

WITHOUT  
PREJUDICE

The University of Alberta, Faculty of Law  
ALUMNI MAGAZINE

# UAlberta Law

SPRING 2015



## INSIDE

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ORGAN DONATION:  
WHO DECIDES?

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**Debating  
Tuition Policy**

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*Mental Health &  
Wellness Initiative*

## COMPELLING EVIDENCE

*An Holistic Approach:  
Low Income Individuals  
and the Law*



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**ALLISON BOUTILLIER**

*2nd Year law student and scholarship recipient*



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**UNIVERSITY OF ALBERTA**  
**FACULTY OF LAW**

**UAlberta Law // Alumni Magazine  
SPRING 2015**

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**DEAN'S  
MESSAGE**

*Spring 2015*

## Times of Challenge and Change

**T**imes of challenge and change! What a remarkable expression, and what resonance with this year at the University of Alberta's Faculty of Law. As the pages of this newly revamped alumni magazine capture, faculty, staff, students and alumni remain as deeply engaged as ever in serving the community, shaping policy and learning the law.

In my first year as Dean, I've experienced both the breadth of community commitment here and the challenges this Faculty and our students face as we confront (and embrace) both the promise and potential of a changing profession. As I noted, never before in recent history has the legal profession needed to be as adept at understanding the foundations upon which our professionalism and service to the public rest, and at developing approaches that build upon those strengths. The business trend of the profession is shifting: the legal profession is facing increasing competition from both "other service providers" and from "self-help" options; and there is now a worldwide market for legal services. Access to justice for ordinary consumers—especially those in rural communities—remains too often a seemingly elusive goal.

The challenges are no less for legal education. Our faculty members are at the forefront of innovations in teaching that are transforming how our students learn. When I organized my first Faculty Retreat last August, a full third was spent on a discussion of how we might carefully and thoughtfully expand our experiential learning opportunities, building on what is profiled in our cover story, and on the important work of SLS, and on the internship placements that are already such an important part of bringing together bench, bar, and our students. As you'll see from the story about the "market modifier", both securing the financial security of the faculty and continuing to ensure access remain critical challenges.

But it hasn't been without some fun. My photo "year in review" shows your Dean as Gandalf, Santa, and flipping burgers. From Law Review to Moot success, from student focus on mental health and wellness to the Magna Carta, this remains a place where our community can thrive. We can celebrate the appointment of former colleague and Vice Dean Wayne Renke to the Court of Queen's Bench. It's been a remarkable year, and we look forward to your continued support, and to your help in fostering an environment that continues to allow us to meet the promise of challenge and change.

# *content*

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## FEATURES

---

6

| Year In Review

8

| Debating  
Tuition Policy

10

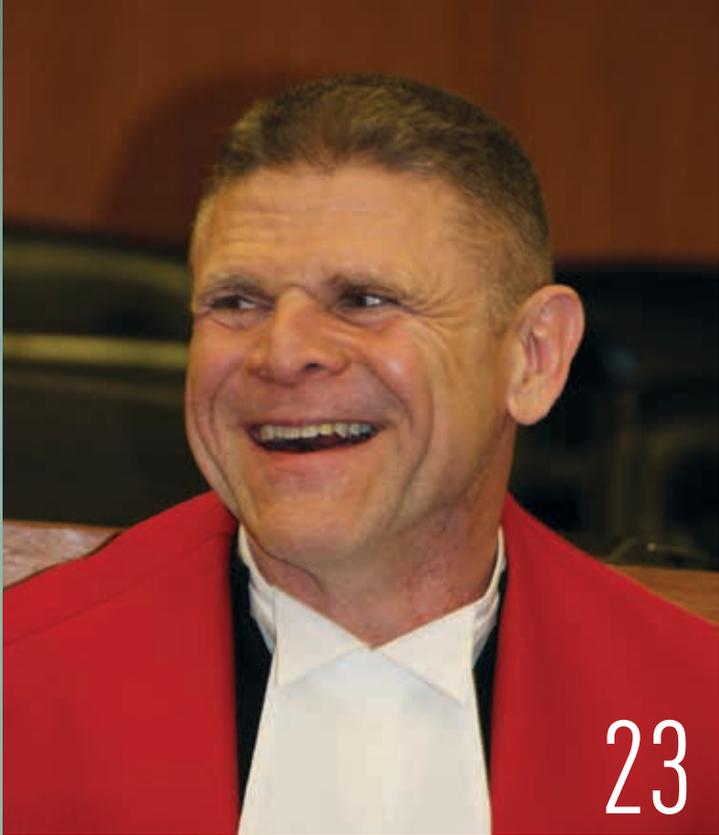
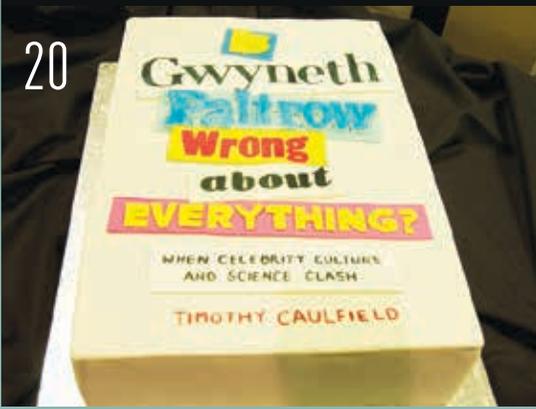
| Organ Donation:  
Who Decides?

12

| Alberta Law  
Reform Institute

14

| An Holistic Approach:  
Low Income Individuals  
and the Law



**SECTIONS**



**Faculty Update**

Activities	18
Publications	20
In the Media	21
Justice in Residence	22
From Classroom to Courtroom	23

**Students on the Move**

The Magna Carta Project	24
Mental Health & Wellness Initiative	25
2014 Mooting Results	26
Adams Prize	28
Aboriginal Speaker Series	29
Law Show	30

**Leitch Lecture**

31

**Visiting Speakers**

32

**In Gratitude**

Sessional Instructors	33
-----------------------	----

**Reunions**

Alumni Weekend 2014	34
Reunions 2014	35

**Law School Legacies**

Connecting Roots	36
------------------	----

**Class Notes**

37

**Staff Stories**

A Special Volunteer: Mr. Bean	41
-------------------------------	----

**Gift Report**

42

## Orientation Week SEPTEMBER 2014

Class 2017! Opening ceremonies featured a welcome from the Dean, the Court of Appeal Justice the Hon. Russell S. Brown, the Law Society of Alberta President Kevin Feth, and a welcome and blessing from aboriginal Elder, Wilma Bernhardt.



## SEPTEMBER 2014

Guest speaker—Wilma Bernhardt, Elder—provides a traditional “blessing” to the Class of 2017, faculty, alumni, and staff.



(l-r) The Hon. Mr. Justice Russell Brown; Wilma Bernhardt, Elder; and Dean Paton

## SEPTEMBER 2014

Dean Paton welcomes Class of 2017 – 183 students!



# YEAR IN



## Alberta welcomes Toronto TORONTO, MARCH 2015

James Park, LSA VP External and Dean Paton host an inaugural welcome event for the more than 60 students admitted from the Greater Toronto Area to the Faculty for 2015-16.



## Moots

Dean Paton and Professor Gail Henderson (coach) celebrated the U of A team in the Davies Corporate Securities Moot in Toronto this year.



## Mr. Bean

The LSA Health and Wellness Committee celebrated its inaugural contest and the visit of Mr. Bean [see profile, page 25]

## Kevin Jenkins

### DISTINGUISHED ALUMNI AWARD

On September 18, the Faculty was proud to welcome Kevin Jenkins, LLB '80, recipient of the University of Alberta 2014 Distinguished Alumni Award, and his wife Helen (BA '79) for a special luncheon reception. Jenkins delivered an inspiring message to law students, staff, faculty, members of the Christian Law Students Association, the Inter-Varsity Christian Fellowship and guests from St. Stephen's College.



(l-r) Dean Paton, Kevin Jenkins, Helen Jenkins, Vice Dean Renke

## Play Ball! ALUMNI WEEKEND 2014

Alumni Weekend 2014 was busy! Dean Paton introduced a public lecture sponsored by the Faculty at the Royal Alberta Museum in honor of the 75th anniversary of the graduation of Ruth Gorman, LLB, "Ruth Gorman and the Fight for Aboriginal Rights", luncheon with the Class of 1954 (and others), a gathering in the Gavel with the Class of 2004, and a Faculty/Student softball tournament—seen here (l-r) with Melissa



Penney, Professor Steve Penney, and Professor Cam Jefferies. Apparently the Dean wasn't aware of the softball dress code (shorts next year!)



## Alumni Weekend 2014

Professor Emeritus, Ron Hopp and Dean Paton at the softball tournament.

# REVIEW



## OutLAW MARCH 2015

Dean Paton hosted Andrew Lawrence, President (right) and the executive of OutLAW for a special luncheon in honor of U of A Pride Week on March 2. OutLAW represents sexual and gender minorities including—but not limited to—lesbian, gay, bisexual, transgender and queer to promote awareness and advocate in issues affecting students and to work to advance LGBTQ+ rights in the broader community. The story was featured campus-wide.



## Harry Lawter

FEBRUARY 2015

Law Show this year featured a cast of hundreds, including Dean Paton as Gandalf—who magically appears at the end of the show to save the day and lead Lawgwarts into a bright future!



## Jingle Bells!

DECEMBER 2014

A special visitor from the North Pole stopped by to distribute gifts to the children of our faculty and staff.



# DEBATING TUITION POLICY

On December 22, 2014, the Government of Alberta announced that it had approved a request from the Faculty of Law and 24 Campus Alberta programs for “market modifier” tuition increases. The “market modifier” debate at the Faculty from August-December involved two town halls, an-LSA led survey of students that confirmed a strong majority of students supported the proposed increase (from \$10,221 phased in to \$15,995 by 2017-18) and identified student priorities for increased investment. Twenty percent of new funds will support scholarships and bursaries. Letters of support from the LSA, CBA Alberta, Alumni & Friends, and the managing partners of 12 Edmonton law firms, as well as engagement by the Dean with a much wider network to garner support from students, faculty, alumni, the bar and the judiciary were critical to the success of the proposal.

*The editorial by the Dean in the Edmonton Journal, reprinted below, outlined the challenges the Faculty faced and how the proposal would help start to address them:*

## Opinion: Can't take tuition out of equation

How disappointing that the Journal's Sept. 18 editorial, "A tuition hike by any other name," painted such an incomplete picture. Delving deeper into the situation facing students at the University of Alberta faculty of law reveals a portrait of a profession in transformation, and a faculty challenged to compete and respond to those new realities with one arm tied behind its back.

Maintaining access is critical, but access to what? While we have managed to preserve an excellent program here, law schools elsewhere in Canada are able to recruit and retain many of our best students by offering new, innovative programs via better access to funds. In the case of the U of A's law faculty, the numbers tell a different story.

In real dollars, our operating budget is lower today than it was five years ago. Since 2009, we have lost 7.5 faculty positions that we can't afford to replace.

Our law library is closed during the summer. Courses have been cut. Our first-year property class this year has one section of 180 students, rather than the traditional three sections of 60. And, as one student letter in the U of A student newspaper the Gateway noted recently, our law students are now served by one admissions officer and one overworked career officer.

