

**ONTARIO
SUPERIOR COURT OF JUSTICE**

BETWEEN:

**PAUL DIOGUARDI
and PHILIPPE DIOGUARDI**

Plaintiffs

- and -



**TORONTO STAR NEWSPAPERS LTD., a wholly owned
subsidiary of TORSTAR CORP.,
KENYON WALLACE, RACHEL MENDLESON,
DALE BRAZAO and MICHAEL COOKE**

Defendants

STATEMENT OF CLAIM

TO THE DEFENDANTS

A LEGAL PROCEEDING HAS BEEN COMMENCED AGAINST YOU by the plaintiffs. The claim made against you is set out in the following pages.

IF YOU WISH TO DEFEND THIS PROCEEDING, you or an Ontario lawyer acting for you must prepare a statement of defence in Form 18A prescribed by the Rules of Civil Procedure, serve it on the plaintiffs' lawyer, or where the plaintiffs do not have a lawyer, serve it on the plaintiffs and file it, with proof of service, in this court office, **WITHIN TWENTY DAYS** after this statement of claim is served on you, if you are served in Ontario.

If you are served in another province or territory of Canada or in the United States of America, the period for serving and filing your statement of defence is forty days. If you are served outside Canada and the United States of America, the period is sixty days.

Instead of serving and filing a statement of defence, you may serve and file a notice of intent to defend in Form 18B prescribed by the Rules of Civil Procedure. This will entitle you to ten more days within which to serve and file your statement of defence.

IF YOU FAIL TO DEFEND THIS PROCEEDING, JUDGMENT MAY BE GIVEN AGAINST YOU IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

IF YOU WISH TO DEFEND THIS PROCEEDING BUT ARE UNABLE TO PAY LEGAL FEES, LEGAL AID MAY BE AVAILABLE TO YOU BY CONTACTING A LEGAL AID OFFICE.

DATE: August 13, 2014

Issued by: 

Local Registrar

Address of court office:
393 University Avenue
10th Floor
Toronto, Ontario
M5G 1E6

TO: TORONTO STAR NEWSPAPERS LTD.,
a wholly owned subsidiary of TORSTAR CORP.
One Yonge Street
Toronto, Ontario M5E 1E6

AND TO: KENYON WALLACE
c/o Toronto Star Newspapers Ltd.
One Yonge Street
Toronto, Ontario M5E 1E6

AND TO: RACHEL MENDLESON
c/o Toronto Star Newspapers Ltd.
One Yonge Street
Toronto, Ontario M5E 1E6

AND TO: DALE BRAZAO
c/o Toronto Star Newspapers Ltd.
One Yonge Street
Toronto, Ontario M5E 1E6

AND TO: MICHAEL COOKE
c/o Toronto Star Newspapers Ltd.
One Yonge Street
Toronto, Ontario M5E 1E6

CLAIM

1. A. The plaintiff, Phillipe DioGuardi, claims:
 - (i) general damages in the amount of \$800,000.00;
 - (ii) aggravated damages in the amount of \$300,000.00;
 - (iii) punitive damages in the amount of \$500,000.00;
- B. The plaintiff, Paul DioGuardi, claims:
 - (i) general damages in the amount of \$1,000,000.00;
 - (ii) aggravated damages in the amount of \$300,000.00;
 - (iii) punitive damages in the amount of \$500,000.00;
- C. Both plaintiffs claim:
 - (i) pre-judgment and post-judgment interest on the said sums pursuant to s. 128 of the Courts of Justice Act, R.S.O. 1990, c. C.43;
 - (ii) their costs of this action on a substantial indemnity basis, inclusive of H.S.T.; and
 - (iii) such further and other relief as to this Honourable Court seems just.

2. The plaintiffs, Philippe DioGuardi and Paul DioGuardi, Q.C., are solicitors duly licensed by the Law Society of Upper Canada and carry on the practice of law in the Province of Ontario. They practise under the name and style DioGuardi Tax Law. Their area of expertise is tax law and they are well known to the public and in the legal profession as having expertise in that area of law.

