

## **PUBLIC INTEREST JOURNALISM BASED ON HACKED DATA**

Some resources, cases and legislative provisions that the panelists may discuss.

**Data Protection and Journalism – A guide for the media (UK Privacy Commissioner):** <https://ico.org.uk/media/for-organisations/documents/1552/data-protection-and-journalism-media-guidance.pdf>

### **Class actions cases based on hacked data:**

[Zuckerman c. MGM Resorts International 2022 QCCS 2914](#)

[Del Giudice v. Thompson, 2021 ONSC 5379](#)

[Owsianik v Equifax Canada Co. 2021 ONSC 4112](#)

[Redublo v. CarePartners, 2022 ONSC 1398](#)

### **Cases dealing with the tort of conversion:**

[Del Giudice v. Thompson, 2021 ONSC 5379](#)

*Mann Engineering Ltd. v. Desai*, [2021 ONSC 7580](#), 22 B.L.R. (6th) 165, at para. [126](#);

*Utilebill Credit Corporation v. Exit It Contract Consulting Inc.*, [2022 ONSC 2307](#), at paras. [22-24](#).

*Brant Avenue Manor Ltd. Partnership v. Transamerica Life Insurance Co. of Canada* (2000), [2000 CanLII 22368 \(ON SC\)](#), 48 O.R. (3d) 363 (S.C.), at para. [13](#);

*Canivate Growing Systems Ltd. v. Brazier*, [2020 BCSC 232](#), at para. [71](#).

[Boma Manufacturing v CIBC](#), [1996] 3 SCR 727 at para 31

[Tran v Chung](#), 2016 ONCA 378 at para. 23.

*Unisys Canada Inc v Imperial Optical Co*, [1998] OJ No 3141 (Gen Div) *aff'd* [2000] OJ No 93 (CA)

### **Cases dealing with breach of confidence**

[Cadbury Schweppes Inc v FBI Foods Ltd](#), [1999] 1 SCR 142

*AG Canada v Rundle*, [2013 ONSC 2747](#) at para 29

*Lac Minerals Ltd v International Corona Resources Ltd*, [\[1989\] 2 SCR 574](#) at para 161

*No Limits Sportswear v 0912139 BC Ltd*, [2015 BCSC 1698](#) at paras 23ff

**Cases dealing with *Security of Information Act***

[\*O'Neill v Canada\*, 2006 CanLII 35004 \(ON SC\)](#)

[\*Globe and Mail v R\*, 2017 ONSC 2407](#)

**Criminal Code provisions to be aware of:**

Breach of trust (122)

Unauthorized use of a computer (342.1(1))

Mischief in relation to computer data (430(1.10))

Obstruction of justice (139)