Meanwhile, the gap between tuition here, currently at \$10,121, and at other Canadian law schools is extraordinary and widening. On average, students pay about 60 per cent more to attend the top 12 law schools in Canada considered our peers. Fees at top Canadian schools (whose graduates are competing with ours for jobs in Alberta and nationally) can be two or three times our rates. The University of Toronto is more than \$31,000 a year, Osgoode Hall is \$22,000 and even Thompson Rivers, a new school in Kamloops, charges \$17,800. Those additional funds are helping these other schools offer the kind of innovative programming students want and expect as the legal profession changes. Our faculty members have become adept at doing more with less, but our current situation is not sustainable.

So when the government of Alberta recently invited proposals for market modifiers, we continued our ongoing four-year consultation with law students recently described in the Journal as “unprecedented” by the president of the Law Students Association. Together, we identified their key needs and priorities and arrived at a measured increase of approximately \$2,000 per year, phased in over three years. If accepted, this will be reinvested in maintaining class sizes, offering additional scholarships and bursaries to protect access, expanding experiential learning opportunities and providing better career services support. While they’re understandably reluctant, the Law Students Association described the proposal as fair and equitable.

The [Edmonton Journal] editorial, while acknowledging the need for more investment in education, asks whether it’s fair to increase the burden on students, and suggests many young Albertans interested in business or law “won’t bother considering a faculty with annual tuition that starts in the five digits.”

At \$10,121 per year, our tuition is already five digits, and there is no evidence this is deterring applicants—we have more than nine applications for every available space—or placing an unreasonable financial burden on graduates. On the contrary, data on debt, hiring and salaries all suggest our students could and should be permitted to make further investments in their own legal education.

Over the last three years, between 20 and 25 per cent of U of A’s law students graduated with no student debt. Roughly 40 per cent had less than \$20,000 in debt on graduation. Despite the financial challenges, we have managed, over the past five years, to increase scholarships and bursaries, which now exceed \$1.1 million each year.

Virtually all of our graduates continue to secure employment, many with enviable starting salaries. But the market is getting more competitive, and we need to invest to be sure they can continue to do so.

The editorial suggests that rather than raising tuition, Alberta universities should shift the balance toward more public investment, arguing that this balance “is broken in other parts of Canada.”

I agree public investment must be part of the equation. This province is the envy of Canada, having led the country in economic growth for 20 years. That boom has fed — and will continue to feed — demand for lawyers who are trained in-province and understand Alberta’s business landscape. Supporting economic growth, and the needs of ordinary Albertans across the province and across income levels, means supporting our law schools.

Similarly, there is no doubt that the private sector, including alumni, needs to do more. I’m reaching out to them as well, making the case for the value proposition of their individual and corporate investment.

It seems fair to ask the public and private sector to give more. But it’s unrealistic to take tuition out of the equation. A three-pronged approach — equitable tuition,

government investment and stewardship of contributions from alumni, the legal profession and industry — is needed to ensure continued access to a quality legal education that doesn’t merely compete with the best in Canada, but is the best.

## The Rigours of Debating Tuition Policy

For a more comprehensive look at the process surrounding the debate on tuition policy at the University of Alberta’s Faculty of Law, you can read the entire documentation—as identified—online here: <http://lawschool.ualberta.ca/market-modifier>

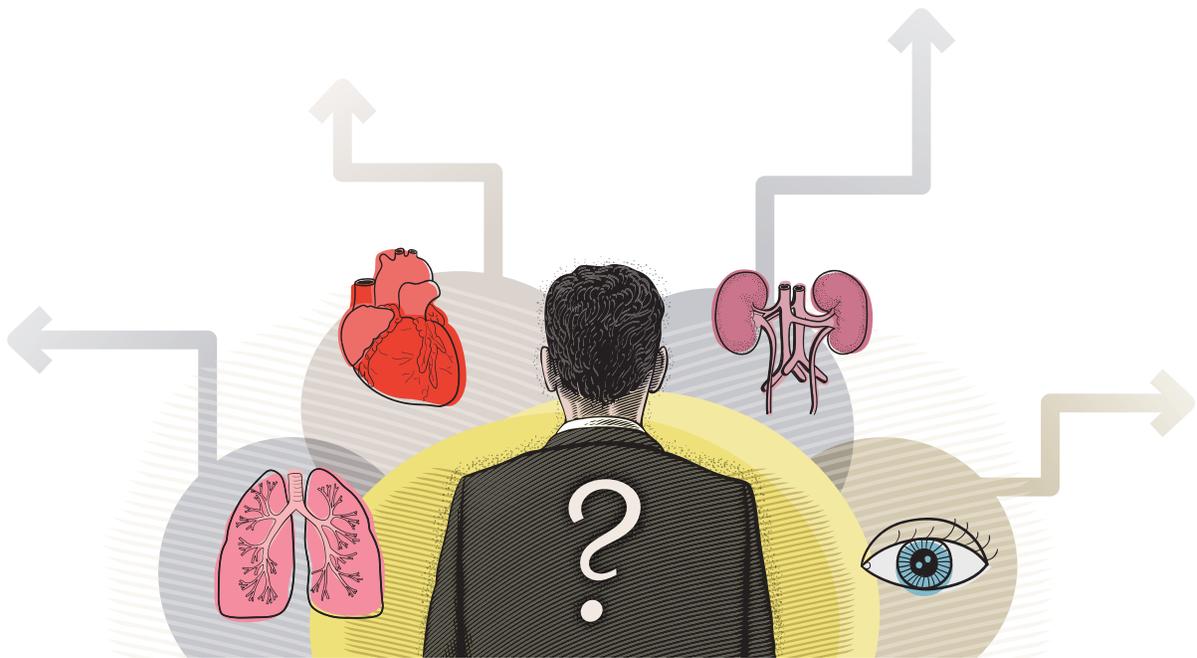
- Letter to Minister Scott from Alumni & Friends, November 2014
- LSA Formal Response to October 23 SU Opposition Letter
- Letter to Hon. Don Scott—Edmonton Managing Partners
- Proposed Market Modifier
- Council of Alberta University Students Policy #02-06—Differential Tuition Policy
- Law School Survey of Student Engagement—Expected Debt 2011, 2012, 2013
- Alberta Innovation and Advanced Education—Guide for Proposals
- Market Modifier Proposal Narrative—Faculty of Law, October 2014
- Letter from LSA to Provost Amrhein, October 15, 2014
- Letter from the Dean—Town Hall on Market Modifiers, September 8, 2014

### MEDIA

- “Can’t take tuition out of the equation” by Dean Paul Paton—Dean Paul Paton’s Edmonton Journal opinion piece discusses the situation facing students at UAlberta Faculty of Law
- “Calgary Law Proposes \$16,100 market modifier”, September 18, 2014
- Town Hall Video
- University of Calgary to seek approval for tuition hikes

### POST TOWN HALL Q & A

- Investments Slides
- Market Modifier Program and Differential Fees —Rate Analysis 2015-2018
- Q&As—Dean’s Town Hall



# Organ Donation: Who Decides?



An interview with  
*Maeghan Toews*

RESEARCH ASSOCIATE WITH  
THE HEALTH LAW INSTITUTE

In Canada, the demand for human organs for transplant far exceeds the available supply. In 2012, more than 4600 Canadians were waiting for organ transplants but only 540 people became deceased donors. As the population ages, there are growing calls for legal reform in this area.

One particularly thorny aspect of donation involves consent. Despite a chronic shortage of organs, doctors and donor groups rarely push back when families override the wishes of deceased loved ones who have consented to donate. Most Canadians believe such consent should take precedence over the wishes of next of kin and yet, in practice, that's not what happens.

According to Maeghan Toews, this is even more surprising when one examines the law surrounding consent. Toews is a Research Associate with the Health Law Institute. She's researching legal issues surrounding organ donation as part of the James Kreppner Fellowship, sponsored by Canadian Blood Services.

**Q: What exactly is the status of law across Canada regarding consent for organ donation?**

Almost every piece of organ donation legislation across Canada is clear that when an individual consents to organ donation, that consent is binding and full authority to proceed with organ procurement.... And yet in practice, a big problem is that families are given the opportunity — and routinely approached — to give consent for organ donation on behalf of their loved one, even in situations where that person has already consented.

**Q: Meanwhile, we have doctors who often put the wishes of family, who are against donation, over the wishes of the deceased who consented before death. If the law is clear, why does that happen?**

I think there may be some confusion amongst the medical community as to what exactly the law says... also I think a fear of liability, or litigation, might be a factor in some physicians' opinions or approaches to organ donation.

**Q: Are doctors actually liable if they go against the family's wishes?**

Doctors' exposure to liability would likely be very limited, as most pieces of organ donation legislation across the country provide protection against liability in civil actions for anything done in good faith. So as long as a doctor is acting under an honest belief that the donor provided valid consent, it is unlikely that the donor's family would succeed in bringing an action against the doctor.

**Q: So is it then simply that the deceased is not in a position to sue, while the family is, and doctors are afraid of being sued?**

I think that's definitely part of it. There is, in the case of organ donation, really no one to bring a claim on behalf of the deceased person. When it's their family that's opposed to organ donation they're unlikely to take up that cause, and the deceased obviously can't do it themselves.

**Q: How, then, do you address the problem of doctors' standard practice being contrary to the wishes of the deceased—and to the law?**

There's a need for education and training. Often times doctors aren't trained specifically as to how to have these conversations with families. One big strategy in the United States that has been successful, is reframing the conversations that happen with families. Instead of asking for permission, it's more about informing families of what their loved one wanted, and (saying) that this is what's going to happen.

**Q: Does the law, in any way, back the position of families who veto consent given by the deceased?**

Generally speaking, the only valid way for a family to override the consent of an individual is to show some sort of evidence of the individual having withdrawn their consent, or changed their mind. So if the family has actual information showing that this person changed

their mind about being an organ donor prior to their death, that's a legally valid reason to override their consent. But that's the only valid legal means through which an individual's consent can be overridden.

**Q: Is that why families who withdraw consent tend to make that decision? Or do they withdraw consent because they don't want to go through the pain of donation?**

I'm not sure how often one comes up over the other. But this issue has been discussed as a sort of wedge issue, in that families can use it to advocate for their own beliefs rather than necessarily thinking about what the individual would have wanted.

The other thing to note is that although that is the only legally valid reason, as a matter of policy, the different organ procurement organizations...actually approach families to get their consent for donation. So in some respects, it doesn't even matter what the motivation is, when the policy is essentially contrary to what the law says.

**Q: Why on earth would organ procurement organizations do that, given that they know better than anyone how important donor organs are?**

I think there are a few different concerns. One of the primary ones is the idea that they don't want to add to the family's distress... There's also a concern that it would create publicity and reputational problems for the organ donation process in general if it were made known that organs were procured against the wishes of the family.

**Q: Is there any evidence that either of these concerns is warranted?**

Family distress is something that is difficult to measure, however, there are some studies indicating that families are more likely in the long run to regret decisions not to donate their loved one's organs. So this needs to be balanced against the immediate distress they might feel at having their wishes disregarded.

Also, survey evidence shows the vast majority of the Canadian public believes that an individual's consent to donate should be enforced regardless of his or her family's wishes. This provides reason to question the level of public outrage that would actually ensue if a story came out in which a donor's consent was enforced over the objections of family.

