



“Adds value through practical advice and creative solutions.”

Catherine DiMarco

Partner

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 289.805.4466

 Email

Catherine DiMarco has more than 17 years of construction and general civil litigation experience.

Certified by the Law Society of Ontario as a specialist in construction law, with a deep understanding of the industry, Catherine provides practical guidance on managing risks during contract negotiations, and assists with project delivery plans.

When disputes arise, she represents different sectors of the construction industry on claims, or on the defence of claims. These include owners, general contractors, subcontractors and suppliers, as well as design and engineering professionals.

Clients appreciate her ability to distill and prioritize key issues and salient facts that arise in complex construction disputes. Her practical and creative approach to dispute resolution is guided by both business drivers and legal remedies.

Catherine has also defended public authorities, including municipalities, in matters involving allegations of negligent design, supervision and inspection.

She regularly attends at the Superior Court of Justice and before arbitrators on a variety of construction and civil matters.

Recognized by the *Best Lawyers of Canada*[™] as a leading lawyer in construction law, Catherine is also a Fellow of the Construction Lawyers' Society of America. In addition, she is vice-chair and executive member of the Ontario Bar Association Construction and Infrastructure Law Section. Previously, she served as a member of the Executive Committee and Board of Directors of the Canadian Construction Association.

A frequent speaker at industry and client seminars, Catherine has also taught on construction law at the George Brown College School for Architectural Studies and Construction Management and Trades.

She is a volunteer with ProBono Ontario, assisting low-income Ontarians in addressing legal problems that interfere with their ability to lead secure, healthy, and productive lives.

2024
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Expertise

- Construction
- Commercial Litigation
- Bond Claims
- Construction Disputes
- Construction Insolvency
- Construction Insurance Coverage and Defence, including Professional Liability Coverage
- Construction Litigation
- Deficiency Claims
- Delay and Loss of Productivity Claims
- Lien Claims
- Mediation, Arbitration, Adjudication and Litigation of Construction Disputes
- Procurement/Tender Disputes
- Product Liability and Construction Materials-Related Claims
- Professional Negligence Claims
- Trust Claims

Industries

- Architecture and Engineering
- Construction
- Public Infrastructure

Education

LL.B., Osgoode Hall Law School (2004)
LL.M., Osgoode Hall Law School (2021)
Certificate in Construction Law, Osgoode Hall Law School (2012)
Trinity College Dublin (First Class Hons.) (2004)
Canadian Aviation Institute (Hons.) (1992)

Called to the Ontario Bar, 2005

Awards

- Best Lawyers™ Accolades for Eleven Pallett Valo Lawyers
- Catherine DiMarco Appointed as a Regional Director for Ontario of the Society of Construction Law North America
- Another Pallett Valo Lawyer Certified as a Specialist by the Law Society of Ontario
- The 2023 Canadian Legal Lexpert Directory Recognizes Four Pallett Valo Lawyers

Memberships

- Chair, Ontario Bar Association, Construction and Infrastructure Law Section Executive
- Former Vice Chair and Executive Member, Ontario Bar Association, Construction and Infrastructure Law Section
- Regional Director (Ontario), Society of Construction Lawyers North America
- Member, American Bar Association
- Member, Women's Executive Network
- Member, Toronto Lawyers Association
- Member, Law Society of Ontario
- Past Executive Committee Member and Board Member, and past Vice-Chair, Manufacturers, Suppliers & Services Council, Canadian Construction Association
- Past Board Member Canadian Association of Women in Construction
- Past Member at Large, The Advocates' Society Construction Law Practice Group

Publications

- R. v. Greater Sudbury (City) and the Defence of Due Diligence March 2024
- Ledore Investments v. Dixin – the Importance of Procedural Fairness March 2024
- The 2024 Canadian Legal Lexpert Directory Recognizes Four Pallett Valo Lawyers March 2024
- Six Pallett Valo Lawyers Elected to Serve the Ontario Bar Association in 2023/2024 August 2023
- Six Pallett Valo Lawyers Elected to Serve the Ontario Bar Association in 2023/2024 July 2023
- New Partner, Catherine DiMarco, Joins Pallett Valo's Construction Law Practice October 2022

Other Publications and Presentations

- Speaker, Beware of Legal Gaps and Conflicts: How to Manage Them Using Your Contracts & Subcontracts, 5th Annual Legal Guide to Managing Construction Liens in Ontario, Osgoode Hall Law School – February 2024
- Instructor, Bidding, Tendering, Leins and Claims, National Edition Fall 2023 Program, Osgoode Certificate in Construction Law – November 2023
- Speaker, Session 1, Cross-Canada Check In, CBA Construction and Infrastructure Law Conference – October 2023
- Speaker, Risk Management for Auditors for Construction Contracts and in Construction Litigation, Municipal Internal Auditors Association Fall Workshop and Conference – October 2022
- Speaker, Managing Construction Liens in Ontario: Managing Legal Gaps and Conflicts in Contracts and Subcontracts, Osgoode Hall Professional Development Seminar – May 2022

- Co-Chair, Evening with the Construction Bench, Ontario Bar Association Construction and Infrastructure Law Section - May 2, 2022
- Speaker, Construction Liens in Ontario: Managing Legal Gaps and Conflicts in Contracts and Subcontracts, 3rd Annual Legal Guide to Managing Construction Liens in Ontario, Osgoode Hall Law School - April 2022
- Speaker, Ontario's New Regime for Excess Soil in Construction, Ontario Bar Association Construction and Infrastructure Law Section - December 2021
- Program Moderator, Trends in Construction Arbitrations, The Advocates' Society - November 2021
- Co-Chair, Where the Rubber Hits the Road: Potential Pitfalls along the Road to applying the New Construction Act, Ontario Bar Association - March 2021
- Speaker, Construction Act Prompt Payment and Adjudication, Ontario Association of Architects - December 2020
- Speaker, Construction Law Primer, Ontario Bar Association Young Lawyers' Division - November 2020
- Goodbye Paper, Hello Technology, Heal & Co. Newsletter - October 2020
- Speaker, Discerning the Role of Subtrades in the Construction Act- Managing Risk in Construction Contracts and Projects, The Canadian Institute - July 2020
- Speaker, Building Your Full Circle Leadership", Toronto Lawyers' Association Women In Law Program - May 2020
- Speaker, Coming out of COVID - Litigation in the New Normal, The Advocates' Society - May 2020
- Physical Damage as a Trigger for Insurance Coverage, Heal & Co. Newsletter - May 2020
- Government Clarified Exclusion of Construction Act Deadlines from Emergency Order, Heal & Co. Newsletter - May 2020
- Speaker, Managing Insurance Coverage and Claims for Losses Arising from the Pandemic, Canadian Construction Association - April 2020

Recognition

- Certified by the Law Society of Ontario as a Specialist in Construction Law
- Recognized as a Leading Practitioner in the area of Construction Law by The Canadian Legal LEXPERT Directory
- Selected by peers for inclusion in *Best Lawyers of Canada*™ annually since 2021 in the field of Construction Law
- Fellow, Construction Lawyers' Society of America

77 City Centre Drive, West Tower, Suite 300, Mississauga, Ontario L5B 1M5 · 1.800.323.3781