3. The defendant, Toronto Star Newspapers Ltd. is a company incorporated pursuant to the laws of the Province of Ontario with its head office in the City of Toronto and is a wholly owned subsidiary of Torstar Corp. These defendants are in the business of publishing, distributing and selling The Toronto Star newspaper which is published on a daily basis throughout Canada.

4. As part of their activities, the corporate defendants maintain a website, www.thestar.com

which publishes an on-line edition of The Toronto Star newspaper. The website encourages comments from its on-line readers, which blogs are posted and published on the www.thestar.com website. Stories and comments posted to this website may be searched by Google and other popular search engines.

5. The defendants, Kenyan Wallace, Rachel Mendelson and Dale Brazao, are staff reporters employed by the corporate defendants and are responsible for investigating, writing and publishing the libellous articles in issue.

6. The defendant, Michael Cooke, is employed by the corporate defendants as the Editor of The Toronto Star newspaper. As such, he oversees its publication and is responsible for its day-to-day content.

7. The defendants are jointly and severally liable for the damages as they jointly and severally published the libels.

8. The plaintiffs complain of an article written by the defendants Kenyon Wallace, Rachel Mendleson and Dale Brazao headed *Star Investigation*, together with a photograph of Philippe DioGuardi with a line under the photograph *Philippe DioGuardi is well known thanks to his ads* followed by the headline *Noted lawyer accused of bilking clients, Law Society of Upper Canada questions Philippe DioGuardi's integrity, competence* published on page A1 of the Wednesday, May 21, 2014 edition of *The Toronto Star* and continued on page A11 under the heading *Case centres on 'an uncomfortable question'* as being libellous of them personally and in the way of their profession as lawyers. A copy of the aforesaid article is annexed hereto as Schedule "A".

9. The plaintiffs further complain that on May 21, 2014 the aforesaid libelous article of them personally and in the way of their profession as lawyers, was also published and continues to be published on the corporate defendants' web site www.thestar.com under the heading *Prominent tax lawyer accused of cheating clients, Law society questions integrity and competence of Philippe DioGuardi – known for his colourful radio spots. The lawyer denies the charges, saying he's only trying to protect clients' money from the tax man.* In addition to the article the Toronto Star has published a photograph of Paul and Philippe DioGuardi with a line

under the photograph stating, *Tax lawyers Paul DioGuardi, left, and his son, Philippe, run DioGuardi Tax Law, known for its colourful radio spots. The pair deny allegations made by the Law Society of Upper Canada, and say the professional body is trying to silence their concerns about protecting clients' money from tax collectors.* A copy of the on-line libelous article is annexed hereto as Schedule "B".

10. In addition, the defendants published the libelous article in *Metro*, a Toronto subway handout paper in which the corporate defendants have a financial interest. The *Metro* publication indicates it is a "Star news service". The defendants repeated the story on the day of publication in *The Star*. The story is headed *Prominent GTA lawyer accused of cheating clients* and also appeared in the Ottawa edition of *Metro*, as well the London, Kitchener, Hamilton and Windsor editions of *Metro*.

11. On or about the 24th day of June, 2014 the plaintiffs served the defendants with a notice pursuant to the *Libel and Slander Act*, R.S.O. 1990, c. L.12 specifically complaining about the headlines "*Noted lawyer accused of bilking clients*" and "*Prominent Tax Lawyer accused of cheating clients.*"

12. The plaintiffs also complain about the following elements of the article:

Noted lawyer accused of bilking clients

...The Star tracked down one of the complainants, Silverio Garda, who said he went to the law society last year after he paid \$2,000 to DioGuardi Tax Law for work that was never done. According to Garda, the firm said it could help him resolve a problem with an old tax return in late 2012.

But several months later, the CRA closed his bank account, said Garda, 61. The agency told him it had never heard from the tax lawyers.