The Alberta Law Reform Institute

50  
YEARS  
*of Serving*  
ALBERTA'S LEGAL  
COMMUNITY



“Without reform, law and the legal system will create and perpetuate injustice and inefficiency.”

**W.H. HURLBURT, Q.C.**

“On November 15, 1967 Dr. Max Wyman, Mr. J.E. Bradley, Mr. John E. Hart, Mr. H.G. Field and Mr. W.H. Hurlburt signed an agreement on behalf of the Board of Governors of the University of Alberta, the Attorney General of Alberta and the Law Society of Alberta respectively. Thus was formed the Institute of Law Research and Reform.”<sup>1</sup> This tripartite agreement brings a level of formality to the Institute in the form of formal recognition by the Province and Law Society of Alberta alongside the University of Alberta’s strong track-record of research.

With the mandate to “advance just and effective laws through independent legal research, consultation and analysis,” the team at the ALRI is incredibly successful, with approximately 70% of their suggestions implemented by the government. As Lown, Director of the Institute, explains, that is the “acid test”, not simply the idea of advancing just and effective laws for all Albertans, but that these laws are implemented.

The mandate to provide legal reform that positively affects all Albertans is a wide remit, and the long list of projects attests to this kind of challenge. In fact, just a glance at the current agenda highlights the broad spectrum of reform; ranging from the status and rights of children born posthumously by assisted human reproduction to matrimonial property to not-for-profit incorporations. A list of current and recent projects is available at the Institute’s website: <http://www.alri.ualberta.ca/index.php/projects>

Remaining pertinent to Albertans while keeping up with the changing times is one ingredient in the ALRI’s long-standing recipe for success. One such example is also the biggest project the Institute has undertaken so far; a rewrite of the Alberta Rules of Court. The project demanded seven years, fifteen counsel (both full and part-time) and approximately one hundred and twenty volunteers and 2.6 million dollars, but took less than one year to be implemented.

Another example, and so critical not just to Albertans but influential across the common law world involves the *Limitations Act*. A clear conceptual change streamlines the process and condenses what was technical and confusing law down to two general principles. Now, claimants have two years since discovery of the injury to sue, and defendants have repose ten years after the damaging act occurred. The ALRI helped change a statute that was over 60 sections long to 13 sections; bringing clear, concise and fair legislation to Albertans.

Alongside this drive to remain relevant to Albertans, is another ingredient in this winning recipe: the ALRI’s connection with the University of Alberta. Lown says that when the “leading lights” in the legal field saw the need for such a body, they knew a formal agency with deep links to the University’s “history of research and analysis” was key. But, mixing the University of Alberta and just legislation doesn’t quite give rise (pun intended) to the final concoction. It is the people. It is the Counsel, the Board Members, and the Researchers who make the Institute. “Law reform is an applied science, it is not enough to know the theory, it requires talented people to take on the challenge.” Even as the ALRI searches for a new Director, Lown still says, “after 28 years I still love my job, it is great challenge.”

“The team at the ALRI is incredibly successful, with approximately 70% of their suggestions implemented by the government.”

**PETER J.M. LOWN, Q.C.** and  
Director of the Institute.

<sup>1</sup> Lown, Peter J. M. 26 Alta. L. Rev. 399 (1987-1988) Institute of Law Research and Reform Celebrates Twentieth Anniversary.



# COMPELLING EVIDENCE

On a frigid November morning, the sleek towers of downtown Edmonton glitter under a dusting of blowing snow. Inside a nondescript beige building, in the heart of the business district, an elevator opens onto an empty waiting room.

Lines of tightly spaced chairs along the room’s periphery hint that the Edmonton Community Legal Centre is frequently much busier, as does the massive reception desk – currently untended – and the large bins of toys and children’s magazines pushed back against the walls.

“On Tuesday, Wednesday and Thursday evenings, this place is a three-ring circus” the ECLC’s Executive Director, Debbie Klein, says cheerfully, when she arrives a few minutes later; she’s chosen to provide a tour at a time guaranteed not to intrude on client privacy.

As Klein walks through the “public” area of the Centre, she points to offices where six volunteer lawyers spend weeknights working their way through the often-crammed waiting room of prospective clients, and their children. It’s grueling, often heart-wrenching work but, thanks to an innovative program at the University of Alberta’s Faculty of Law, the lawyers are helped each year by a fresh crop of bright-eyed law students.

The *Low Income Individuals and the Law* course is a unique nine-credit course that links the study of law and policy with experiential learning. As part of their training, students are placed in a variety of clinical settings through Legal Aid Alberta (for example, the Youth Criminal Defence, Family Law, or Criminal Resolutions Offices) and the ECLC. The goal is not only to give students direct experience solving legal problems specific to low-income clients, but

## An Holistic Approach: Low Income Individuals and the Law

also to help them identify other roles lawyers can play in marginalized communities – such as serving on the board, working for a non-profit organization, working in policy development, or law reform.

One of the first lessons they're taught is that although we're all supposed to be equal in the eyes of the law – sometimes we're not.

"The law is not always just the law," states Kate Andress, a second-year law student enrolled in the program. "It's impacted by gender, mental health and income. It's impacted by systemic barriers."

That harsh truth has been driven home during Andress' clinical placement at the Youth Criminal Defense Office, where her clients are low-income youth facing criminal charges. It's been an eye-opening introduction to the kinds of poverty-linked social issues that complicate legal access. Among the many problems her clients face: homelessness, addiction and gang ties, it is Fetal Alcohol Spectrum Disorder that is almost ubiquitous. "It's quite prevalent that youth in the justice system may have varying levels of FASD," Andress notes, adding that the "different cognitive process" associated with that disorder contributes to the high rate of repeat offenders. "They're aware of having made a mistake but may not have the same mental processes that allow them to not repeat the mistake. It's a really unique challenge."

## The Faculty of Law's Poverty Law Seminar and the Birth of the Edmonton Community Legal Centre.

The program was born out of an earlier Poverty Law Seminar developed by the Faculty's Professor Catherine Bell and Sessional Instructor Katherine Weaver in the late 1990's. In 2005, the two were part of a larger group of legal and policy experts that led to the establishment of Edmonton's first non-profit legal clinic: what is now the ECLC.

Bell, Weaver and Debbie Klein then teamed up with Legal Aid Alberta, ECLC, and Student Legal Services to develop the current Low Income Individuals and the Law program.

It's the kind of challenge that students say makes the program rewarding. They also note that, for top students, placement can provide an edge in winning sought-after articling positions within the pool of participating clinics. And, regardless of whether they intend to build a career in low-income law, they say the degree of hands-on legal experience provided by the program is invaluable.

"Under my supervising lawyer, I've gotten to open the file, make adjournments, set down a trial date, interview the client. I'll continue to prepare him and witnesses for trial, prepare my legal arguments, and then actually go ahead and run that trial," Andress says.

"It was important to us that it was not just a situation where students were learning off the backs of the poor but were also taking their experiences back to the school," Bell says. "The idea is that they connect their experiential learning with some of the substantial and theoretical knowledge of challenges faced by low income clients."

That said, the program's impact extends well beyond the students' time in law school, according to Weaver. "In some ways, what I think we're doing is consciousness-raising for that next generation of lawyers...It may not turn them all into poverty law lawyers, and that's fine, but hopefully if they go into private practice they'll still have that understanding and they'll support it."

About a dozen students are accepted into the program each year, which begins with Pre-Clinical Orientation: essentially a weeklong boot camp. Students are taught cost-effective ways to provide research for low-income clients and shown how to access a broad swath of community resources. In one exercise, they're asked to role-play in order to solve a problem. For example, a student could be told she's a single teenage mother with limited income, and then asked to try to draw up a budget that would cover legal expenses as well as grocery and childcare bills.

# “WHAT IS THE COST OF NOT DEALING WITH DOMESTIC VIOLENCE?...”

Critically, students are also taught interviewing skills in order to deal empathetically, and effectively, with clients who may have negative perceptions about the law, or be too intimidated to speak freely. “It’s more about how you ask the questions that get the information you need when you’re dealing with clients who have extra barriers,” Bell observes.

Next, students are placed in various non-profit legal clinics, where they spend a day a week working directly with low-income clients under a lawyer’s supervision. In between, they meet at group seminars to share their experiences. More often than not, talk focuses on finding the right balance between social versus legal needs.

“One theme that’s emerging this year is that sometimes the legal solution may not be the best solution for the client,” says Bell. For example, a student may discover that it makes more sense to help a disabled client find appropriate community housing, than to take their landlord to court.

Back at the ECLC, primers on the walls guide volunteer lawyers, and the students they’re supervising, through a host of legal issues that are complicated, if not created, by poverty. *There are Bed Bugs in the Premises... My Employer is Withholding my Wages... and My Landlord Will not Maintain or Repair the Premises*, are just a few.

Meanwhile, posters in the waiting room make it clear that clients often have problems that extending beyond the legal. *Abuse is not Love* reads an advertisement for the City of Edmonton Community Services. Another offers free pre-school programs for low-income families, and a third provides interpreters in two dozen languages.

“Sometimes they just need sympathy and to have their problems validated,” Klein says frankly. However, where legal assistance is required, the lawyers and students provide expertise free of charge. “What I hear, almost universally from the students, is: this is why I went to law school: to feel like I am really helping.” Klein says.

Courtney Sarsiat is one of those students. A year ahead of Andress, she also did her placement at the

Calculate the cost of the hospital visits, the lost employment, and then you compare that to the cost of legal fees.”

**COURTNEY SARSIAT**  
*Articling student with the ECLC*

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Youth Criminal Defense Office, and managed to leverage the experience into an articling position with the ECLC.

“When they offered the (poverty law) program I was pretty excited about it because that’s what I always wanted to do with my law degree. But there aren’t that many opportunities to get that experience,” she says.

Today Sarsiat is working on an eviction case. It’s relatively straightforward because her client has managed to scrape together enough funds for a hotel room, which means Sarsiat doesn’t need to start work by finding him temporary shelter – a good thing as the cold outside her window is punishing.

Inside, her office is cramped but efficient. Indoor shoes and a yoga mat are crammed in one corner. There are three water bottles on her desk, along with a pamphlet titled *Running Your First Trial*. At first glance, it looks like an office typical of a young lawyer whose career is just underway.

But little about the way Sarsiat spends her days is typical. For one thing, she's become accustomed to practicing law alongside a team of outreach experts, in order to find creative solutions for her clients that address social, as well as legal, issues. Along the way, she's come face-to-face with the reality of life for many of Canada's poorest residents. She recalls one homeless client who was arrested during her time at the Youth Criminal Defense Office, and unable to get a bail hearing for a week. "[He] said: 'At least it's a warm place to stay and a bed for a week.' It's pretty sad to see someone who is 16 and would rather stay in jail."

Also unusual is the fact that Sarsiat appears before an array of tribunals and boards on behalf of clients – something that would normally be cost-prohibitive – because the lawyers mentoring her have learned that victories in such forums often have enormous impact on their clients' lives.

All of this experience has helped convince Sarsiat that she wants to build her career in poverty law. "It's not always the easiest clientele but they're usually very grateful for your help and you feel good at the end of the day. I don't need to focus on billable hours and all that; it's just focusing on the law and helping people," she says. "I would rather work at a job that I'm really happy at, than have a lot of money."

It's not that there aren't financial benefits that result from work with low-income clients, Weaver notes. It's just that they're benefits to society, rather than individual law firms—and Canada is only just beginning to figure out how to measure them.

