



**OFFICE**

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**PRACTICE AREAS**

Criminal & Regulatory Defence

Professional Discipline

Civil Litigation

Matthew Schmeling's practice focuses on civil and criminal litigation. He defends individuals and organizations charged with criminal, regulatory, and professional discipline offences. He represents individuals and organizations involved in a wide variety of civil litigation.

## Overview

Matthew defends individuals charged with drug and tobacco offences, criminal driving offences, sexual offences, weapons offences, fraud, attempted murder, and other allegations.

Matthew defends individuals and organizations under investigation or charged with occupational health and safety offences or other regulatory offences.

Matthew acts for doctors, police officers, psychologists, pharmacists and other professionals in relation to disciplinary investigations and charges.

Matthew regularly appears before tribunals and all levels of court in Saskatchewan. He acts for clients facing charges in Manitoba and Alberta and has appeared before the Supreme Court of Canada.

Matthew held the Chair position of the Canadian Bar Association's Saskatchewan Criminal Justice Section from 2018 to 2021. In 2024 he was elected to a three-year term as a Benchler for the Law Society of Saskatchewan.

In his time at McDougall Gauley LLP, Matthew has had the benefit of practicing alongside senior counsel including Aaron A. Fox, K.C. and Gordon J. Kuski, K.C.

Matthew grew up on a farm outside of Regina, SK. He obtained his engineering degree from the University of Regina in 2008 and worked as an engineer in Grande Prairie, AB. He attended law school at the University of Saskatchewan in 2011 and joined McDougall Gauley LLP in 2014.

# Achievements

## BAR ADMISSION

- Saskatchewan, 2015

## EDUCATION

- Juris Doctor, University of Saskatchewan, 2014
- Bachelor of Applied Science, Petroleum Systems Engineering, University of Regina, 2008

## MEMBERSHIPS & ASSOCIATIONS

- Canadian Bar Association
  - Criminal Justice South Section, Chair, 2018 – 2021
- Law Society of Saskatchewan
  - Benchers, 2025 - present
- Regina Bar Association
- Saskatchewan Trial Lawyers Association

## COMMUNITY INVOLVEMENT

- Schizophrenia Society of Saskatchewan – Board of Directors, 2023 - present
  - Regina Public Library – Literacy Program Volunteer, 2016 - 2021
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# Representative Work

## Counsel for Respondent at the Supreme Court of Canada

2025 | [R v Kwon, 2025 SCC 11](#)

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## Counsel for appeal of sexual assault conviction

2024 | [R v Kwon, 2024 SKCA 50](#)

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## Counsel for the Applicant in a Civil Strike Application

2024 | [J.B. v Ukabam, 2024 SKKB 142](#)

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## Co-Counsel for Crown appeal of Regina doctor's acquittal on sexual assault allegations

2024 | [R v Ukabam, 2024 SKCA 15](#)

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Co-Counsel for sexual assault allegations against Regina doctor

2022 | [R v Ukabam, 2022 SKQB 128](#)

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Counsel for impaired driving charges resulting from a serious collision and the drawing of blood samples

2021 | [R v Patenaude, 2021 MBPC 45](#)

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Counsel for appeal of failing or refusing to comply with breath demand

2021 | [R v Singh, 2021 SKQB 55](#)

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Co-Counsel for appeal of sexual assault conviction

2020 | [R v Kwon, 2020 SKCA 56](#)

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Co-Counsel for appeal of unconscionability determinations respecting farm financing agreements

2019 | [Input Capital Corp. v Gustafson, 2019 SKCA 78](#)

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Counsel for appeal of drug trafficking conviction

2019 | [R v Learning, 2019 SKCA 5](#)

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Co-Counsel for unconscionability of farm financing agreements

2018 | [Input Capital Corp. v Gustafson, 2018 SKQB 154](#)

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Counsel for leave to commence action declaring farm land agreement invalid

2017 | [Bryson v Bryson, 2017 SKQB 71](#)

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Counsel for order for rent abatement and damages

2017 | [R.E. v O.I., 2017 SKORT 77](#)

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Counsel for failing or refusing to comply with breath demand

2017 | [R v Cole, 2017 SKPC 64](#)

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Counsel for construction dispute and standard of work determination

