



# Michael C. Kwiatkowski

## Partner

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### PRACTICE AREAS

**Litigation & Dispute Resolution**

**Residential Real Estate Litigation & Dispute Resolution**

**Business Litigation & Dispute Resolution**

**Debt Recovery, Collections & Foreclosure**

**Commercial Real Estate**

**Real Estate Litigation & Dispute Resolution**

**Construction, Development & Infrastructure**



To quote Jeremy Bentham, 'The power of the lawyer is in the uncertainty of the law.'

With over a decade of extensive trial and arbitration experience, Michael's primary focus is on construction-related, high-conflict issues and disputes, as well as commercial real estate disputes. Michael works on large-value and complex files.

Michael was an athlete on Canada's National Snowboard Team and is actively involved in professional sports organizations in the Vancouver and Calgary. He was a torchbearer for the 2010 Vancouver Olympic Games. In his leisure time, Michael enjoys flying and is a pilot of his Diamond Star 40.

Michael is the head of McLeod Law's Commercial Litigation group.

Michael is recognized by **The Best Lawyers in Canada** for work in Construction Law.



### Education

2007 University of Calgary, JD

### Admission

2008 Alberta



## Experience

- Represents homebuilders, homeowners, general contractors, and sub-trades on contractual disputes, negligence and lien claims, and Alberta New Home Warranty and National Home Warranty disputes.
- Represents commercial landlords on tenancy issues.
- Counsel to one of Canada's largest ATM services providers.
- Counsel to Canada's largest underground utility locator.
- Regularly appears in the Alberta Court of King's Bench and the Alberta Court of Appeal.

### NOTABLE DECISIONS

- Lee v Canyon Plumbing & Heating Ltd, 2023 ABCJ
- Mersereau v Vulcan County (Development Authority), 2023 ABLPRT 583
- Colleen Nesbitt v. RCA - SDRCC 19-0428
- **Gillman v Mitton Endorsement - 1501 09673**
- **Giustini v Workman, 2021 ABCA 383**  
**CL Ranches Ltd v Rocky View County, 2021 ABQB 504**
- **Giustini v Workman, 2021 ABCA 65**
- Kelana Holdings Ltd. v 393510 Alberta Ltd., 2020 ABQB
- Canterra Custom Homes Ltd. v. Curtis Engineering Associates Ltd., 2020 ABCA 115
- **Canterra Custom Homes Ltd. v. Curtis Engineering Associates Ltd.**, 2019 ABQB
- **The University of Calgary Students' Union v. The Governors of the University of Calgary and the University of Calgary**, 2016 ABQB 550
- Direct Cash Processing Partnership v. Best Foods, 2016 ABPC
- Terry Coleman v. Rocky Barstad Contracting Ltd., Rocky Barstad and Ronald Barstad, 2010 ABPC
- Top Notch Garage Builders and Cement Contractors Ltd. v. Susan Henning, 2011 ABPC
- Azar Vani and Bahman Sepassi v. Condominium Corporation No. 8911860, 2011 ABPC
- **Pendosi Holdings Ltd. v. The Forzani Group Ltd., 2011 ABCA 171**
- **Alliance Concrete Ltd. v. Robertson, 2014 ABQB 401**
- **Alberta Alpine Complaint, IC 78489 Decision**



## Recognition

### HONOURS AND AWARDS

- Michael is recognized by **The Best Lawyers in Canada** for work in Construction Law (2025-2026)

## RECENT MEDIA COVERAGE

- Interviewed in the Post-COVID commentary for restaurant and bar owners on handling their leases with landlords, with Joe McFarland on CHQR 770, June 25, 2020 (See the 43-minute mark of the [Calgary Today Show here](#))
- Interviewed in "[Small business grapples with big rents](#)" on CTV News (June 24, 2020)
- Quoted in "[Desperate owners of poorly built homes in Alberta say industry expert let them down](#)" in CBC News Edmonton (January 23, 2022)



## Memberships

- **Canadian Bar Association**
- **Law Society of Alberta**



## Community

- **Alberta Snowboard Association**
  - Board of Directors (2020-present)
- **HSBC Clean Air Champions Program and formerly with Esteem Team**
  - Motivational speaker (1999-present)
- **Sport Dispute Resolution Centre of Canada**
  - Volunteer lawyer (2004-present)



## Teaching Roles & Speaking Engagements

### LECTURER

Civil Litigation, Faculty of Law for Student Legal Assistance

University of Calgary

### SESSIONAL INSTRUCTOR

Alberta CPLED Course

### SPEAKER

Commercial Default

Annual Real Estate Update (February 2017)

### SPEAKER

Contract Law and Enforcement

Alberta Roofing Contractors Association (July 2014)

### SPEAKER

Knowing Your Rights as a Landlord and a Tenant

Calgary Chamber Business Flood Recovery Expo (July 2013)

## Recent News, Events & Notable Work

SEPTEMBER 4, 2025 | NEWS



**27 McLeod Law lawyers recognized in the 2026 Edition of The Best Lawyers™ in Canada and Best Lawyers: Ones to Watch**

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AUGUST 29, 2024 | NEWS



**24 McLeod Law lawyers recognized in the 2025 Edition of The Best Lawyers™ in Canada and Best Lawyers: Ones to Watch**

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JANUARY 23, 2022 | NEWS



**Michael Kwiatkowski on Poorly Built Homes in Alberta - CBC News**

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