



## Ryan Krushelnitzky, Partner

### Edmonton

2500 - 10175 101 ST NW  
Edmonton, AB T5J 0H3  
T 780-423-7650  
F 780-428-9329  
[rkrushelnitzky@fieldlaw.com](mailto:rkrushelnitzky@fieldlaw.com)

### Karla Lajeunesse

Legal Assistant  
T 780-423-7643  
F 780-428-9329  
[klajeunesse@fieldlaw.com](mailto:klajeunesse@fieldlaw.com)

## Overview

Ryan Krushelnitzky acts for construction and product manufacturer clients involved in the litigation and arbitration of complex commercial disputes. With a Ph.D. in civil engineering, his background assists him in dealing with the practical and technical issues faced by his clients.

Ryan's practice is concentrated around construction law and complex contractual disputes. Ryan regularly represents construction contractors and subcontractors. He has acted on contractual disputes over progress and payment, delays, lost productivity, builders' and construction liens, construction deficiencies, tendering, and insurance/bonding. Ryan also assists his clients with contract review and general advice on construction-related matters. He has experience with industrial, infrastructure, large diameter pipeline, module, tunnelling, earthworks, civil, and commercial construction-related projects.

Ryan's practice also focuses on product liability litigation. He acts for product manufacturers and distributors involved in product liability disputes. Ryan has experience dealing with breach of warranty and negligence claims relating to allegedly defective industrial and construction equipment, farming equipment, building systems, motor vehicles, building materials and various consumer goods. He also has experience with fire losses, and other product liability matters, such as personal injury losses. He also provides advice regarding the cross-border and jurisdictional issues that often arise when international manufacturers do business in Alberta.

Ryan clerked at the Supreme Court of Canada, Canada's highest Court, working for the Honourable Justice Marshall Rothstein. Clerking gave Ryan a unique insight into the judicial decision-making process.

Ryan has been recognized in the construction law area of practice in *The Best Lawyers™ in Canada*. Recognition in *Best Lawyers™* is based on peer reviews of leading lawyers and their professional abilities.

Ryan has appeared before the Alberta Court of Justice (Provincial Court), the Alberta Court of King's Bench, the Court of Appeal of Alberta, the King's Bench for Saskatchewan, the Court of King's Bench of Manitoba, as well as *ad hoc* and ICC arbitration panels. He has experience in both domestic and international arbitrations, as well as appeared as counsel in a week-long fully virtual trial. Representative matters that Ryan has acted on include:

## Industries

Construction  
Insurance

## Services

Construction  
Builders' Liens  
Products Liability  
Litigation  
Alternative Dispute Resolution  
Real Estate  
Mediation + Arbitration

## Education

University of Alberta, 2009,  
Bachelor of Laws  
Queen's University, 2006, Doctor of  
Philosophy  
University of Alberta, 2001,  
Bachelor of Science, Civil  
Engineering

## Admissions

Alberta, 2010

- Counsel for a major international EPC contractor involved in an oil sands module construction dispute resolved by way of an *ad hoc* commercial arbitration with a month-long merits hearing
- Counsel for a major international EPC contractor involved in a wrongful termination dispute with an oil sands owner for an industrial site services contract
- Counsel for a major international EPC contractor involved in a wrongful termination dispute involving a furnace upgrade at an ethylene plant
- Representing a US-based engineering, fabrication, construction and maintenance contractor involved in a dispute with an oil sands producer over payment and delays
- Representing a large civil construction company in an arbitration over changed conditions and extras arising from a large highway upgrading project
- Counsel for a major Canadian construction and building services company involved in a dispute over the construction of a petrochemical facility that proceeded to a 3-week merits hearing as part of an ICC arbitration
- Counsel for a major Canadian construction and building service company involved in a dispute over an infrastructure project that proceeded to a week-long merits hearing as part of an *ad hoc* commercial arbitration
- Counsel defending a manufacturer in a 3-week King's Bench product liability trial, and,
- Counsel for a major farm implement manufacturer on a number of product liability related lawsuits.

### Outside the Office

Ryan is a Term Lecturer teaching law to engineering students at the University of Alberta's Faculty of Engineering.

## Experience

Pacific Atlantic Pipeline Construction Ltd v Coastal Gaslink Pipeline Ltd, 2023 ABKB 736

Canadian Pressure Testing Technologies Ltd v EllisDon Industrial Inc, 2022 ABKB 649

Hyundai Auto Canada Corp. v Engen, 2023 ABCA 85

Precision Forest Industries Ltd v Cox, 2023 ABKB 3

PME Inc v Enerkem Alberta Biofuels LP (Enerkem Alberta Biofuels GP Inc), 2021 ABQB 889

Engen v Hyundai Auto Canada Corp., 2021 ABQB 740

Twin Creek Dairy Ltd. v. CNH Industrial Canada, Ltd., 2021 SKQB 57

County of Vulcan v. Genesis Reciprocal Insurance Exchange, 2020 ABQB 93

Kowalchuk v Hyundai Auto Canada Corp., 2018 ABQB 421

KBR Industrial Canada Co v Air Liquide Global E&C Solutions Canada LP, 2018 ABQB 257

## Professional

### Defence Research Institute

#### Member

2012 - Present

### Canadian Bar Association, Insurance Law Section (North)

#### Member

2011 - Present

### Canadian Bar Association

#### Member

2010 - Present

### Law Society of Alberta

#### Member

2010 - Present

### Canadian Bar Association Alberta, Civil Litigation Section (North)

#### Member

2009 - Present

**Canadian Bar Association Alberta, Construction Law Section (North)**

**Member**

2009 - Present

## Community

Small Claims Duty Counsel, Pro Bono Law Alberta, 2012-Present

## Recognition

Listed Construction Law, The Best Lawyers™ in Canada: 2021 - 2024

Listed Product Liability Law, The Best Lawyers™ in Canada: 2022 - 2023

The Alberta Law Review, William Morrow Essay Contest, 2nd Prize: 2009

Alberta Crown Attorneys Association Prize in Criminal Procedure: 2009

The Carswell Prize in Law: 2009

George Bligh O'Connor Silver Medal in Law for graduating with 2nd highest standing , University of Alberta Faculty of Law: 2009

Jason Lang Scholarship: 2008

Alberta Law Foundation Scholarship: 2008

Louise McKinney Post-Secondary Scholarship: 2007

Blake, Cassels & Graydon Scholarship: 2007

Chief Justice S. Bruce Smith Prize for the highest standing in 1st year law : 2007

Ontario Graduate Scholarship in Science and Technology : 2005

Canadian Geotechnical Society Undergraduate Student Report Award, 2nd Prize : 2004

Canadian Geotechnical Society Graduate Student Presentation Award, 2nd Prize : 2004

Natural Sciences and Engineering Research Council of Canada Canadian Graduate Scholarship : 2003 - 2005

Natural Sciences and Engineering Research Council of Canada PGS-A Scholarship : 2001 - 2003

The Canadian Society for Civil Engineering- Edmonton and Northern Alberta Section-R.L. Gerard Student Paper Competition- 1st Prize : 2000

## News + Views + Events

January 2023 - 3 min read

[Alberta Court Finds Defendant Breached 2003 Agreement to Sell Land](#)

September 27, 2021

[Prompt Payment Legislation: The Impact on the Alberta Construction Industry](#)

July 2020 - 4 min read

[Upcoming Clarifications to Contractual Good Faith](#)

April 2020

[Uncertain Surety: Expiration of a Limitation Against a Principal is not a Defence to a Bond Claim](#)

April 2, 2020

[Business Interruption Claims Due to COVID-19](#)