



J. Toshach Weyman

SENIOR ASSOCIATE

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Overview

Tosh is a litigator whose practice focuses on complex corporate commercial, intellectual property, and class action disputes. He frequently represents and advises regulated financial institutions, pharmaceutical and life sciences companies, and agricultural and environmental science companies. Clients and colleagues trust Tosh with their most novel and complex legal issues.

Tosh's work for financial institutions ranges from class action defence and risk mitigation to complex commercial cases alleging novel interpretations of insurance policies. He has also represented and advised industry organizations on litigation and regulatory matters of great importance to their industries.

In his intellectual property practice, Tosh regularly prosecutes actions for patent infringement on behalf of international and North American pharmaceutical companies, including under the *Patented Medicines (Notice of Compliance) Regulations*. Valued for his eDiscovery expertise and attention to detail, Tosh helps clients efficiently navigate the demanding timelines under which such litigation often proceeds.

Tosh also represents agricultural and environmental science companies in litigation and regulatory matters, including proceedings for judicial review, and product liability class actions. Tosh's expert knowledge of the *Pest Control Products Act*, and his background in planning and environmental science, help clients navigate their most complex matters.

Tosh has appeared as counsel at various levels of court across Canada, including the Ontario Court of Appeal, the Saskatchewan Court of Appeal, the Federal Court of Canada, and the Supreme Court of Canada.

Featured Work

a large Canadian financial institution in proposed class actions in Ontario and Québec alleging misrepresentations in public disclosures with respect to regulatory matters

ViiV Healthcare in patent infringement actions in the Federal Court of Canada under the PM(NOC) Regulations relating to Triumeq (dolutegravir/lamivudine/abacavir), an antiretroviral medication used in the treatment of HIV/AIDS

[ViiV Healthcare in patent infringement actions in the Federal Court of Canada under the PM\(NOC\) Regulations relating to Tivicay \(dolutegravir\) an antiretroviral medication used in the treatment of HIV/AIDS](#)

[a biopharmaceutical company in multiple proceedings before the Federal Court under the PM\(NOC\) Regulations concerning patents for a medication used to treat patients with multiple myeloma](#)

[an international environmental science company in a proposed product liability class action in Ontario and a class action at trial in Québec concerning systemic insecticides](#)

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Recognition and Awards

2024-2026 *Best Lawyers in Canada*—One to watch in corporate and commercial litigation

Insights

[Spoiler alert: SCC clarifies the doctrine of spoliation for the 21st century](#)

[Bill C-30 amendments to the Pest Control Products Act and Canadian Food Inspection Agency Act](#)

[Be careful what you plead for: Ontario Court of Appeal clarifies when solicitor-client privilege has been waived](#)

[Federal Court of Appeal “skinny label” case highlights the potential power of the patentee](#)

[The Online News Act: federal government tables digital news revenue-sharing legislation](#)

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News

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[161 Torys lawyers named in the 2024 Best Lawyers guide](#)

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Professional Involvement

Before joining Torys, Tosh was a law clerk to Justices Gillese, MacFarland, and van Rensburg of the Court of Appeal for Ontario.

During law school, Tosh was a senior editor for the Osgoode Hall Law Journal and a Dean's Fellow for the State and Citizen course. He was also a teaching assistant at the Faculty of Environmental Studies, York University.

Prior to law school, Tosh worked as a research coordinator, geographic information systems analyst and cartographer at the Centre for Research on Inner City Health, St. Michael's Hospital. He also worked as a research consultant for the City of Toronto and the Region of Peel.

Tosh is a member of The Advocates' Society.

Tosh provides pro bono services to members of CARFAC (Canadian Artists' Representation/le Front des artistes canadiens) on copyright issues.

Education and Bar Admissions

Education

JD (Gold Medalist), 2015	Osgoode Hall Law School
MES (Urban Planning), 2015	York University
BSc (With High Distinction), 2009	University of Toronto

Bar Admissions

Ontario, 2016