



Motor Vehicle

Dan Downe

400 - 444 7 AVE SW
Calgary, AB T2P 0X8
T 403-232-1754
F 403-264-7084
dtdowne@fieldlaw.com

Peter Gibson

2500 - 10175 101 ST NW
Edmonton, AB T5J 0H3
T 780-423-7631
F 780-428-9329
pgibson@fieldlaw.com

Overview

Field Law has a wealth of experience in advising clients on claims arising out of motor vehicle collisions. We offer services related to coverage, subrogation, property loss, diminished value, section B, SEF 44, and personal injury actions.

When retained, our lawyers are quick to develop cohesive strategies in response to new approaches employed by plaintiffs to build chronic pain cases or defeat the minor injury cap. We deal with complex issues of liability, causation, psychiatric injury, credibility and evaluation of damages. We engage in settlement discussions when reasonable settlements can be reached and go to trial when reasonable settlement is not an option.

Field Law's insurance group provides services to many of North America's leading insurance companies. We educate and advocate for our clients, while providing legal services characterized by excellence and efficiency. We proactively offer training and information to our insurance clients and speak regularly to the industry to ensure that all stakeholders are kept up to date on changes relating to the law of motor vehicle insurance. We know that insurers want to help keep the premiums of their insureds as low as possible. As professional legal counsel, we can help. We have earned a reputation for our commitment to professional excellence and the respect we offer our clients, the courts, and the rest of the bar.

Experience

Bumstead v Dufresne, 2015 ABQB 787

Industries

Insurance
Law Enforcement

Services

Types of Insurance
Comprehensive General Liability
Coverage Opinions + Litigation
Insurance Litigation - Defense
Insurance Litigation - Subrogation
Litigation
Alternative Dispute Resolution

People

Dan Downe, QC,
Partner
Calgary
[ddowne@fieldlaw.com](mailto:dtdowne@fieldlaw.com)

Peter Gibson, Practice
Group Leader
Partner
Edmonton
pgibson@fieldlaw.com

Barbara Boeckx
Partner
Calgary
bboeckx@fieldlaw.com

A. Danielle Bourgeois
Partner
Edmonton
dbourgeois@fieldlaw.com

Erika Carrasco
Partner
Calgary
ecarrasco@fieldlaw.com

Justin Denis
Partner
Calgary
jdenis@fieldlaw.com

Brian Filips,
Partner
Edmonton
bfilips@fieldlaw.com

Jane Freeman
Partner
Calgary
jfreeman@fieldlaw.com

Laura MacFarlane,
Practice Group Leader,
Trademark Agent
Partner
Calgary
lmacfarlane@fieldlaw.com

Christine Pratt, QC
Partner
Edmonton
cpratt@fieldlaw.com

Doreen Saunderson
Partner
Calgary
dsaunderson@fieldlaw.com

Sharon Stefanyk, QC
Partner
Edmonton
[sstefanyk@fieldlaw.com](mailto:ssstefanyk@fieldlaw.com)

Marc Yu
Partner
Edmonton
myu@fieldlaw.com

Brian Vail, QC
Counsel
Edmonton
bvail@fieldlaw.com

Angela Beierbach
Lawyer
Edmonton
abeierbach@fieldlaw.com

Anthony Burden
Lawyer
Calgary
aburden@fieldlaw.com

Michael Doerksen
Lawyer
Calgary
mdoerksen@fieldlaw.com

Andrew Dominy
Lawyer
Calgary
adominy@fieldlaw.com

John Gilbert
Lawyer
Calgary
jgilbert@fieldlaw.com

Paul Kolida
Lawyer
Edmonton
pkolida@fieldlaw.com

J.Graham Martinelli,
Lawyer
Calgary
jmartinelli@fieldlaw.com

Chloe Mathioudakis
Lawyer
Calgary
cmathioudakis@fieldlaw.com

Orlagh O'Kelly
Lawyer
Edmonton
ookelly@fieldlaw.com

Jessica Robertshaw
Lawyer
Calgary
jrobertshaw@fieldlaw.com

Urvil Thakor
Lawyer
Calgary
uthakor@fieldlaw.com

Faiz-Ali Virji
Lawyer
Edmonton
fvirji@fieldlaw.com

Taylor Woolsey
Lawyer
Calgary
twoolsey@fieldlaw.com

Jason Wolcott
Lawyer
Calgary
jwolcott@fieldlaw.com

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December 2019

[Case Summary: Brooks v Nand](#)

October 2019

[Case Summary: Pederson v Allstate Insurance](#)

October 2019

[Case Summary: Bomford v Bomford](#)

Notable Work

Field Law has been involved in numerous leading authorities in Alberta with respect to motor vehicle collision claims:

- Counsel for the Defendant in the *Bumstead v. Dufresene*, 2015 ABQB 787, upheld in 2017 ABCA 122, leave denied 2017 CanLII 78691 (SCC) where the Courts clarified the law regarding causation, and provided commentary on the standard of review in cases involving allegations of chronic pain.
- Represented a defendant in *Blicharz v. Livingstone*, 2014 ABQB 373, where the plaintiff was awarded less than the Minor Injury Regulation cap on general damages.
- Represented a defendant in *Knibb v. The Carstairs Battle Cats*, 2013 ABQB 754 upheld in 2014 ABCA 303, where the Court clarified the application of the Limitations Act to third party claims.
- Run several trials regarding diminished value including the *Bustos v. Tardif*, 2015 ABQB 202 decision, where the Court of Queen's Bench clarified the evidentiary burden on plaintiff's seeking to advance diminished value claims.