

David S. Cumming

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OFFICE: DOWNTOWN



ASSISTANT

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PRACTICE AREAS

Litigation & Dispute Resolution

Business Litigation & Dispute Resolution

Real Estate Litigation & Dispute Resolution

Condominium Law

Employment Law

I strive for honest, effective representation, helping my clients understand risk and find solutions.

David is an associate in the Litigation and Condominium groups. His practice includes:

- Commercial litigation
- Employment law
- Trademark law
- Property disputes

His experience in litigation and dispute resolution includes judicial dispute resolution, mediation, and trials. David has represented clients in countless settlements and resolutions of all matters of litigation, large and small, for corporations and individuals through negotiation, arbitration, mediation and court.

In his condominium practice, David advises and represents condo corporations, homeowner associations and their respective boards of

directors, property managers, owners and developers with:

- Developer deficiencies
- Governance issues
- Bylaw enforcement
- Human rights issues

Education

2010 University of Alberta, LLB

2007 University of Calgary, BA (with distinction)

Admissions

2011 Alberta

Experience

- Condominium Corporation No. 9312374 v Aviva Insurance Company of Canada, 2020 ABCA 166 ([CanLII Decision](#))
- Seven-figure settlement for condominium corporation on builder deficiency action
- Successfully negotiated amicable settlement between home owners and developer of a cutting-edge sustainable community
- Multiple trademark dispute settlements involving national and international entities
- Lead counsel in precedent setting insurance coverage case before the Court of Appeal. The decision ruled in favour of the condominium corporation, that the insurer was to cover costs of extensive damage done by negligence of contract.
- Successfully represented an employer in a precedent setting case where the dismissed employee became disabled (see the [reported decision](#), affirmed on appeal)
- Successfully represented an employee who was denied stock options upon retirement (see the [reported decision](#))

Recognition

HONOURS AND AWARDS

- Pivot Legal Society, Scholarship Winner, Policy Innovation Award, Vancouver, 2007
- Jason Lang Memorial Scholarship Award, 2006

RECENT MEDIA COVERAGE

- Interviewed in "[Cannabis Legislation and your Condo](#)," Calgary Home Living, June 2018

Memberships

- Law Society of Alberta

Community

- Mission on the River Condominium Association
President of the Board of Directors, 2016-present
- HEROS Hockey, Hockey Education Reaching Out Society
Coach / Leader, 2014
- Pro Bono Law Alberta
Civil Claims Duty Counsel, 2013
- Glenlake Community Association
Coach, 2011-2012
- Sopinka Cup Society Trial Advocacy Competition
Legal counsel, 2009
- University of Alberta Law Show
Guitarist, 2009-2010
- Alumni Friends of the Faculty of Law Association
Representative, 2008-2010
- Student Legal Services
Volunteer, criminal law, 2007-2010
- University of Alberta, Faculty of Law
Moot court judge, 2009
- Glenlake Community Association
Coach, 2006-2007

Teaching Roles & Speaking Engagements

SPEAKING ENGAGEMENTS

INSTRUCTOR

CONDOMINIUM MANAGEMENT 300
Canadian Condominium Institute

PANELIST

CONDOMINIUM OWNERS FORUM AGM AND SYMPOSIUM
September 2018