"People are looking at what the social return on investment is when you're looking at access to legal services" For example, if a family is evicted from its home, there are measurable economic costs related to homelessness, lack of employment, or the fact that children may not be able to attend school. "What is the cost of not dealing with domestic violence?" she asks, giving another example. "Calculate the cost of the hospital visits, the lost employment, and then you compare that to the cost of legal services."

In other words, practicing law within a broader social context creates economic synergies that are far-reaching. Just as synergies are created when you match young law students with low-income clients, and then require those students to bring what they've learned back to the classroom. Connections are forged between individuals, the law school and society, and all are changed for the better.

## A & F and ECLC QUICK FACTS

- >> The Alumni & Friends of the Faculty of Law Association is one of the Edmonton Community Legal Centre's major sponsors.
- >> In 2009, A&F began the sponsorship of one summer student from UAlberta, and now sponsors two students.
- >> In 2014, A & F received the Distinguished Service Award from the ECLC.

Rhyannon O'Heron, a graduate of the program, recalls one experience that illustrates this point. During her articling year at the ECLC, she was assigned a complex case involving a young man from China who had come to Canada under the Temporary Foreign Workers Program.

The man's employer had charged him more than \$6000 in fees for which he was not legally responsible; he had been forced to pay for air fare, a recruitment charge, fees for permanent residence applications, and a charge to renew his contract. Meanwhile, the employer also underpaid him, forcing him to work long hours at an illegal hourly rate, without overtime. When even those meager pay cheques started to bounce, the man threatened to tell the government, at which point he was fired.

"The work permit ties you to an employer. So when the employer fired him, he was unemployed with no prospects of work," O'Heron recalls.

By the time he arrived at the ECLC, the man was "destitute" and surviving because of food banks. Working with an interpreter over the course of a year, she and senior lawyers were able to win a judgment in his favour. Unfortunately, by the time it came through, the man had been diagnosed with cancer and had decided to return to his family in China.

At this point, something happened that will make O'Heron remember this particular case for the rest of her life.

"He didn't know whether he had months to live, or years to live, but he felt that once he was back in China he wouldn't need the money," she says. "He was very adamant that he wanted to give this money back to help other people who needed it, who were in the same situation."

And so he assigned the judgment – \$20,000 – back to the ECLC.

"Everyone was so touched by it. He had so little, and was just generous and very selfless," O'Heron says. "It makes you think about humanity and the way people treat each other,"

It's also compelling evidence that training young lawyers in poverty law puts in motion an extraordinary cycle of benefits: for clients, lawyers, and society.

The Faculty of Law is thrilled to highlight the varied activities—and ongoing academic accreditations—in which our faculty members actively participate. Their internationally recognized expertise and accomplishments continue to fuel global attention and are—as a result—sought after by legal academic and non-academic communities around the world.

Here are just a few:

## INTERNATIONAL



[l-r] Linda Reif, Virginia McVea (Executive Director, Northern Ireland Human Rights Commission), and Marie Anderson (Deputy Ombudsman, Northern Ireland Assembly Ombudsman)

### PROFESSOR LINDA REIF – in Geneva, Switzerland

A Human Rights Based Approach to Ombudsman Work

MARCH, 2015

Linda Reif presents at the 28th session of the International Coordinating Committee of National Human Rights Institutions (ICC) at the United Nations.

**Full story online here:** <http://lawschool.ualberta.ca/news/main-news/2015/march/human-rights-based-approach-to-ombudsman-work>



### PROFESSOR ANNALISE ACORN – in Oxford, England and Cambridge, MA, USA

Restorative Justice  
MARCH, 2015

Annalise Acorn—presently a Visiting Fellow at All Souls College, Oxford—recently presented at a symposium entitled: Restorative Justice: Theory Meets Practice presented by the Harvard Negotiation Law Review.

**Full story online here:** <http://lawschool.ualberta.ca/news/main-news/2015/march/acorn-at-harvard>



### PROFESSOR JOANNA HARRINGTON – in Australia

Securing national values in Canada-US efforts to counter terrorism

FEBRUARY, 2015

Joanna Harrington delivers guest lecture on “Neighbourliness, National Values, and Counter-terrorism: A Canadian Perspective” at the University of Western Australia.

**Full story online here:** <http://lawschool.ualberta.ca/news/main-news/2015/february/securing-national-values>



### PROFESSOR CAMERON JEFFERIES – in New York City, USA

– in New York City, USA

“On Thin Ice”: Exploring the Intersection of Climate Change, Human Rights and Litigation

FEBRUARY, 2015

Cameron Jefferies presented his research in New York City on Canada’s response to global climate change at Fordham University, School of Law.

**Full story online here:** <http://lawschool.ualberta.ca/news/main-news/2015/february/on-thin-ice>



### PROFESSOR GAIL HENDERSON – in Ireland

Gail Henderson Creating Academic Links between Ireland and Alberta

JULY, 2014

Gail Henderson conducted research in Ireland on “public interest directors”—appointed to Ireland’s six domestic banks—following the move by the Irish Government to guarantee the banks’ liabilities in the wake of the 2008 financial crisis.

**Full story online here:** <http://lawschool.ualberta.ca/news/mainnews/2014/july/hendersonlinkingirelandandalberta>

# ACTIVITIES

## NATIONAL



**PROFESSOR  
TIMOTHY  
CAULFIELD –  
in Québec, PQ**

Busting Myths About Innovation in the Health Sector

OCTOBER, 2014

Timothy Caulfield delivers Trudeau Lecture on 'Spinning Science: Getting to the Truth About Our Health'

**Full story online here:** <https://lawschool.ualberta.ca/news/main-news/2014/october/busting-myths>



**PROFESSOR  
UBAKA  
OGBOGU –  
in Toronto, ON**

Vaccination and the Law in Ontario and Nova Scotia (1800 – 1924)

SEPTEMBER, 2014

Ubaka Ogbogu successfully defended his doctoral thesis at the University of Toronto.

**Full story online here:** <https://lawschool.ualberta.ca/news/main-news/2014/september/on-and-ns-vaccination-law---ogbogou>

## PROVINCIAL

**PROFESSOR JOANNA HARRINGTON** speaks at CBA International Business Law Section in Calgary.

**The Business Lawyer's Interest in International Law**

JANUARY, 2015

Joanna Harrington teamed up with Sean Fraser, an Associate with Blake, Cassels & Graydon LLP in Calgary, to deliver a lunchtime talk on "From Scotland to South Sudan: Legal Implications of Creating New States" at the invitation of the International Business Law Section – South of the Canadian Bar Association (Alberta Branch).

## LOCAL

**PROFESSOR TAMARA BUCKWOLD** speaks to the CBA Real Property North section on current initiatives for reforming provincial law

**Alberta Law Reform Initiative**

NOVEMBER, 2014

Tamara Buckwold led a Uniform Law Conference of Canada project proposing that the provinces and territories adopt a uniform *Reviewable Transactions Act*, legislation that would modernize and clarify an area of law still rooted in the *Statute of Elizabeth*, 1571.

**DEAN PAUL PATON** speaks to Association of Certified Fraud Examiners

**"Revisiting Lawyers, Ethics, and Enron: Fraud and the Ethics of Professionals"**

MARCH, 2015

Dean Paul Paton spoke at a two day conference held by the Association of Certified Fraud Examiners in Edmonton.



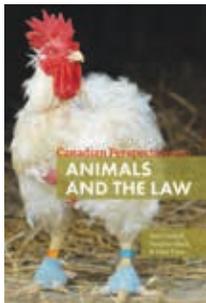
## SUPREME COURT CITATION

**PROFESSOR SHANNON O'BYRNE** cited by the Supreme Court of Canada

Shannon O'Byrne has had the distinction of being cited by the Supreme Court of Canada. In the very recent case of *Bhasin v Hrynew* 2014 SCC 71, the Supreme Court created a new, general duty of honest contractual performance based, in part, on Shannon's widely-respected publications in the area of good faith and fair dealing.

**Full story online here:** <http://lawschool.ualberta.ca/news/main-news/2014/november/scc-cites-obyrne>

Books



**CANADIAN PERSPECTIVES ON ANIMALS AND THE LAW**

Peter Sankoff  
MARCH 2015

A range of doctrinal and conceptual questions are addressed in Professor Peter Sankoff's new book on the legal status and treatment of animals in Canada.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/celebrating-research/2015/march/celebrating-research/2015/march/>

canadian-perspectives-on-animals-and-the-law



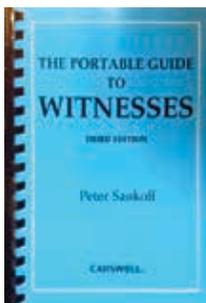
**IS GWYNETH PALTROW WRONG ABOUT EVERYTHING? WHEN CELEBRITY CULTURE AND SCIENCE CLASH**

Timothy Caulfield  
FEBRUARY 2015

A self-professed lover of celebrity culture, Professor Caulfield delves into the messages and promises that stars pledge to their fans. While applying scientific research to beauty routines and fads, Professor Caulfield tries

them out and recounts his experiences and results.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/main-news/2015/february/caulfields-new-book>



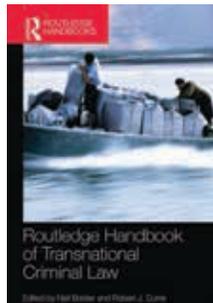
**THE PORTABLE GUIDE TO WITNESSES, THIRD EDITION**

Peter Sankoff  
DECEMBER 2014

Professor Sankoff's *Portable Guide to Witnesses* addresses all the law concerning the treatment of witnesses with helpful commentary and cross references, suitable for use in the courtroom.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/celebrating-research/2014/december/portable-guide-to-witnesses>

celebrating-research/2014/december/portable-guide-to-witnesses

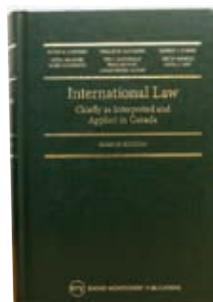


**ROUTLEDGE HANDBOOK OF TRANSNATIONAL CRIMINAL LAW**

Edited by Professors Neil Boister and Robert J. Currie with contributions by Professor Joanna Harrington  
OCTOBER 2014

This Handbook focuses on the prosecution and regulation of cross-border crimes, from exploitation crimes, such as human trafficking and child sex tourism, to commodity crimes, such as drug trafficking and weapons smuggling, to organizational crimes, such as money laundering, cybercrime, and organized crime, as well as piracy and terrorism.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/celebrating-research/2014/october/transnational-criminal-law-book>

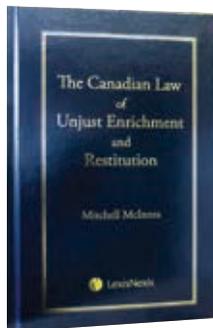


**INTERNATIONAL LAW: CHIEFLY AS INTERPRETED AND APPLIED IN CANADA 8<sup>TH</sup> EDITION**

(Emond Montgomery, 2014)  
OCTOBER 2014

Linda Reif, CN Professor of International Law, authors the chapter on International Environmental Law.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/celebrating-research/2014/october/international-law-8th-ed>



**THE CANADIAN LAW OF UNJUST ENRICHMENT AND RESTITUTION (2014)**

Mitchell McInnes  
JUNE 2014

Professor Mitchell McInnes authors a major work in this LexisNexis publication.

