment obligations.

- Represented an agricultural organization with respect to the misappropriation of land and collection of unpaid fees.
- Counsel to a firefighting and emergency services client regarding a defamation action and published false allegations.
- Provided an opinion to an insurer regarding obligations to credit companies and whether intentional and criminal acts are considered insurable losses.
- Represented a large oilfield services company with respect to a property damage lawsuit involving an oilfield truck.
- Represented an insured furniture store against claims for deficiencies and warranty issues.
- Represents a firefighting and emergency services client in defending against an injunction action by a municipality regarding first response issues.
- Represented an oil company in bringing an action against several manufacturers and suppliers of materials and products used on site which lead to the destruction of materials in a fire.
- Represents and provides opinions to insurance companies defending a variety of construction claims.
- Counsel to clients requiring assistance with collections matters.

CONSTRUCTION

- Represents owners, contractors and subcontractors regarding payment enforcement and lien work.
- Represented a home owner against a home builder for gross deficiencies in the construction of the home.
- Represents a major insurer in defending a home builder against allegations of construction deficiencies.
- Provided an opinion to a group of companies in the hospitality industry with respect to insurance losses under a fire and flood policy.
- Represents a construction and engineering company in defending against allegations of non-payment.
- Represented a scaffolding company sub-contractor to enforce unpaid invoices against the contractor.
- Represented a construction company in bringing an action against the landowner and contractors for unpaid work completed.
- Assisted senior counsel in representing a construction company with respect to builders liens matters and ongoing payment issues.
- Advises and represents clients on registering and pursuing lien rights, including builders' liens.
- Assists senior counsel with advising and representing contractors, owners, and developers in all manner of construction lawsuits including contract disputes, builders' lien matters, and delay and

negligence claims.

PRIVACY

- Provides opinion and advice on privacy law, including general privacy concerns, technology advances, interpretation of relevant legislation, privacy concerns in the workplace, and representation for privacy breaches.
- Provided an opinion to a fitness equipment supplier with regards to the use of keystroke technology to monitor employees in the workplace.
- Represented and provided an opinion to a national restaurant chain regarding video surveillance policies and privacy policies to be implemented across their organization.
- Provided an opinion to a school board with respect to an opinion under the *FOIP Act*.
- Provided an opinion to a school board regarding the necessity of background and information checks, including the privacy impact on individual applicants.

HEALTH

- Provided an opinion to a health care provider on penalties for queue jumping, medically required services, enhanced services and insured services under the Alberta *Health Care Insurance Act* and the *Health Care Protection Act* and their associated regulations.
- Assist senior counsel in providing advice and direction to the Alberta organization representing medical Residents.
- Represents health care professionals and organizations in health-related privacy issues, primarily in relation to Alberta's *Health Information Act*.