DioGuardi claimed Garda told him he would pursue the complaint to the law society unless the firm refunded his retainer fee and did the work at no charge. The lawsuit alleged that Garda hired an unnamed competitor of the law firm to help him file the complaint, "to injure the reputation, integrity and goodwill established by DioGuardi Tax Law in its area of practice."

Garda insists that his complaint was justified. In fact, Garda said it was DioGuardi who offered to refund his retainer and perform legal services free if he

withdrew the complaint. Garda said he has already spent \$5,000 in legal fees to defend himself against the lawsuit.

“It’s not fair. I’m being punished. I’m a poor guy. I’m suffering because of this guy,” Garda told the Star.

... In 2010 and 2011, the DioGuardis sued Google Inc. and the U.S.-based Internet lawyer rating site Ratingz Inc., respectively, in an effort to force the companies to reveal the identities, IP addresses and other information about those who posted negative reviews online about the law firm.

The Google case revolved around an anonymous Google Maps posting by “Tony,” who said he paid DioGuardi Tax Law \$7,500 to deal with a CRA demand for back taxes. “Tony” claimed the firm set him up with an accountant to prepare missing tax returns under the voluntary disclosure program, but the CRA dismissed the request “due to the fact that they had already demand that I file.”

He says he demanded his money back, but “DioGuardi never again replied to any of my email or telephone requests,” according to the Internet posting, which was attached as an exhibit in the lawsuit against Google.

The Ratingz suit concerned negative postings about the firm, including ones the DioGuardis say they believe were made by a former employee now working for a competing law firm.

In both cases, the DioGuardis obtained orders for disclosure from the Ontario Superior Court but neither Google nor Ratingz Inc. appeared in court, nor did they produce the information the law firm sought. Reviews of DioGuardi remain on the Ratingz website.

The headline and foregoing excerpts from the article make the reader conclude that the plaintiffs cheat their clients and that the allegations of the Law Society of Upper Canada must be true and the plaintiffs’ denial untrue.

13. The plaintiffs further complain about the same elements of the internet article, as noted in paragraph 12 above, which was published under the headline:

Prominent tax lawyer accused of cheating clients
Law Society questions integrity and competence of Philippe DioGuardi – known for his colourful radio spots.

The headline and foregoing excerpts from the internet article make the reader conclude that the plaintiffs cheat their clients and that the allegations of the Law Society of Upper Canada must be true and the plaintiffs' denial untrue.

14. The plaintiffs plead that the natural and ordinary meaning of the aforesaid articles is that the plaintiffs cheat, chisel and rip-off their clients.

15. The plaintiffs state that the defendants maliciously introduced into the story the plaintiffs' Google lawsuit and the Ratingz suit in such a way that the reader would conclude that the anonymous posters are telling the truth and therefore the allegation that the plaintiffs bilked or cheated their clients must be true, and the allegations raised by the Law Society of Upper Canada are valid and the plaintiffs should be disciplined.

16. The aforesaid headline *Prominent lawyer accused of cheating clients*, appears in all internet searches concerning the plaintiffs. As at August 5, 2014 a Google search of "DioGuardi tax law" results in the offending headline as the fifth item in search results. When one chooses the link, the article is re-published with the addition of a note, "This article is subject to legal complaint by DioGuardi Tax Law, Paul DioGuardi and Philippe DioGuardi", together with two pictures of Philippe and Paul DioGuardi.

17. On the second page of the Google search referred to above, the article is again repeated as the fourth item, being the *Metro* story, under the heading *Prominent GTA tax lawyer accused of cheating clients* and when you choose the link the May 21, 2014 libellous article is republished, together with a picture of the plaintiffs with the caption, *Paul DioGuardi and his son, Phillipe run DioGuardi tax law – Torstar News Service*, and as part of the story the article includes a live ad by DioGuardi Tax Law.

18. The plaintiffs state that it is again repeated on page 8 of the Google search under the heading *Prominent tax lawyer accused of cheating clients* with a link to a summary of the article at www.veooz.com.

