

# David R. Mackenzie

## Partner

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CALLED TO THE BAR OF ONTARIO,  
2010

CALLED TO THE BAR OF BRITISH  
COLUMBIA, 2000

ADMITTED TO THE STATE BAR OF  
WASHINGTON, 1998

## EDUCATION

- LL.M., University of British Columbia, 2000
- J.D., Seattle University, 1998
- B.A., University of Victoria, 1994

## PRACTICE AREAS

- Insurance Coverage Counsel
- Insurance Litigation
- Cyber, Information and Privacy Risk

Clients value David's practical, business-focused advice. A senior coverage lawyer, he practices broadly across Property & Casualty, Cyber and Technology, Financial and Specialty Lines, advising insurers on complex coverage questions, policy wordings, and high-exposure claims. David counsels on cyber events from incident response through regulatory, privacy, and third-party liability issues; he also advises on class actions and significant property and liability losses.

He appears in coverage litigation in trial and appellate courts and is experienced in arbitration, mediation, and negotiated resolutions. David regularly assists with policy drafting and emerging-risk reviews and is frequently invited to write on coverage topics involving cyber, technology, privacy, and P&C risks, and is a regular speaker and panelist. David is called to the Bar in **Ontario**, **British Columbia**, and **Washington State**, and acts for domestic and international insurers across Canada and in cross-border matters.

## EXPERIENCE

- *UPS Supply Chain Solutions, Inc v Airon HVAC Service Ltd.*, 2015 ONSC 1734 Successfully argued in favour of limited coverage obligation owed by insurer to additional named

insureds

- *Kruger Products Ltd v First Choice Logistics Inc*, 2011 BCCA 213 Subrogated against defendants in a major fire loss
- *Donaldson v John Doe*, 2009 BCCA 38 Acted as counsel in respect of the defence of commercial host liability claims
- Acted as coverage counsel for liability insurers in respect of construction defect claims, property damage and business interruption claims, privacy and data breach actions, technology errors & omissions claims, municipal liability claims, historic sexual abuse claims, and domestic, U.S., and international environmental contamination claims.

## RECOGNITION

- Recognized by *Best Lawyers® in Canada 2026* in the area of Insurance Law, Privacy and Data Security Law
- Listed in Expert Guides' Guide to the World's Leading Insurance & Reinsurance Lawyers
- Recognized by *Best Lawyers® in Canada 2025* in the area of Insurance Law
- Rated by *Lexpert® Canadian Legal Directory* as a Leading Practitioner (Repeatedly Recommended) in Commercial Insurance Litigation

## MEMBERSHIPS

- Ontario Bar Association
- Law Society of British Columbia
- Washington State Bar Association
- Board Member, Canadian Defence Lawyers
- Federation of Defense and Corporate Counsel
- Defence Research Institute
- Federation of Defence and Corporate Counsel (FDCC)

## RELATED SPEAKING ENGAGEMENTS

- [March 19, 2025](#)  
Panelist, 2025 NetDiligence® - Cyber Risk Summit
- [March 29, 2023](#)  
Panelist, 2023 NetDiligence® - Cyber Risk Summit
- [March 15, 2023](#)  
Speaker, Critical Infrastructure – A Global View on Cyber Risk and Systemic Threats
- [April 06, 2022](#)  
Moderator, NetDiligence® - Cyber Risk Summit
- [March 31, 2022](#)  
Speaker, Cyber Coverage and Pressure Points
- [April 29, 2021](#)  
Speaker, Ransomware: Proactive Planning and Preparation for

a Ransomware Event