**Read the online book announcement here:** <http://lawschool.ualberta.ca/news/main-news/2014/june/mcinnesworkpublishedbylexisnexis>

# IN THE MEDIA

Our Faculty are actively engaged in the media and provide expert legal commentary in significant conversations and publications around the world. As a result, they are frequently featured in a wide range of local, national and international multi-media forums –television, radio, print and web.

The following is a selection of recent faculty in the media publications. Full stories are available online, via the accompanying link and for a more comprehensive list visit: <http://lawschool.ualberta.ca/>.

## **Maclean's: A Rough Guide to the Charges Against Mike Duffy**

APRIL 7, 2015

Professor Peter Sankoff comments on the charges pending against former senator Mike Duffy.

<http://www.macleans.ca/politics/a-rough-guide-to-the-charges-against-mike-duffy/>

## **New Study: Stem Cell Field is Infected with Hype**

APRIL 1, 2015

A new study by Professor Timothy Caulfield and Dr. Kalina Kamenova is covered in the LA Times.

<http://www.latimes.com/business/hiltzik/la-fi-mh-new-study-stem-cell-field-is-infected-with-hype-20150331-column.html>

## **Edmonton Journal: "This was Demeaning": Body part as Evidence in Courtroom Comes Under Fire**

MARCH 30, 2015

Professor Peter Sankoff comments in a story about the court's decision to allow preserved human tissue to be exhibited in the courtroom.

<http://www.edmontonjournal.com/This+demeaning+Body+part+evidence+courtroom+comes+under+fire/10931460/story.html>

## **Doctors fight for their right to refuse care over religious beliefs**

MARCH 25, 2015

Timothy Caulfield interviewed on physicians' freedom of conscience in treating their patients.

<http://www.cbc.ca/radio/thecurrent/the-current-for-march-25-2015-1.3008505/doctors-fight-for-their-right-to-refuse-care-over-religious-beliefs-1.3008524>

## **Why Vaccines are Crucial for New Canadians**

MARCH 12, 2015

Dr. Ubaka Ogbogu writes on vaccines and the role immigrants play in the introduction of infectious diseases to Canada.

<http://newcanadianmedia.ca/item/25136-why-vaccines-are-crucial-for-new-canadians>

## **Do You Have to Give Up Your Passwords at the Border?**

MARCH 6, 2015

Professor Steven Penney is interviewed about the law and its effects on our rights at the border.

<http://www.cbc.ca/radio/spark/278-bite-sized-books-mapping-accessibility-a-game-that-plays-itself-and-more-1.2983235/do-you-have-to-give-up-your-passwords-at-the-border-1.2985127>

## **Day to Day Discrimination**

MARCH 6, 2015

Dean Paul Paton writes on LGBT discrimination in business and the professions and steps large law firms in Canada are taking to address it.

[http://www.lexpertdigital.ca/lexpert/march\\_2015?sub\\_id=C3KnVYcXrZF7t#pg70](http://www.lexpertdigital.ca/lexpert/march_2015?sub_id=C3KnVYcXrZF7t#pg70)

## **National Public Radio: Infertility Clinic Courts Controversy with Treatment that Recharges Eggs**

MARCH 5, 2015

Bioethicist and health law expert Ubaka Ogbogu, comments on the ethics of using untested treatment techniques on humans. Covered widely on Toronto-area radio.

<http://www.npr.org/blogs/health/2015/03/05/389284225/toronto-infertility-clinic-offers-controversial-treatment>

## **The Fifth Estate: The War on Wheat**

MARCH 2, 2015

Professor Timothy Caulfield is interviewed on the movement that is dramatically changing the way we eat.

<http://www.cbc.ca/fifth/episodes/2014-2015/the-war-on-wheat>

## **CBC News: Lawyers weigh in: Should Saskatchewan Enact Laws to Encourage Rescues?**

FEBRUARY 24, 2015

Professor Mitchell McInnes comments in a story about a University of Saskatchewan law professor who is proposing provincial legislation to encourage citizens to help one another in the event of an emergency.

<http://www.cbc.ca/news/canada/saskatoon/lawyers-weigh-in-should-sask-enact-laws-to-encourage-rescues-1.2968437>

## **Medical Tourism: Health Saviour or a Snake-oil Solution?**

FEBRUARY 23, 2015

Professor Timothy Caulfield provides expert comment.

[http://www.edmontonjournal.com/story\\_print.html?id=10814868&sponsor=](http://www.edmontonjournal.com/story_print.html?id=10814868&sponsor=)

## **Gwyneth Paltrow and Celebrity Diets Are Not the Key to Health**

JANUARY 14, 2015

Timothy Caulfield is interviewed on CBC's, *The Current*, about his new book.

<http://www.cbc.ca/radio/thecurrent/radicalization-of-prisoners-and-gay-honour-killings-1.2906899/gwyneth-paltrow-and-celebrity-diets-are-not-the-key-to-health-1.2906902>

## **ABA Journal cites Dean Paton as Leading Authority**

DECEMBER 21, 2014

Dean of Law Paul Paton is cited as a leading authority in the American Bar Association Journal's January 2015 feature article on alternative business structures.

[http://www.abajournal.com/magazine/article/does\\_the\\_uk\\_know\\_something\\_we\\_dont\\_about\\_alternative\\_business\\_structures](http://www.abajournal.com/magazine/article/does_the_uk_know_something_we_dont_about_alternative_business_structures)

## **Unreasonable: Bill 10 and the Legalization of Bullying**

DECEMBER 3, 2014

Associate Professor Eric Adams provides expert comment.

<http://blogs.edmontonjournal.com/2014/12/02/unreasonable-bill-10-and-the-legalization-of-bullying/#comments>

## **Supreme Court of Canada Allows Warrantless Cell Phone Searches**

DECEMBER 11, 2014

Professor Steven Penney is interviewed.

[http://www.cbc.ca/radio/spark?utm\\_content=bufferf859c&utm\\_medium=social&utm\\_source=twitter.com&utm\\_campaign=buffer](http://www.cbc.ca/radio/spark?utm_content=bufferf859c&utm_medium=social&utm_source=twitter.com&utm_campaign=buffer)

# JUSTICE IN RESIDENCE

## Justice in Residence—The Honourable Terrance D. Clackson

The Faculty of Law was honoured to have Terry Clackson, Court of Queen’s Bench Justice, as this year’s Justice in Residence. As an holistic participant in life at the Law Centre, he was actively involved in many of our programs, judged moot competitions, and participated in a wide variety of academic and social events.

Justice Clackson, an alumnus of the University of Saskatchewan, was called to the Alberta bar in 1979, and elected as a bencher of the Law Society of Alberta in 1993. He served on numerous law society committees and as a chair of many major committees.

“I want to thank you all for your warmth and friendship. For my part, I will cherish the opportunities you gave me to embrace my inner academic and to experience the thrill and challenge of educating young minds.”

– JUSTICE TERRY CLACKSON



(l-r): Curtis Steeves (3L), Pablo Retamozo (3L), Justice Terry Clackson, Justice Russell Brown, Justice June Ross, Lindsay Hoban (3L) and Mario Babic (3L).

# FROM CLASSROOM TO COURTROOM

Former vice-dean of law sworn in as judge  
of Court of Queen's Bench

The Honourable Wayne N. Renke, an alumnus, award-winning professor and vice-dean of law at the University of Alberta, was sworn in February 5, 2015 as a judge of the Court of Queen's Bench of Alberta.



"Professor Renke has been a valued scholar, teacher and member of the faculty since 1993," noted Dean Paul Paton, in a letter to students and faculty announcing the appointment last December. "He is a graduate of this faculty, and holds a BA and an MA from U of A as well. A recipient of the faculty's Teaching Excellence Award in 2001, he has served in multiple administrative roles, including as special advisor to the provost from 2000 to 2003.

Justice Renke earned his bachelor of laws degree from the UAlberta in 1985 and was admitted to the Bar of Alberta the following year. He was a lawyer with the firm Ouellette & Hajduk in St. Paul, Alta., from 1991 to 1993 and with the firm Milner & Steer (Milner Fenerty) in Edmonton from 1986 to 1991. He received his Master of Laws degree from Osgoode Hall Law School in 1995.

At UAlberta, he served in several positions including associate dean and vice-dean of law, and president of the Association of Academic Staff of the University of Alberta, to name a few.

His main areas of research and teaching were criminal law and energy law. His publications and research have related to criminal offenses, criminal procedure, intersections of public health and criminal law, and energy law. His wide-ranging research interests have also included counter-terrorism, including intelligence and privacy issues, and the use of force in self-defense and law enforcement situations.

## STUDENTS ON THE MOVE



# THE MAGNA CARTA PROJECT

## Linking an 800 year old document to 21st Century social media

We are a team of five University of Alberta law students that have been blogging this past semester on the Faculty of Law blog under the supervision of Vice-Dean Moin Yahya. Our blog is part of an innovative course offered at the University of Alberta—titled Law & Social Media—which is the first of its kind across Canada. This course complements the more traditional courses offered at the Faculty of Law, as it focuses on the use of various social media platforms, including Twitter, YouTube and blogging.

The topic of the course this year is the Magna Carta—in commemoration of the document’s 800th anniversary. Over the past three months, our team has been blogging about the Magna Carta and its connection to contemporary legal issues. The members of our team include, Kate Andress, Venessa Korzan, Sara McCourt, Kathleen O’Driscoll and Nicole Watt, who are all currently second-year law students. We are fortunate to be continuing our project this fall, and will be hosting several Magna Carta related events in anticipation of the Magna Carta’s visit to Edmonton from November 23 - December 29, 2015.

Through our blog, we have aimed to generate a critical analysis and discussion of the Magna Carta, as well as its present-day applications. So far, we have discussed the history of this foundational document

and summarized how it was shaped by the conditions of 1215. We also provided numerous connections to modern day legislation, and questioned whether or not they have stayed true to the Magna Carta’s original intention. We believe that it is important to consider the roots of legal tradition and the effects it has on legislation, values and justice in the present. Some contemporary legal issues that we addressed this semester in relation to the Magna Carta include property rights, warrantless cellphone searches, physician-assisted death, and topics in women’s rights and environmental law. We also had the privilege of gaining insight on the Magna Carta and its legal implications by interviewing numerous professors at the University of Alberta Faculty of Law, legal professionals and other community members.

The Law & Social Media course has been one of the most exciting and rewarding experiences of our legal education. We are very grateful for the opportunity to be part of this course, and for all the support that we have received from the Faculty of Law and our fellow students. Without their support, and the unwavering guidance and dedication of Vice-Dean Yahya, this project would not have been possible. We hope that others have gained a valuable insight into the importance of this historical document, and we look forward to continuing this project in the months to come.

# *LSA Launches Mental Health & Wellness Initiative*

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CONTEST SPONSORED BY FACULTY  
TO CREATE AWARENESS OF MENTAL  
HEALTH AND WELLNESS



The Mental Health and Wellness Committee is a new initiative created by the Law Students' Association this year. One event organized and held by the committee included a contest sponsored by the faculty. The contest aimed at creating awareness and opening up a dialogue regarding students' mental health and wellness.