19. The plaintiffs state that they will continue to suffer damage having regard to the permanent availability of the libelous articles on Google and other world-wide search engines such as Yahoo, Bing and others.

20. The plaintiffs claim punitive damages in light of the following incidents of express malice:

- (a) the headline *Noted lawyer accused of bilking clients* is a pejorative, malicious headline which is not supported by the Notice of Application by the Law Society of Upper Canada concerning the plaintiff, Philippe DioGuardi and was meant and understood to mean that the plaintiffs cheat, chisel and rip-off their clients;
- (b) the internet headline *Prominent tax lawyer accused of cheating clients* is a pejorative, malicious headline which is not supported by the Notice of Application by the Law Society of Upper Canada concerning Philippe GioGuardi and was meant and understood to mean that the plaintiffs cheat, chisel and rip-off their clients;
- (c) the defendants have introduced the plaintiffs' Google lawsuit and the Ratingz suit in such a way that the reader will conclude that the anonymous posters are telling the truth and therefore the allegation that the plaintiffs bilked or cheated their clients must be true, and the allegations raised by the Law Society of Upper Canada are valid and the plaintiffs should be disciplined;
- (d) the defendants failed to report that Silverio Garda attempted to withdraw his complaint to the Law Society of Upper Canada and that Mr. Garda was indebted to DioGuardi Tax Law for costs of \$4,000.00 pursuant to an Order of the Superior Court of Justice;
- (e) the defendants failed to accurately reflect the Notice of Application by the Law Society of Upper Canada which did not allege acts that constituted bilking clients or cheating clients and as such this is an act of express malice;
- (f) the defendants did not tell the plaintiffs that the headline would say "bilking clients" or "cheating clients" so the plaintiffs could have responded with the precise terms of the Law Society of Upper Canada Notice of Application which would have persuaded the defendants not to use the false pejoratives in the headlines;
- (g) the defendants were aware of the plaintiffs' notice and were expressly malicious in not changing the aforesaid headlines which should have been changed given the notice, especially as the defendants noted the article was subject to legal complaint;
- (h) the defendants were expressly malicious in violating their own heralded policy set out by Public Editor Kathy English on July 19, 2014 concerning the defendants' caution in publishing the statements of anonymous sources. The statement by the anonymous source in the article "Tony" has the effect of confirming the validity of the libelous headline; and

(i) the defendants failed to report that there was no Law Society of Upper Canada proceeding against the plaintiff, Paul DioGuardi.

21. The articles, annexed hereto, are libelous of the plaintiffs personally and in the way of their profession as lawyers.

22. As a result of the aforesaid libels the plaintiffs have suffered damage and have been exposed to hatred, ridicule and contempt.

23. By reason of the wide publication of the libelous articles, as pleaded, and their on-going publication the plaintiffs will continue to sustain damages accordingly.

DATE:

August 13, 2010

2014

JULIAN PORTER, Q.C.

Suite 1600, 1 First Canadian Place
100 King Street West
Toronto, Ontario
M5X 1G5

LSUC No. 10104E

Telephone: 416-862-4297

Facsimile: 416-862-7661

- and -

SOLMON ROTHBART GOODMAN LLP

375 University Avenue
Suite 701
Toronto, Ontario
M5G 2J2

Melvyn Solmon (LSUC No. 16156J)

Telephone: 416-947-1093

Facsimile: 416-947-0079

Lawyers for the Plaintiffs

sought to shield data given to feds

agonizing' Ottawa requests they received

"agonizing" the federal government and police if they shared too much information about authorities snooping on their customers' personal data, according to correspondence obtained by the Star and the Halifax Chronicle Herald.

In 2011, Canada's privacy watchdog asked 14 companies how often they were contacted by law enforcement to share customers' data, including subscriber

names, Internet protocol addresses, telephone numbers and email addresses.

Nine companies responded, with an aggregate total of 1.2 million requests per year.