2017 | [Westcor Builders \(2003\) Inc. v Freshair Enterprises Ltd., 2017 SKPC 99](#)

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Co-Counsel for First Nation in Federal Court Appeal in Involvement Employment Issues

2016 | [Peepeekisis Cree Nation No. 81 v Todd Dieter, 2016 FC 1257](#)

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Co-Counsel for appeal of wildlife offence convictions

2016 | [R v Boyer, 2016 SKQB 314](#)

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Co-Counsel for appeal of assault conviction

2016 | [R v Power, 2016 SKCA 29](#)

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Counsel for automobile accident negligence determination

2015 | [Breitkreutz v Bolen, 2015 SKPC 148](#)

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## Insights

**JANUARY 23, 2024** | Matt Schmeling Mackinley M. Sim

The defendant did not respond to my Statement of Claim. Now what? Default judgment procedure in Saskatchewan

**JULY 11, 2023** | Matt Schmeling Travis R. Sylvestre

**R v Basque, 2023 SCC 18** – The Supreme Court’s unanimous decision clarifies that credit can be given for pre-conviction driving prohibitions

**JULY 10, 2023** | Matt Schmeling Travis R. Sylvestre

Can you get a DUI on an E-Scooter? Yes.

**NOVEMBER 5, 2021** | Matt Schmeling

Blood Samples in Criminal Driving Investigations: a Complicated Process that May Lead to Mistakes and Defences

**SEPTEMBER 2, 2021** | Matt Schmeling

Proposed Bill to Repeal Mandatory Minimums for Drug Offences

**JUNE 8, 2021** | Matt Schmeling

Drinking & Driving – SGI Licence Suspensions

**MAY 17, 2021** | Matt Schmeling

Bill C-3 and Judicial Training on Sexual Assault Cases

**MARCH 30, 2021** | Matt Schmeling

Police Powers of Arrest and Use of Force

**MARCH 1, 2021** | Matt Schmeling

The Saskatchewan Court of Appeal Confirms That Detainees Have an Expectation of Privacy While Using Toilet Facilities

**JANUARY 5, 2021** | Matt Schmeling

**Provincial COVID-19 Public Health Orders – Police Compliance Checks**

**OCTOBER 20, 2020** | Matt Schmeling

**Regina, Saskatchewan – John A. Macdonald Statue Legacy Review**

**AUGUST 4, 2020** | Matt Schmeling

**Sexual Assault – Anonymous Online Allegations vs. Our Criminal Justice System**

**AUGUST 16, 2016** | Matt Schmeling

**Agrology: Provincial Regulation, Negligence and Potential Areas of Liability**

**JANUARY 26, 2016** | Matt Schmeling

**Youth Criminal Records: The Basics**

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## **Speaking Events & Presentations**

**2024**

SASKATCHEWAN POLICE COLLEGE SEARCH WARRANT COURSE, REGINA

**Preparing for Cross-Examination**

**2023**

SASKATCHEWAN POLICE COLLEGE - NEW RECRUITS, REGINA

**Preparing for Cross-Examinations**

**2023**

SASKATCHEWAN FEDERATION OF POLICE OFFICERS DIRECTORS MEETING, REGINA

**Saskatchewan Serious Incident Response Team Update & Civil Liability Issues in Policing**

**2022**

SASKATCHEWAN POLICE COLLEGE SEARCH WARRANT COURSE, REGINA

**Preparing for Cross-Examinations**

**2022**

SASKATCHEWAN FEDERATION OF POLICE OFFICERS DIRECTORS MEETING, SASKATOON

**Update on the Rollout and Effects of Saskatchewan Serious Incident Response Team Legislation**

**2020**

SASKATCHEWAN POLICE COLLEGE SEARCH WARRANT COURSE, SASKATOON

**Preparing for Cross-Examinations**

## **2019**

THE LISTEN PROJECT, REGINA

**Criminal and Civil “Revenge Porn” Laws, Law Society of Saskatchewan, Sexual Assault and Harassment Victims as Clients**

## **2018**

SASKATCHEWAN FEDERATION OF POLICE OFFICERS DIRECTORS MEETING, SASKATOON

**Warned Statements of On-Duty Police Officers**

## **2017**

INNOVATION PLACE LEARNING SERIES, REGINA

**Employee Confidentiality: Duties Owed to an Employer**