



Bay Adelaide Centre – East Tower  
22 Adelaide Street West, Suite 3600  
Toronto, Ontario M5H 4E3  
T 416.865.6600 F 416.865.6636 www.grllp.com



## Kenneth Jull

Partner

T 416.865.2964

F 416.865.6636

E [kjull@grllp.com](mailto:kjull@grllp.com)

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### Expertise

Business and Corporate Commercial

Litigation and Dispute Resolution

Technology

Compliance and Risk Solutions

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### Education

- Osgoode Hall Law School, LLM, 1985
  - Osgoode Hall Law School, LLB, 1981
  - University of Toronto, BA (with distinction), 1978
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### Bar Admission

- Ontario, 1984

### Executive Summary

Mr. Jull is a Partner at Gardiner Roberts LLP and completed a two-year interchange with the Competition Bureau Legal Services in Ottawa in the position of General Counsel from 2016-2018. Mr. Jull is the co-author of *Profiting From Risk Management and Compliance* (Thomson Reuters 2023, Co-Author is the Honourable Todd Archibald). A Student Edition of this text is used in a course taught by Mr. Jull at the University of Toronto, Faculty of Law, entitled “Financial Crimes and Corporate Compliance” and at the graduate level at Osgoode Hall Law School.

Mr. Jull conducts compliance reviews and litigates disputes which have a compliance component. This risk and compliance practice includes mergers and acquisitions review and spans a spectrum of diverse subject areas ranging from competition law to regulatory standards in areas such as the environment and telecommunications. As part of risk management, Mr. Jull provides advice to organizations with respect to a due diligence matrix for compliance. The matrix is based on a mathematical model which incorporates new behavioral research.

Mr. Jull has litigated cases at all levels of Courts including the Supreme Court of Canada and Courts of Appeals in areas including constitutional and tax law, telecommunications, securities oppression, environmental offences, misleading/deceptive advertising and civil/ criminal fraud.

Mr. Jull is listed in the Who’s Who Legal-Canada Report 2022, Business Crime Defence. Mr. Jull is a Graduate of University of Toronto (Victoria College) 1978, Osgoode Hall Law School, (LL.B., 1981) (LL.M., 1985).

### Representative Work

- *Ontario (Ministry of Labour, Immigration, Training and Skills Development, “MOL”) v. The Econo-Rack Group Inc.*, 2025 CarswellOnt 5005, 2025 ONCJ 190 -(Counsel for Econo-Rack). Note that the MOL withdrew the charges on October 10, 2025
- *Provenzano v. Central Lake Ontario Conservation Authority*, 2025 ONSC 2930
- *Provenzano v. Central Lake Ontario Conservation Authority*, 2024 CarswellOnt 16606
- *Baron et al v. Halton Region Conservation Authority*, 2023 ONSC 5568
- *Halton Region Conservation Authority v. Thomas*, 2023 ONSC 5404
- *Counsel for HSC Holdings Inc. re purchase from Mercedes-Benz Canada Inc. (4411 NAL 2022-01)*
- *Rudyk v. Halton Region Conservation Authority*, 2022 ONSC 518 leave re: costs
- *Halton Region Conservation Authority & Peter Thomas and Jean Thomas*
- *Halton Region Conservation Authority v. Thomas*, 2021 ONCJ 293 injunction in the Supreme Court of Canada
- *Rudyk and Young v. Halton Region Conservation Authority*, 2021 ONSC 5692
- Acted as co-counsel in the Supreme Court of Canada concerning the constitutional validity of administrative monetary penalties, *Guindon v Canada*, 2015 SCC 41.
- Counsel for a major telecommunications company assisting with ongoing compliance



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- programs relating to telecommunications
- Retained as part of a third party team reporting to the Government of Canada with respect to potential application of debarment rules
  - Counsel in an internal investigations for a Canadian company concerning potential fraud and design systems to mitigate risk
  - Acted as counsel in a Superior Court Trial concerning commercial contracts and allegations of *Securities Act* oppression. The allegations for this part of the claim were dismissed.
  - Canadian counsel in a global internal investigation concerning the *Canadian Corruption of Foreign Public Officials Act*. The scope of this investigation included extensive witness interviews and document review, working with law enforcement including the Royal Canadian Mounted Police, and review of compliance procedures and risk assessment
  - Revised Codes of Conduct for various entities relating to compliance with the *Corruption of Foreign Public Officials Act*.
  - Obtained an injunction preventing construction of a bridge in a floodplain on behalf of Halton Region Conservation Authority