Rogers, Bell and RIM wanted to pool their numbers together, according to an email at the time from Alexander Adeyinka, vice-president of regulatory law and policy at Rogers. The email indicates the three sought to bring other telecom, Internet and social media companies in on the plan.

PRIVACY continued on A6

give just 25% to community, documents show



> STAR INVESTIGATION



KENYON WALLACE/TORONTO STAR

Philippe DioGuardi is well known thanks to his ads.

Noted lawyer accused of bilking clients

Law Society of Upper Canada questions Philippe DioGuardi's integrity, competence

**KENYON WALLACE, RACHEL MENDLESON
AND DALE BRAZAO**
STAFF REPORTERS

For more than a decade, Philippe DioGuardi and his father, Paul, have cultivated an attack-dog reputation as the tax lawyers to call for people in trouble with the Canada Revenue Agency.

With the help of a relentless advertising campaign — most notably a series of colourful radio spots, and TV ads and billboards portraying CRA agents as men in dark suits and sunglasses — the father-and-son team say they have helped more than 8,500 clients with their tax problems.

But now, Philippe DioGuardi is facing a problem of his own.

The Law Society of Upper Canada, which regulates the legal profession in Ontario, is alleging DioGuardi took money from six clients before doing "any or very little" work, failed to provide legal services "to the standard of a competent lawyer" and, in one case, did not file income tax returns for a client "in a timely manner." The law society alleges DioGuardi "failed to act with integrity" by having the six clients sign retainer agreements that benefited his firm, DioGuardi Tax Law, "to the potential detriment of the clients."

DioGuardi, 52, denies all the allegations and says he will "vigorously defend" himself and his firm.

The proceeding against DioGuardi could have significant consequences.

LAWYER continued on A11



Case centres on 'an uncomfortable question'

LAWYER from A1

The law society is responsible for disciplining members who violate the rules of professional conduct. If the law society determines DioGuardi broke those rules, he could face sanctions that include a reprimand, fine, suspension or disbarment.

At the heart of the case is an uncomfortable question: is Philippe DioGuardi legitimately protecting his clients' money from the CRA, as he claims, or has he taken money that doesn't belong to him?

Law society bylaws stipulate that lawyers are normally required to deposit retainers they receive from clients into a trust account. Lawyers cannot take their fee out of the account until they have performed work and billed the client.

In an interview with the Star at their Mississauga office, Philippe and Paul DioGuardi said that because money in a trust account belongs to the client, it could be subject to seizure by the CRA if the client owes back taxes. They say that if the CRA comes calling, the lawyer holding money in trust for a client becomes liable for the tax owing.

To get around this, the DioGuardis say they make use of a special "tax debtor account" in which a client pays them a general retainer that immediately becomes the lawyers' property.

"If (the CRA) tries to seize it, we say, 'Sorry, it's our money,'" said Paul DioGuardi, 75, who worked for many years at the CRA's head office and then at the Department of Justice. He stressed that his firm always does the work it is hired to do and that "nobody's ever lost a penny with us."

The law society's application against Philippe DioGuardi says that not using a trust account goes against a bylaw of the organization and rules of professional conduct.

The DioGuardis framed the allegations as an attempt to silence them in their efforts to raise concerns about a law society rule they say puts client money at risk of seizure by the CRA. The father and son say they have



KENYON WALLACE/TORONTO STAR

Tax lawyers Paul DioGuardi, left, and his son, Philippe run DioGuardi Tax Law, known for its colourful advertising.

been asking for a policy review on the practice and direction from the regulator since 2009. They say the law society is using the disciplinary motion to "deflect" from its "obligation to review policy and protect the public interest."

"What I'm being told here by the law society is 'Harm your client. Throw him under the CRA tax collector bus.' I can't do that as a lawyer. So this is why we're standing up," said Paul DioGuardi.

Law society spokesman Roy Thomas said it would be inappropriate for the organization to comment on issues raised by a participant in a disciplinary proceeding.