Students were encouraged to submit a creative piece that described what mental health meant to them. A panel was created by the Committee to review the wonderful submissions and three were ultimately chosen for a cash prize. The first prize

was awarded to a cartoon drawing submitted by a second-year student. Her cartoon depicted a monster that kept looming over a student and ended with a frame that shows the monster being shut out from the female character's room. When asked to reflect on her drawing, the winner stated:

"In law school it is easy to feel overwhelmed. I decided to draw a comic featuring a monster because sometimes that's what all the stress feels like. It's easy to forget to make time for life outside of school, but it is so important to keep up good mental health or you will be miserable. A monster seemed like a light-hearted way to depict that struggle."

The winning pieces were displayed for the student body and faculty to review. Although the viewing included delicious treats, the greatest part (aside from the submissions themselves), was special guest and therapy dog—Mr. Bean. It was a very successful event that allowed people to come together and support a wonderful and meaningful cause.



# MOOT COURT PROGRAM

## 2014-2015

Local, regional, and national moot competitions offer students opportunities to develop a wide range of legal knowledge, strong advocacy skills, and sheer confidence. Competing combines intensive coaching and evaluation—by peers, senior lawyers, faculty and the bench. These simulated court proceedings enable students to participate in lively and rigorous oral arguments, to provide networking opportunities, and to allow students to explore their own legal style.

Student participation and contributions are a demonstration of the strength and depth of our students and our program. We are—because of your efforts—among the best.

Thank you to our sponsors, coaches, mentors, and judges who helped make this year a success!



### LASKIN MOOT

*March, 2015, Montreal*

Coach Patricia Paradis,  
Centre for Constitutional Studies

**STUDENT PARTICIPANTS:**

Taylor Campbell, Allison Boutillier,  
Andrew Lawrence, David Sommerfeldt



### DAVIES LLP CANADIAN CORPORATE SECURITIES MOOT

*March, 2015, Toronto*

Coach Dr. Gail Henderson,  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Geoff Adair, Damien Kutinsky,  
Adam Ollenberger, James Park



### THE GALE CUP

*March, 2015, Toronto*

Coach Nate Whitling,  
Liberty Law LLP

**STUDENT PARTICIPANTS:**

Jonathon Austin, Fraser Genuis  
*{Best Individual Oralist},*  
William van Engen, Stacey Purser  
*{Best Factum, 3rd Place Overall}*



## BOWMAN TAX MOOT

*February, 2015, Toronto*

**Coach Prof. Chris Sprysak,**  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Adrienne Funk, Christine Hittinger,  
Michael Low, Ryan Bencic,  
Semi-Finalists: *Adrienne Funk*  
*and Christine Hittinger*



## WILSON MOOT

*February, 2015, Toronto*

**Coach Prof. Peter Carver,**  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Therese Layton, Michael Swanburg  
Conor Fleming, Kathryn Hole  
*{1st for Best Factum Writing}*



## CLINTON J. FORD

**Coach Dr. Moin Yahya,**  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Michelle Molineux, Ian Carruthers,  
Sanjana Ahmed, Lane Mandlis



## BENNETT JONES LLP HEALTH LAW

**Coaches: Prof. Ubaka Ugboqu**  
UAlberta Faculty of Law, Maeghan  
Toews, Health Law Institute

**STUDENT PARTICIPANTS:**

William Peachman, Alexander  
Camenzind, Steve Hughes  
*{1st for Best Factum Writing}*,  
Teri Treiber

## ALBERTA COURT OF APPEAL CIVIL

*February, 2015, Edmonton*

**Coach Jeremiah Kowolachuck**  
Field Law LLP

**STUDENT PARTICIPANTS:**

Paul Kolida, Kaila Eadie



## ALBERTA COURT OF APPEAL CONSTITUTIONAL

*February, 2015, Edmonton*

**Coach Prof. D'Arcy Vermette,**  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Nicholas Willis, Cody Ackland

## ALBERTA COURT OF APPEAL CRIMINAL

*February, 2015, Edmonton*

**Coach Mandi Kahlmeier** Alberta  
Justice and Solicitor General

**STUDENT PARTICIPANTS:**

Thomas Brannen, Adrian Jankowski

## COUGHLIN WESTERN SOPINKA CUP

*March, 2014, Saskatoon*

**Coaches: Shawn Beaver, Alexandra**  
Seaman, Beaver Law LLP

**STUDENT PARTICIPANTS:**

Dib Aytenfisu, Amanda Goodwin

## THE JESSUP INTERNATIONAL

*March, 2015, Halifax*

**Coach: Cameron Jeffries**  
UAlberta Faculty of Law

**STUDENT PARTICIPANTS:**

Danielle Chu, Christine Eberle,  
Lindsay Burgess, Megan Hogendoorn

*2nd Best Respondent*  
*Memorial Team*



## KAWASKIMHON ABORIGINAL

*March, 2015, Fredericton*

**Coaches: Troy Chalifoux, Nisha Sikka,**  
Department Aboriginal Affairs and  
Northern Development (Canada)

**STUDENT PARTICIPANTS:**

Manjot Parhar, Mark Wells

## CLIENT CONSULTATION

*March, 2015, Windsor*

**Coach: Lynn Parish**

**STUDENT PARTICIPANTS:**

David Foster, Marianne Dunn

## LABOUR ARBITRATION

*January, 2015, Toronto*

**Coaches: John Carpenter, David**  
Williams, Kristan McLeod

**STUDENT PARTICIPANTS:**

Emily Chick, Sasha Lallouz



## JD Student Wins Prestigious Adams Prize

Faculty of Law JD student, Thomas Ostrowerka, has won the prestigious R John Adams and Agnes M Adams Prize for Research in Current Oil and Gas Issues. Open to both JD and graduate students—Ostrowerka won the prize with his paper entitled “Safety Self-Regulation in the Canadian Rail Industry: An Accident Waiting to Happen?”

Ostrowerka’s research focused on the safety of the Canadian rail industry which was timely in light of the derailments across North America. With more

dangerous goods being transported using the rail network, the need for safe but profitable passage is a question generating much discussion. One answer, explains Ostrowerka, is in the balance between self-regulation from the rail industry and “traditional ‘command and control’ regulations” set for the industry. In his exploration, Ostrowerka notes that though—in theory—the traditional model of setting rules may be rigid, in the end it does control the risks. This control may cut into the “bottom line”

of profit which is why the railways themselves prefer self-regulation.

The winning paper—says Ostrowerka—investigates “how the advantages of self-regulation can be preserved in the Canadian Rail Industry, while controlling the incentives to cut corners at the expense of safety?”

Ostrowerka is quick to point out that he received significant guidance from Professor Wayne Renke: “from helping me refine my initial paper proposal and suggesting several sources

to explore, to reading preliminary drafts and discussing the direction of my paper, Professor Renke was always available and genuinely interested in its development every step of the way.”

For students interested in entering their essay into the contest, more information can be found on The Office of the Registrar website: <https://www.registrar.ualberta.ca/ro.cfm?id=536>.

**Aboriginal Law Speaker Series**  
March 2nd through 6th

Room 231/237  
Faculty of Law, 111 - 89 ave  
University of Alberta

Light lunch will be provided at each event.

**David Arora**  
March 2, 12-1 pm  
Topic: *Harvesting Wild Mushrooms*

**Larry Chartrand**  
March 3, 12-1 pm  
Topic: *Indigenous Legal Traditions and Canadian Law*

**Dr. Leroy Little Bear**  
March 4, 12-1 pm  
Topic: *Indigenous Legal Traditions and Canadian Law*

**Aaju Peter**  
March 5, 12-1 pm  
Topic: *Indigenous Legal Traditions*

**Dr. Gordon Christie**  
March 6, 12-1 pm  
Topic: *Evolving Aboriginal Legal Traditions*

ABORIGINAL LAW STUDENTS' ASSOCIATION

ALSA would like to thank our generous sponsors:

ATCO GROUP | PARLEE McLAWS LLP | Alberta LAW FOUNDATION | FACULTY OF LAW

# ALSA Presents the 13<sup>th</sup> Annual Aboriginal Law Speaker Series

The Aboriginal Law Students' Association (ALSA) hosted the 13th Annual Aboriginal Law Speaker Series on March 2-6, 2015. This year's series consisted of five distinguished speakers who presented stimulating topics on the theme of "*Indigenous Legal Traditions and Canadian Aboriginal Law*".

On March 3, Dr. Larry Chartrand discussed the importance of incorporating Indigenous legal traditions into Canadian law and legal education. [Read the full story online here:](http://lawschool.ualberta.ca/news/main-news/2015/march/alsa-speaker-series) <http://lawschool.ualberta.ca/news/main-news/2015/march/alsa-speaker-series>

# LAW SHOW 2015

## HARRY LAWTER

Law Show—a tradition at the University of Alberta’s Law School—marked its 20th year, as students from the Faculty of Law showcased their artistic talents in the annual revue—*Harry Lawter*.

Each year, students collaborate with staff and faculty to stage a musical production, with proceeds benefiting a certain charity. This year, **Youth Empowerment and Support** received a \$4000 donation from show proceeds. The evening was filled with laughs, dance routines, and most importantly—an evening of entertainment that benefited a wonderful cause!



# Discussion on Privacy in the Age of National Security After Edward Snowden

**Merv Leitch QC Memorial Lecture delivered by David Loukidelis QC**

The University of Alberta Faculty of Law was honoured to have Mr. David Loukidelis QC deliver a lecture as part of the Merv Leitch QC Memorial Lecture series. This lecture series has been held annually since 1991, between the University of Alberta and University of Calgary, in memory of Mr. C. Mervin Leitch BA LLB QC. As Dean Paul Paton stated, this lecture series contributes to important public debates and celebrates the legacy of Mr. Leitch. Members of the Leitch family were in attendance at the lecture, and we are grateful for the ongoing support they provide to our students through the Merv Leitch scholarships.



In the words of Dean Paton, it was “both an honour and a privilege” to have Mr. Loukidelis guide an important discussion on privacy in the age of national security. Mr. Loukidelis provided an overview of changes over the last ten years in the technological sphere as it relates to privacy. Mr. Loukidelis explained that while we must put “national security and public safety above all else in a world with dangers”, we must also “create

robust and well-thought-out oversight mechanisms” to avoid the risk of creating a “culture of surveillance and control”. Moreover, he explained that as our lives become increasingly reliant on technology, we transmit more information about ourselves. With this comes inherent dangers, including social sorting and using our personal information for reasons unrelated to the original purpose of collection.

Mr. Loukidelis further discussed privacy as a concept that is vital in democratic countries such as Canada, as well as the role of privacy in protecting individual autonomy and our rights and freedoms. As surveillance of individuals becomes increasingly electronically based, privacy risks “become more acute”. Mr. Loukidelis acknowledged that despite these risks, electronic surveillance is not “inherently wrong” and can serve legitimate purposes. However, he cautions that Bill C-51 is “deeply problematic”. Mr. Loukidelis emphasized that concerns with the Act do not stem from questioning the “good faith or integrity of the police force and national security agencies”, but rather that we require more than trust in the system to protect our privacy rights.

Mr. Loukidelis explained that when we are “making national security or law enforcement claims to justify the introduction of laws with extraordinary measures”, there must be evidence that the measures chosen are proportionate and effective. Mr. Loukidelis emphasized that a robust conversation is needed in order to ensure our “societal responses... remain proportionate to the risk”. In the words of Mr. Loukidelis, we have to verify that the powers that “we give to the state to keep each other safe don’t remove [or] impair the very rights and liberties... that [terrorists] want to take away from us – surely, we cannot give them the satisfaction.”