### Articles

- Wrongful Findings of Liability in the Context of Administrative Penalties, 56 *The Advocates Quarterly* 232, co-authored with Gabriella Bismarji, - 12/1/2025
- Provided lecture on “Drip Pricing” to Queen’s University Faculty of Law students –October 02, 2025
- Polluter Pays, But at What Cost? The Constitutionality of Administrative Monetary Penalties for Environmental Violations, *Toronto Lawyers Association* - 9/22/2025
- *Corruption of Foreign Public Officials Act: Overview*, *Practical Law Canada Corporate & Securities* - 7/25/2025
- *Wrongful Violations and Innocence in the Regulation of the Digital Economy* - 7/4/2025
- *Profiting From Risk Management and Compliance* (Book), Thomson Reuters - 6/1/2025
- Listed in the “Business Crime Defence - Corporates” chapter of the Lexology Index: *Business Crime Defence 2025 report* – June 2025
- Osgoode Certificate in Mining Law on June 06, 2025. Lecture on “Anti-Corruption Legislation and Policies”
- There Really is no Afterlife for Administrative Monetary Penalties after Bankruptcy, *Toronto Law Journal* - 1/29/2025
- Judge at the Law and Business Student Association (LBSA) Case Competition at the Ted Rogers School of Management – February 11, 2024
- *Competition Act (Canada) Wage-fixing and no-poach provisions* - 11/21/2023
- *Competition Bureau sues Cineplex for drip pricing in possible ‘precedent-setting’ case* -



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5/23/2023

- Guest lecture on Anti-corruption at University of Ottawa law school course in Globalization and law – October 31, 2023
- Presenter, 'Anti-Corruption Legislation and Policies', York University – May 2023
- Team Leader in 2023 and 2024 in the Osgoode Hall 43rd Annual Intensive Trial Advocacy Workshop (ITAW 2022)
- SNC-Lavalin 2.0: Canada's first official Remediation Agreement", Toronto Law Journal, - 6/28/2022
- Osgoode Certificate in Mining Law on May 19, 2022. Lecture on "Anti-Corruption Legislation and Policies"
- Judge at the Adam F. Fanaki Competition Law Moot, Federal Court of Canada in 2022, 2023, 2024, and 2025
- Lecture on "The Nuts and Bolts of An Application: When to Bring an application", Ontario Bar Association – March 2022
- Government liability for policy decisions following Nelson (City) v. Marchi, Toronto Law Journal - 1/8/2022
- Cruelty and Corporate Reputation: An Argument for Reverse Piercing of the Corporate Veil - 12/1/2021
- "Corruption of Foreign Public Officials Act: Overview" – Thomson Reuters Practical Law, October 2021
- The Art and Science of Persuasion - 11/10/2021
- "Clear and Convincing" Evidence Cannot Reside in the House of Balance of Probabilities: A Scientific Approach", The Advocates' Quarterly 51 Advoc. Q. 315 written with Justice Todd Archibald - 3/3/2021
- Viewing the Supreme Court of Canada's Decision in Callow Through a Compliance Lens, Municipal Liability Risk Management, Lexis Nexis - 3/15/2021
- Panel Member, Whistleblowing: Can You Have One without the Other – PECB Anti-Bribery Conference 2021, May 17, 2021.
- "Digital Advertising and Purchasing: Fun or a New Type of Deception? (2020) 33 Canadian Competition Law Review 1 (co-written with Nicole Spadotto). Winner of the CBA Bill Miller memorial award for best article in competition law that year.
- Pandemic fuels white-collar crime, Lexpert Magazine; Lexpert Special Editions – Litigation, November 2021
- After the pandemic, business risk rises: RiskMap 21 – LegalWriter.net, January 26, 2021
- Trial Advocacy Seminar, University of Toronto –September 29, 2020
- Deceptive Marketing in the Digital Age - 2/28/2020
- Cannabis, Compliance and Trust - 7/26/2019
- The Total Fraud Test is Still Alive - 7/19/2019