A CRA spokesman confirmed that the Income Tax Act gives the government the power to issue a "requirement to pay" to a lawyer who is holding money on behalf of a client and to apply these funds to the client's outstanding tax debt.

Al Rosen, founder of Rosen & Associates, a Toronto-based investigative accounting firm, said the idea behind the CRA's powers is to ensure those who owe taxes can't avoid paying them by sheltering money in a lawyer's trust account.

"I think the law society is on the right track with this one," Rosen said,

noting that retainers are not earned until work is completed.

The law society would not provide a dollar figure for the retainer fees at issue in the application against DioGuardi and identified the six clients in the case only by their initials.

The Star tracked down one of the complainants, Silverio Garda, who said he went to the law society last year after he paid \$2,000 to DioGuardi Tax Law for work that was never done. According to Garda, the firm said it could help him resolve a problem with an old tax return in late 2012.

But several months later, the CRA closed his bank account, said Garda, 61. The agency told him it had never heard from the tax lawyers.

After Garda complained to the law society about Philippe DioGuardi, the law firm sued him for \$160,000 in damages, alleging Garda hired an unnamed lawyer to "coach him on how to use the Law Society complaint process against (Philippe) DioGuardi for the purpose of securing free legal services," according to the statement of claim filed in June 2013.

DioGuardi claimed Garda told him he would pursue the complaint to the law society unless the firm refunded his retainer fee and did the

work at no charge. The lawsuit alleged that Garda hired an unnamed competitor of the law firm to help him file the complaint "to injure the reputation, integrity and goodwill established by DioGuardi Tax Law in its area of practice."

Garda insists that his complaint was justified. In fact, Garda said it was DioGuardi who offered to refund his retainer and perform legal services free if he withdrew the complaint. Garda said he has already spent \$5,000 in legal fees to defend himself against the lawsuit.

"It's not fair. I'm being punished. I'm a poor guy. I'm suffering because of this guy," Garda told the Star.

The case is ongoing, DioGuardi said.

DioGuardi told the Star that in his line of business, "you're going to find some disgruntled clients."

"Of course people are never happy about taxes," he said, adding,

"Our track record is pretty darn good."

It is a reputation he and his father have fought repeatedly to protect.

In 2010 and 2011, the DioGuardis sued Google Inc. and the U.S.-based Internet lawyer rating site Rattngz Inc., respectively, in an effort to force the companies to reveal the identi-

ties, IP addresses and other information about those who posted negative reviews online about the law firm.

The Google case revolved around an anonymous Google Maps posting by "Tony," who said he paid DioGuardi Tax Law \$7,500 to deal with a CRA demand for back taxes. "Tony" claimed the firm set him up with an accountant to prepare missing tax returns under the voluntary disclosure program, but the CRA dismissed the request "due to the fact that they had already demanded that I file."

He says he demanded his money back, but "DioGuardi never again replied to any of my email or telephone requests," according to the Internet posting, which was attached as an exhibit in the lawsuit against Google.

The Rattngz suit concerned negative postings about the firm, including ones the DioGuardis say they believe were made by a former employee now working for a competing tax law firm.

In both cases, the DioGuardis obtained orders for disclosure from the Ontario Superior Court, but neither Google nor Rattngz Inc. appeared in court, nor did they produce the information the law firm sought. Reviews of DioGuardi remain on the Rattngz website.

Philippe DioGuardi said he could have gone to California in an attempt to enforce the court orders, but he "decided to let it go because from my point of view, it's just like graffiti on a wall. It's meaningless until you put a name."

Instead, DioGuardi set up his own complaint website, where people have to provide their email addresses so that he has a chance to respond.

The law society's case against DioGuardi continues with a public conference on May 26. It has not yet been determined whether the case will proceed to a formal disciplinary hearing.

Kenyon Wallace can be reached at 416-369-4734 or kwallace@thestar.ca. Rachel Mendelson can be reached at 416-369-4059 or rmendelson@thestar.ca.