## VISITING SPEAKERS

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### PROFESSOR KRISTEN BOON

Seton Hall University School of Law  
March 25, 2015

*The United Nations as Good Samaritan and Accountability for Mass Torts*

**Full story here:**

<http://lawschool.ualberta.ca/news/main-news/2015/march/un-as-good-samaritan>

### ROWLAND HARRISON, Q.C.

TransCanada Chair in  
Administrative and Regulatory  
Law Delivers TCPL Lecture  
March 15, 2015

*Social Licence to Operate:  
The Good, the Bad, and the Ominous*

**Full story here:**

<http://lawschool.ualberta.ca/news/main-news/2015/march/tcpl-lecture>



### THE HONOURABLE JONATHAN DENIS

Alberta Minister of Justice  
and Solicitor General  
A Law Students Association  
presentation  
March 11, 2015

*2013 High River Flood, Police  
oversight and the law  
surrounding firearms*

**Full story here:**

<http://lawschool.ualberta.ca/news/main-news/2015/march/minister-of-justice>

### CHARALEE GORDON

Alumna, Rhodes Scholar  
and former faculty member  
March 2, 2015

*The Judgement Game*



### ALEX NEVE

Amnesty International Canada  
November 19, 2014

*Canada and the Global Struggle  
to End Torture*

**Full story here:**

<http://lawschool.ualberta.ca/news/main-news/2014/november/alex-neve-visit>

### PROFESSOR GEORGE WILLIAMS, AO.

University of New South Wales,  
Australia

The 26th Annual McDonald  
Lecture – Centre for Constitutional  
Studies presentation

September 22, 2014

*“Anti-Terrorism Laws & Human Rights”*

**Full video here:**

[https://www.youtube.com/watch?v=j\\_r3g4o7yNw&list=UUh4MQysaJQ9x1Hui\\_qEqiGQ](https://www.youtube.com/watch?v=j_r3g4o7yNw&list=UUh4MQysaJQ9x1Hui_qEqiGQ)

## IN GRATITUDE



The Faculty of Law would like to sincerely thank our Sessional Instructors—who provide valuable expertise from a wide range of professional legal contexts, innumerable hours grading assignments, and offer feedback and encouragement. They are committed to the success and achievement of our students who will also—one day—become part of the global legal community.

### SESSIONAL INSTRUCTORS 2014-2015

**BOB ALONEISSI**

Beresh Aloneissi O'Neill  
Hurley

**SHAWN BEAVER**

Beaver Leebody Frank  
& Associates

**BRIAN BERESH, QC**

Beresh Aloneissi O'Neill  
Hurley

**ALEX BERNARD**

Public Prosecution Service  
of Canada (PPSC)

**BONNIE BOKENFOHR**

Edmonton Police  
Commission

**DINO BOTTOS**

DePoe & Bottos

**JODY BRENNAN**

Federal Government-  
Status of Women

**DANE BULLERWELL**

Pringle Chivers Sparks  
Teskey

**MICHAEL CARTEN**

Faculty of Law

**TROY CHALIFOUX**

Aboriginal Affairs &  
Northern Development  
Canada

**SANDRA CORBETT**

Field Law LLP

**TROY COUILLARD**

Alberta Justice, Criminal  
Law Division, Appeals

**DEBRA CURCIO LISTER**

Miller Thomson LLP

**MONA DUCKETT**

Dawson Stevens Duckett  
& Shaigec

**ERIN EACOTT**

Public Prosecution  
Service of Canada

**JANE FAGNAN**

Court of Queen's Bench

**KEVIN FEEHAN, QC**

Dentons Canada LLP

**MARIE GORDON, QC**

Gordon Zwaenepoel

**THOMAS GUSA**

Miller Thomson LLP  
Faculty of Law

**SARAH HAMILL**

Faculty of Law

**SANDRA HAWES**

Miller Thomson LLP

**PATRICIA HEBERT**

Gordon Zwaenepoel

**KAREN HEWITT**

Alberta Justice,  
Special Prosecutions

**LORI JOHNSON**

Cochard Johnson

**BRIAN KASH**

Alberta Justice

**KEVIN KIMMIS**

Bureau of Pensions  
Advocates, Veterans Affairs

**BRUCE KING**

National Defence

**SIDNEY KOBEWKA**

Kobewka Stark

**NANCY KORTBEEK**

Reynolds Mirth Richards  
& Farmer LLP

**JEREMIAH KOWALCHUK**

Field Law

**DONALD LUCY**

Reynolds Mirth Richards  
& Farmer LLP

**ANNA LUND**

Faculty of Law

**MICHELLE MACKAY**

Gordon Zwaenepoel

**SARAT MAHARAJ**

Dentons Canada LLP

**TIM MAVKO**

Reynolds Mirth Richards  
& Farmer LLP

**KARIM MAWANI**

adrsolutions.ca

**ROB MCDONALD**

Dentons Canada LLP

**DONNA MOLZAN, QC**

Alberta Justice

**PATRICK NUGENT**

Nugent Law Office

**EDMOND O'NEILL**

Beresh Aloneissi  
O'Neill Hurley

**LYNN PARISH**

Faculty of Arts

**DOUG PETERSON**

Alberta School of Business

**CHRISTINE PRATT**

Field LLP

**NEIL G. REDDEKOPP**

Ackroyd Law

**BART ROSBOROUGH**

Provincial Court of Alberta

**MEGAN ROSBOROUGH**

Alberta Justice

**TOM ROTHWELL**

Alberta Justice and Solicitor  
General

**PETER ROYAL, QC**

Royal Teskey

**CHRISTOPHER SAMUEL**

Public Prosecution  
Service of Canada (PPSC)

**DAVID SCORGIE**

Scorgie Wilson

**DAN SCOTT**

Seveny Scott

**KAREN SMITH**

Parlee McLaws LLP

**DON SOMMERFELDT**

Fraser Milner Casgrain LLP

**DAVID STAM**

Department of Justice  
Canada

**IAN WACHOWICZ**

Parlee McLaws LLP

**KATHERINE WEAVER**

Legal Aid Society of Alberta

**DAVID WEDGE**

Parlee McLaws LLP

**DICK WILSON, QC**

TED YOO

Bennett Jones LLP

**ARCHIE ZARISKI**

Athabasca University,  
Legal Studies

**TERRI ZURBRIGG**

Neuman Thompson



## MESSAGE FROM THE PRESIDENT

Alumni & Friends Association of the Faculty of Law, University of Alberta

Our esteemed President, Mr. Bill Ostapek, has asked me, as First Vice-President, to provide a message to herald in the first issue of the new and revamped *Without Prejudice* magazine. The magazine has long provided alumni with news out of the Faculty of Law, and an ongoing connection to our law school and each other. We are all—as alumni—interested and concerned with how the Faculty of Law is responding to decreasing resources, increasing demands, and the ongoing evolution of legal education in Canada. If you would like to become more involved with the efforts of the Alumni & Friends of the Faculty of Law, please contact the association, as we are always anxious to receive the opinions, advice and involvement of more alumni and friends, in whose name we operate.

**Bill Ostapek can be reached at: [william.ostapek@wcb.ab.ca](mailto:william.ostapek@wcb.ab.ca)**



## ALUMNI WEEKEND *September 18–21, 2014*

“Great things happen when we come together,” seemed to be the theme for the 2014 Alumni Weekend. Nearly 4,000 alumni took part in the celebrations over the weekend. From sock fights, cinnamon buns, reunions and countless family fun—the weekend was nothing short of exciting!

Among the myriad of celebratory activities, Faculty of Law alumnus, **Kevin Jenkins, LLB '80**, received the **Distinguished Alumni Award** from the University of Alberta—an occasion for which faculty, friends, and students alike were able to meet and share in his experience. You can watch the video biography online here: <http://alumni.ualberta.ca/benefits-and-services/alumni-awards>

Other highlights included the Class of '04 trying to settle the bronze medal in arm wrestling which—thankfully for both contenders—ended in a draw.

Lastly, alumni and friends were thrilled to see **Doug Stollery, LLB '76**, and **Walder White, LLB '54**, also in attendance.



# REUNIONS 2014

More than 200 Faculty of Law alumni & friends gathered during the University's Alumni Weekend 2014. Classes ending in '4'—Class of **1964**, **1974**, and **2004** participated in a variety of activities including several gatherings at the Faculty of Law and around the City of Edmonton.



Class of '64



Class of '74



Class of '04



# CONNECTING ROOTS

*The University of Alberta's Faculty of Law is privileged to have contributed to the development of many legal lives and legal communities, at home in Alberta, and around the world. Stories of challenge and accomplishment play a significant role in the evolution of the profession and the strength of the legal 'fabric'. Without Prejudice is pleased to present the first in a series of articles that recognizes and celebrates alumni and those legacies.*

Manoj Pundit, LLB '88, and his sister, Shirish Chotalia, LLM '91, are proud to carry on the legacy of their father, Gajanan Pundit—who graduated from the Faculty of Law in 1970. They are among those we call “legacy students,” whose parent(s) are alumni.

Immigrating to Canada in 1964, with a B.Sc from India, Gajanan returned to university to study law. “I was so inspired,” noted Manoj. Growing up while his father attended law school and later established his practice in Edmonton provided an important lesson: law was about helping people.

The new immigrants had arrived in Peace River, Alberta to work as teachers, but the family soon found itself in Edmonton to enable Gajanan to pursue his law studies. It was through the comradeship at law school that Gajanan “developed his circle and network of lawyers.”

Gajanan was grateful to the local community and their contributions during his formative years as a lawyer. In the years to come, giving back to those in the community who “couldn't afford lawyers” became a priority by providing significant pro bono services, noted Manoj.

It is this sentiment of helping others that is perhaps the biggest gift Manoj received from his father. Manoj says law was always a very “positive idea” and about cultivating relationships. It is this “education” that Manoj credits as driving him and his sister to follow in their father's footsteps. However, rather than practice the varied law that Gajanan enjoyed, Manoj chose to focus on securities, mergers and acquisitions. He says he knew what he wanted to do from the summer of his first year, working for Alberta Securities Commission's legal department. He notes that though the position might not have been financially lucrative, it was very rewarding in many other important ways and laid the foundations for what would follow. Manoj later articulated in Toronto, founded his own firm, helped develop another, and is now a partner with a national firm, Borden Ladner Gervais, in Toronto. His sister, Shirish—who specializes in immigration law—has an Edmonton based private practice.

When asked if he will encourage his own daughters to follow in his footsteps, Manoj laughs and says they are too young. Perhaps there is yet another “legacy” student or two to follow at U of A's Faculty of Law in this family. Class of ?

### 1958



**Leonard Leigh, LLB:** I fear that I am something of an extinct volcano. I joined the LSE Law Department in 1964 and rose through the ranks until I resigned, as full professor and former Head of Department, in 1997. I joined the Criminal Cases Review Commission as a Commission Member in April of that year, serving until my 70<sup>th</sup> birthday in 2005. I continue to do some legal writing though, inevitably, my contributions have become less numerous. I have very warm memories of the U of A.

**Editor's Note:** All content submitted for publication is subject to editing. In some cases, personal pronouns in Class Notes have been changed to first person.