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- Compliance Now Counts in AntiTrust - 7/12/2019
- Drip Pricing Case Between the Competition Bureau and Ticketmaster Settled - 7/3/2019
- Debarment Proposals Loosen Their Grip But Reach Out Farther - 5/29/2019
- Corporate Governance Principles for Non-Profit Entities - 5/23/2019
- The Right and the Wrong Way to seek Remediation Agreements - 3/29/2019
- Monetary Penalties Levied against Advisors in a Tax Case, Guindon v. Canada: Unconstitutional? - 2/12/2019
- Debarment Tentacles Reach Out – But Loosen Their Grip - 10/23/2018
- Coming in From the Cold: Deferred Prosecution (Remediation) Agreements in Canada - 8/2/2018
- Corruption of Foreign Public Officials Act: Overview - 12/4/2017
- Internal investigations and privilege - 9/12/2017
- R. v. Cody: Trial within a reasonable time and enhancing efficiency - 8/1/2017
- Encouraging Dialogue with a Telecommunications Regulator when Penalties are at Risk - 9/9/2016
- The Supreme Court Decision in Lacasse: White Collar Offenders Beware - 6/30/2016

### **Presentations**

- Team Leader: 39th Annual Intensive Trial Advocacy Workshop (ITAW), Osgoode Hall Professional Development – July 11 and 13, 2018
- Panel Member – Judicial Authorizations, RCMP Training Day
- Guest Instructor, Intensive Trial Advocacy Workshop, Osgoode Hall Law School – July 11-12
- Lecturer, “Effective Corporate Governance Practices: A Risk Management Approach,” Schulich School of Business Conference, Leadership Competencies - What Senior Managers Need to Know, April 7, 2016
- Tackling Corporate Corruption: The Case for Deferred Prosecution Agreements” The Conference Board of Canada, March 16, 2016 (Webinar)
- Lecturer, “A Psychological Approach to Impeachment”, Faculty of Law, Queen’s University, Course on Criminal Trial Advocacy, February 8, 2016
- Lecturer, “A Risk Assessment Approach to the standard of Reasonableness” Osgoode Continuing Professional Development Administrative Law Programme, November 2015
- Lecturer on Risk Management at CBERN CEU Educating for Integrity Conference Thursday, November 5 – November 7, 2015
- Lecturer, “Effective Corporate Governance Practices: A Risk Management Approach,” Schulich School of Business Conference, Leadership Competencies - What Senior Managers Need to Know, October 2015
- Co-chair, 6th Conducting Regulatory Investigations Course, September 29-30, 2015
- Panel Member, Canada-China Institute for Business & Development, Chinese Immigrants



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- Doing Business in Canada Conference Program, Ryerson University, September 12, 2015
- Lecturer, “Corporate Criminal Responsibility,” Osgoode Hall Law School Professional Development, June 24, 2015.
  - Panel member, “Innovations in Sentencing,” Crown Counsel Summer School, June 17, 2015
  - Judge, “2015 Law and Business Case Competition,” Ted Rogers School of Business Management, Ryerson University
  - Course Leader, 5th Conference on Conducting Regulatory Investigations, Ottawa September 9-10, 2014
  - Presenter, “Global Anti-Corruption Compliance: The Role of Cultural Comparisons,” International Programs, Thomas M. Cooley Law School, June 20, 2014
  - Presenter, “Cross-Border Issues in Energy, Mining, and Natural Resources,” OBA Seminar, June 20, 2014
  - Panel member, OBA Ontario – New York Legal Summit, 28 March 2014
  - Presenter, “Corporate Criminal Liability,” RCMP, February 10, 2014
  - Presenter, “Corruption of Foreign Public Officials Act (FCPA) and FCPA compliance practices,” Canada China Business Council
  - Co-Chair, 4th Conference on Conducting Regulatory Investigations, Ottawa, September 2013
  - Presenter, “The Charter and Regulatory Investigations,” Prosecutions Course Legal Services Division 2013 - Crown Counsel Summer School, June 20, 2013
  - Presenter and Chair, “2nd Annual Canadian and Global Anti-Corruption Compliance Conference,” Marcus Evans, Toronto, February 2013
  - Speaker, “20th Annual Canadian International Law Students’ Conference: Envisioning Canada’s Leadership in Changing Legal Landscape (CILSC),” York University and University of Toronto, January 2013
  - Co-presenter, “Fair Warning: Anti-spam Legislation and a Pyramid Approach towards Enforcement,” 2012 Regional Conference of the International Telecommunications Society, Vienna, Austria, July 2012
  - Panel member and presenter, “When Defendants are Corporations,” Justice of the Peace Spring Conference I, April and May 2012
  - Chairman and presenter, “Anti-Corruption Risk Assessment and Risk Management,” Canadian and Global Anti-Corruption Compliance Conference, Marcus Evans, February 27-29, 2012
  - Presenter, “Risk of Harm in Commercial Dealings: Fraud and Insider Trading,” RCMP, IMET, February 2012
  - Presenter, “Developing and Implementing Comprehensive Compliance Programs,” Anti-Corruption and Bribery Compliance Conference, The Canadian Institute, January 30-31, 2012
  - Presenter, “Courts as Gatekeepers: Alternative Hypotheses,” Evidence and Experts OBA Seminar, Fredericton, New Brunswick, October 21, 2011



