



Sudhir
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Partner

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BIOGRAPHY

Sudhir Padmanabhan is a civil litigator based in Vancouver and practising in the areas of insurance, tort, and commercial law matters. He has acted as defence counsel on numerous major loss personal injury claims including complex claims involving traumatic brain injury, psychiatric disorders, chronic pain, and catastrophic spinal cord injuries.

Sudhir is experienced in handling transportation law matters, as well as defending claims brought under long-term disability policies, product liability cases, sports and recreation claims, and in providing advice to insurers and brokers on coverage issues. This depth of experience allows him to approach each new matter from a position of knowledge and confidence. Sudhir is committed to representing clients with skill and dedication, as he works to protect their best interests.

Clients can depend on Sudhir to provide strategic counsel. He has appeared in all levels of court in British Columbia and has conducted numerous trials in the British Columbia Supreme Court (including several jury trials). Having acted as counsel in hundreds of mediations involving insurance, tort, and commercial law matters, he has extensive experience in alternate forms of dispute resolution. He has also acted as counsel in arbitrations concerning Underinsured Motorist Protection issues ("UMP").

Before joining Eyford Partners, Sudhir practised with a national law firm. He is a member of the Canadian Defence Lawyers and regularly shares insights on litigation topics. Sudhir received his Bachelor of Laws from the University of Alberta in 1991 and, prior to that, a Bachelor of Science in Mathematics.

PRACTICE AREAS

Insurance
Motor Vehicle, Rail & Trucking
Life & Disability
Product Liability
Property
Personal Injury Defence
Coverage
Arbitration & Mediation
Personal Injury

EDUCATION

LLB, University of Alberta (1991)
B.Sc. (Mathematics), University of Alberta (1987)

BAR ADMISSION

British Columbia, 1992

NOTABLE CASES

Wawanesa v. ICBC, 2021 BCSC 595. Sudhir Padmanabhan and Matthew Straw acted for ICBC in a Supreme Court of British Columbia case involving complicated insurance coverage issues arising from an at-home automobile repair that caused injury to a third party. This case involved an interesting consideration of what constitutes the “use and operation” of a motor vehicle.

Mann v. Kathuria, 2017 BCSC 229. In a Jury trial, the British Columbia Supreme Court accepted Sudhir’s submission that the plaintiff in a motor vehicle accident case could not claim the loss he allegedly suffered from having to sell his family home at an inopportune time because he was injured, not working, and needed the home sale proceeds to meet living expenses.

Manitoba Public Insurance v. Dybhaun, 2016 BCSC 27. Sudhir represented MPI on a Special Case application wherein the court was asked to rule on several complex issues concerning the rights of an out of Province insurer such as MPI to recover from the at-fault British Columbia defendant various statutory benefits that the insurer had paid to one of its insureds in Manitoba.

Sovani v. Jin, 2005 BCSC 1285. This is one of the leading decisions in British Columbia with respect to the considerations that come into play on the issue of deduction of no-fault benefits from tort awards. Sudhir’s submissions on this issue were fully accepted by the British Columbia Supreme Court.

Sudhir has conducted several lengthy trials for defendants on complex claims for damages arising from motor vehicle accidents. Representative trials include the following cases:

Hollyer v. Gaston, 2016 BCSC 1401

Jossy v. Johnson, 2016 BCSC 1023

Hermanson v. Durkee, 2014 BCSC 877

Harrington v. Sangha, 2011 BCSC 1035

ASSOCIATIONS

Member of Law Society of British Columbia

Member of Canadian Defence Lawyers

Member of Canadian Bar Association (Civil Litigation and Insurance Law Subsections)