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## Damages ≠ Accounting Losses

When litigating investment losses, damages are not the same as accounting losses.

Fact Pattern: The Plaintiff receives negligent investment advice. Based on this advice they invested \$1.0 million, which returned \$400,000. Had they received competent investment advice, they would have made a different investment, which would have returned \$1.2 million.

Accounting loss is \$600,000 (\$1.0 million less \$400,000)

Damages are \$800,000 (\$1.2 million less \$400,000)

“... the damages to be awarded must compensate (the Plaintiff) not only for its actual loss, but for the lost opportunity had it invested its money elsewhere and in accordance with its investment objectives.” *Agar Corporation Ltd. v Lee, 2019 ABQB 886*

*Get my help to sort out **Damages** in Investment Losses*