SCHEDULE "B"

News / Investigations

Prominent tax lawyer accused of cheating clients

Law society questions integrity and competence of Philippe DioGuardi — known for his colourful radio spots. The lawyer denies the charges, saying he's only trying to protect clients' money from the tax man.



KENYON WALLACE / TORONTO STAR

Tax lawyers Paul DioGuardi, left, and his son, Philippe, run DioGuardi Tax Law, known for its colourful radio spots. The pair deny allegations made by the Law Society of Upper Canada, and say the professional body is trying to silence their concerns about protecting clients' money from tax collectors.

By: Kenyon Wallace News reporter Rachel Mendleson News reporter Dale Brazao News. Published on Wed May 21 2014

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The Law Society of Upper Canada, which regulates the legal profession in Ontario, is alleging DioGuardi took money from six clients before doing “any or very little” work, failed to provide legal services “to the standard of a competent lawyer” and, in one case, did not file income tax returns for a client “in a timely manner.” The law society alleges DioGuardi “failed to act with integrity” by having the six clients sign retainer agreements that benefited his firm, DioGuardi Tax Law, “to the potential detriment of the clients.”

DioGuardi, 52, denies all the allegations and says he will “vigorously defend” himself and his firm.

The proceeding against DioGuardi could have significant consequences. The law society is

responsible for disciplining members who violate the rules of professional conduct. If the law society determines DioGuardi broke those rules, he could face sanctions that include a reprimand, fine, suspension or disbarment.

At the heart of the case is an uncomfortable question: is Philippe DioGuardi legitimately protecting his clients' money from the CRA, as he claims, or has he taken money that doesn't belong to him?

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The DioGuardis framed the allegations as an attempt to silence them in their efforts to raise concerns about a law society rule they say puts client money at risk of seizure by the CRA. The father and son say they have been asking for a policy review on the practice and direction from the regulator since 2009. They say the law society is using the disciplinary motion to "deflect" from its "obligation to review policy and protect the public interest."

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He says he demanded his money back, but “DioGuardi never again replied to any of my email or telephone requests,” according to the Internet posting, which was attached as an exhibit in the lawsuit against Google.

The Ratingz suit concerned negative postings about the firm, including ones the DioGuardis say they

believe were made by a former employee now working for a competing tax law firm.

In both cases, the DioGuardis obtained orders for disclosure from the Ontario Superior Court, but neither Google nor Ratingz Inc. appeared in court, nor did they produce the information the law firm sought. Reviews of DioGuardi remain on the Ratingz website.

Philippe DioGuardi said he could have gone to California in an attempt to enforce the court orders, but he “decided to let it go because from my point of view, it’s just like graffiti on a wall. It’s meaningless until you put a name.”

Instead, DioGuardi set up his own complaint website, where people have to provide their email addresses so that he has a chance to respond.

The law society’s case against DioGuardi continues with a public conference on May 26. It has not yet been determined whether the case will proceed to a formal disciplinary hearing.

Kenyon Wallace can be reached at 416-869-4734 or kwallace@thestar.ca . Rachel Mendleson can be reached at 416-869-4059 or rmendleson@thestar.ca .

PAUL DIOGUARDI et al
Plaintiffs

v.

TORONTO STAR NEWSPAPERS LTD. et al
Defendants

Court File No.

CV-14-510198

ONTARIO
SUPERIOR COURT OF JUSTICE

Proceeding commenced at Toronto

STATEMENT OF CLAIM

JULIAN PORTER, Q.C.
1 First Canadian Place
Suite 1600, 100 King Street West
Toronto, Ontario
M5X 1G5

LSUC No. 10104E
Telephone: 416-862-4297
Facsimile: 416-862-7661

- and -

SOLMON ROTHBART GOODMAN LLP
375 University Avenue
Suite 701
Toronto, Ontario
M5G 2J2

Melvyn Solmon - LSUC No. 16156J
Telephone: 416-947-1093
Facsimile: 416-947-0079

Lawyers for the Plaintiffs