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- Presenter, “Global Ethics,” Global Business Law & Ethics Seminar, October 5, 2011
- Presenter, “The Law Governing Regulatory Investigations: A Primer Regulatory Law and Privacy,” 2nd Regulatory Investigations Course, Ottawa, September 26-27, 2011
- Co-presenter, “From the Slow Lane to the Fast Lane of Broadband: Application of a Theory of Justice,” 2011 Regional Conference of the International Telecommunications Society, Budapest, Hungary, September 18-21, 2011
- Presenter, “Administrative Monetary Penalties,” Globalization of Crime: Criminal Justice Response Seminar, Ottawa, August 7-11, 2011
- Presenter “Corporate Governance, Compliance, Ethics and Administrative Monetary Penalties,” CCCA - 2011 National Spring Conference, Hilton Toronto, Toronto, April 3-5, 2011
- Co-presenter, “From Behind the Veil of the Unknown: Justice and Innovation in Telecommunications,” 18th Biennial Conference of the International Telecommunications Society, Tokyo, Japan, 2010

#### **Quoted**

- Quoted in “Scammers are impersonating finance experts to steal millions – and the real ones are struggling to stop it” by the Globe and Mail – June 23, 2025
- “With Rogers-Shaw deal, Competition Bureau commissioner tests corporate defence of mergers” by Chris Hannay, Globe and Mail, May 13, 2022: “He is really devoted to the public good,” said Kenneth Jull, a lawyer at Gardiner Roberts LLP who has argued cases against Mr. Boswell, and worked with him at the Competition Bureau from 2016 to 2018.”
- Quoted in “SNC-Lavalin, Quebec prosecutor announce remediation agreement over bridge contract kickbacks” - The Lawyer’s Daily (thelawyersdaily.ca) May 10th, 2022
- Quoted in “Canada releases draft amendments to Competition Act” April 28, The Lawyer’s Daily
- Quoted in “Pandemic fuels white-collar crime”, Lexpert Magazine; Lexpert Special Editions – Litigation, November 2021
- Quoted in “Careless driving cases show limits of POA”, Law Times, July 18, 2016
- Quoted in “Dammed if you do, dammed if you don’t: the perils of self-reporting corporate misdeeds” Financial Post, April 19, 2016
- Quoted in “Work Deaths Ruling Send a Strong Message”, The Lawyers Weekly, February 5, 2016
- Quoted in “Canada Enters a New Phase by Stepping Up Enforcement: White Collar Crime,” Lexpert, July/August 2015
- Quoted in “Canadian Supreme Court raises standard of proof in punitive cases,” Global Investigations Review, August 10, 2015
- Quoted in “SCC upholds AMPs in case against Ottawa lawyer,” Law Times, August 10, 2015
- SNC Lavalin needs to be held criminally liable, BNN Bloomberg – March 28, 2019



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### **Recognition**

- Best Lawyers in Canada, Administrative and Public Law (2025-2026)

### **Professional Involvement**

- Lecturer, University of Toronto, Faculty of Law, “Trial Advocacy”
- Adjunct Professor, University of Toronto, Faculty of Law, “Financial Crimes and Corporate Compliance”
- Schulich School of Business, “Corporate Governance” in continuing education”
- Adjunct Professor, Osgoode Hall Law School, Faculty of Graduate Studies – Co-Director of the Part Time LL.M. specializing in Civil Litigation and Dispute Resolution, Teaching “Corporate and Financial Crimes and Compliance” and “Advanced Trial Advocacy: Empirical and Theoretical Issues”
- Law Commission of Ontario’s Advisory Group
- Canadian Association of Law Teachers
- Toronto Lawyers Association
- Toronto Lawyers Association Journal, Regulatory Matters – Editor
- Regulatory Boards and Administrative Law Litigation Journal – Editor