**Submissions:** We're always interested in what our alumni have to say. Please inform us of your news and/or submissions at: [greid1@ualberta.ca](mailto:greid1@ualberta.ca)

### 1965

**E. (Sonny) Mirth, LLB:** Class of '65 will be celebrating its 50<sup>th</sup> this year and plans a gathering in Calgary on September 12 with (hopefully) Professor T. Anderson and Professor B. Angus. Professor Anderson has been so gracious as to celebrate with us each and every time we have gathered for these events.

### 1967

**John Sterk, LLB:** I am still 'retired' but run 2 half marathons annually and teach Canadian Business Law. I am also enjoying my grandchildren.

### 1970

**Marguerite Trussler, LLB:** I was appointed Alberta's new Ethics Commissioner in the summer of 2014.

### 1971

**Berry F.C. Hsu, LLM:** After teaching law for more than twenty-three years, I shall retire after this year. As I will be turning 65! I started my first job in 1971 as a janitor in the Chemical Engineering Building at the U of A. After receiving an MA in Mathematics from the University of Oregon, I became a computer programmer at the U of A in 1974, and studied law under the U of A's employee structure. I very much enjoyed my visit in the past to Hong Kong by Professors Gail Henderson, David Percy and Philip Bryden.

### 1974



**Richard J N (Rick) Gilborn QC, LLB:** I was awarded the Order of the University of Calgary on November 12, 2013. (My son, Daniel Gilborn, is a graduate of the class of '04).

### 1976

**J. Wilton Littlechild, LLB:** Received an Order of Excellence in October 2014 and served as a Member of Parliament from 1988-1993. More recently, served as one of the Commissioners on the Truth and Reconciliation Commission of Canada. Member of the Board of Directors of the Edmonton Oilers Foundation. In September of 2014, attended the grand opening of the Canadian Museum For Human Rights in Winnipeg.

## CLASS NOTES

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**Doug Stollery, LLB:** I retired as General Counsel with PCL Construction in 2014. I recently joined the board of Care Canada and became co-chairman of their national fundraising campaign. Travels to Ethiopia gave me a new perspective on development aid and how Care can help change lives forever.

**Clinton Kittle, LLB:** After 25 years of practicing law as Crown Counsel in the Criminal Justice Branch of the Attorney General's Office of the Province of British Columbia, I am happily retired in Nanaimo living the life of a recovering lawyer.

## 1979

**Robert Normey, LLB:** I have been working on a Human Rights film series for the past several months. The film is called *Trick or Treaty?* Gary Moostoos will be a special guest and commentator. The film is part of a series entitled: *Do the Right Thing: Standing Up for Human Rights in History*—and is a joint partnership between the John Humphrey Centre for Human Rights and Whitemud Library.

## 1980

**John D. Blair, LLB:** In 2014, I was appointed national leader of Borden Ladner Gervais LLP's Commercial Litigation Department (150 lawyers across the country).

## 1981

**David Sproule, LLB:** He is the current Canadian Ambassador to Norway. He joined the Department of External Affairs in 1981, and served in Signapore, Bankok, Washington D.C., Dhaka and Kabul. He has also served as High Commissioner in Bangladesh, Ambassador to Afghanistan from 2005-2007, and Ambassador to Thailand and Laos from 2007-2009.



Reine, Norway: image courtesy of Mariusz Kluzniak, Flickr.com [Creative Commons]



Foreign Affairs Minister John Baird is joined by David Sproule—Canada's Ambassador to Norway—and Mona Elisabeth Brother—Norway's Ambassador to Canada—in laying a wreath on behalf of Canada to commemorate Canadian soldiers killed in Norway during World War II. (Image courtesy of DFATD, Flickr.com [Creative Commons]. Oslo, Norway, August 22, 2014.

## 1982

**Paul Atkinson, LLB:** I authored three LexisNexis law text publications: *The Canadian Justice System: An Overview*; *Proof: Canadian Rules of Evidence* (both in their third editions) and *Business Law in Ontario*. I have been teaching law courses at Sir Sandford Fleming College since 1988 and also occasionally teach at Trent University.

**Pat Frewer, LLB:** I can report that I am busy developing retirement communities—based in West Vancouver.

## 1983

**Albert S. Frank, LLB:** In February of 2014, I was called to the bar of Nunavut but I continue working most of the time in Toronto, Ontario. Growing up in Edmonton was good preparation for my Nunavut trips—I know how to dress for real winter weather.

## 1986

**C.H. William Cheung, LLB:** I joined Dentons LLP as of April 1, 2015, as Counsel, and work in its Edmonton office.

## 1988

**Don Davies, LLB:** After articling in Edmonton and working at the Alberta Legislature my family and I moved to Vancouver where I spent 16 years as Director, Legal Services with Teamsters Union. Since 2008, I have been the Member of Parliament for Vancouver Kingsway and am currently the Official Opposition Critic for International Trade.

### 1991

**David J. Standford, LLB:** I am a member of the Shell Canada Law Department, which I joined in 2006 as Associate General Counsel, Downstream (after 15 years in private practice—the final 10 of which were at McCarthy Tetrault LLP, which I left to join Shell). Last year, Shell asked me to lead the legal team within LNG Canada (a joint venture in British Columbia among Shell, Mitsubishi, PetroChina and Korea Gas Corporation, where I am Legal Director).

### 1993



**Madam Justice Martha M. Devlin, LLB:** On December 11, 2014, I was appointed a Judge to the British Columbia Supreme Court in Vancouver, B.C. I had been a Senior General Counsel with the Public Prosecution Service of Canada, BC Region at the time of my appointment. I was appointed a QC in 2009.

### 1994

**Don Wilkinson, LLB:** I have a busy solicitor's practice in Kelowna, BC, where I am a partner in the law firm of Port Ramsay LLP.

### 1995 AND 2000

**Brian Calliou, LLB, LL.M.:** I just had a book I co-edited called *Restoring Indigenous Leadership: Wise Practices in Community Development*, published by The Banff Centre Press in September 2014.

### 1997

**The Honourable Sanjeev S. Anand, LL.M.:** On October 16, 2014, I resigned my position as Dean of Law at the University of Saskatchewan and took up an appointment as a Judge of the Provincial Court of Saskatchewan. Prior to being appointed as the Dean of the College of Law at the University of Saskatchewan, I was a professor at the Faculty of Law, University of Alberta where I taught for 10 years.

**Markus Weber, LLB:** I moved to Nunavut after graduating from law in 1997, where I served the Government of Nunavut as Deputy Minister of Justice and then Secretary to Cabinet. In 2011, I joined Serecon in Edmonton as an agricultural consultant. Together with Don Hoover (BScAg 1964) and Serecon, we recently began distributing unmanned aerial vehicles for agriculture through AgEagle Canada Inc.

**David L. Sharko, LLB:** In July, 2014, I joined the Aboriginal Law Team of Alberta Justice and Solicitor General in Edmonton.

**Adam Pekarsky, LLB:** After about 4 years of practice at Fraser Milner Casgrain LLP (as it then was) I left practice in 2001 and have been recruiting lawyers and other executives ever since. I spent time at two of the leading search and recruitment firms globally – Robert Half International and Korn/Ferry International – before starting my own firm in 2009. Now, nearly 6 years later Pekarsky Stein (soon to be renamed Pekarsky & Co.) is the leading boutique search firm in Western Canada.

### 2002

**Steven Richards, Lieutenant-Colonel, LLB:** I will be leaving my position with the Office of the JAG as the Deputy Director of Military Prosecutions and will be joining the BC prosecution service as a Crown Counsel in April 2015.

**Patrice B. Newman, LLB:** I graduated from U of A Law School in 2002 and immediately moved to Victoria, BC to begin articling and to join family members who had preciously migrated back to BC. I worked in a general practice from 2003-2008, and then moved to a boutique law firm that specializes in wills, trusts and estates. I became a partner in 2013. I still practice litigation exclusively, and focus my practice not only in estate and capacity litigation, but also personal injury, employment and contract disputes.

## CLASS NOTES

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### 2003

**Ritchie Po, LLB:** I'm a sole practitioner on a long-term consultancy with Telus, and I'll be chairing the following conference in May, 2015: CBABC Freedom of Information & Privacy Law Professional Development Conference in Vancouver, BC.

### 2004



**RJ Daniel (Dan) Gilborn, LLB:** I joined Caron & Partners, April 2014.

### 2006

**Clint Martin, LLB:** I am presently working in Kyiv as the Commercial Counsellor at the Canadian Embassy to Ukraine. I joined the Foreign Service in 2007 and had a previous posting to Russia as well as a domestic posting in Toronto at the Canada-India Business Council. I was called to the bar in Ontario after completing articles at the Trade Law Bureau at the Department of Foreign Affairs, Trade & Development, Ottawa.

**Alexander W. Yiu, LLB:** I recently left Field Law in September 2014 to serve in a new role as legal counsel to the Alberta Court of Appeal.

### 2007

**Warren Woo, LLB:** Since the summer of 2011, I have owned my own firm – Aspen Law Office in Calgary. I practice in residential real estate and wills and estates primarily.

### 2008

**Sharon Ohayon, LLB:** I joined the partnership at Witten LLP on January 1, 2015.

### 2010

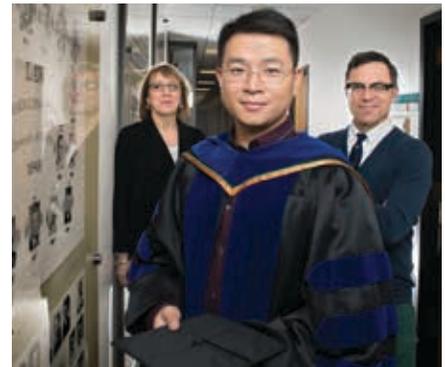
**Shannon Mather, LLB:** As of December 2014, I joined the Office of the Ombusperson in British Columbia.

### 2013

**Paul Tonita, LLB:** I am not sure that I am very interesting latest news. Though, I did just get called to the bar in BC after clerking for a year at the BC Supreme Court and completing my articles at Davis LLP in Vancouver.

### 2014

**Li Du, PhD:** I recently completed my law PhD in July, 2014. My dissertation—“Labelling of GMOs: Law, Science, Policy and Practice”—argues for voluntary labeling of GMOs and GMO foods, with particular application to Canada. I've noticed over the past few years there have been increasing collaborations between Canada and China, and I think—because of my experience—I will be able to continue that collaboration.



# A SPECIAL VOLUNTEER: MR. BEAN

**Mr. Bean and the Faculty of Law's Nicki Baron Volunteer at the University of Alberta Hospital**



**H**ave you heard the joke about the woman who walks into the Intensive Care Unit and everybody knows her dog's name? That was the story of Nicki Baron, administrator for the Health Law Institute at The University of Alberta, who brings her certified therapy dog, Mr. Bean, to visit patients at

The University of Alberta hospital. "It is all about him," Baron says, "he is the centre of the universe in the Adult ICU." Though Mr. Bean bears no resemblance to the British bumbling character, this canine version brings just as much humour to those he visits.

Every Wednesday for the past two years, the 60 pound, English Bulldog, Mr. Bean, dons his green scarf and pads up and down the slick hospital corridors. Baron explains that Mr. Bean is usually assigned a ward – recently it's been the Eating Disorder clinic and the Adult ICU – and then visits for a couple of hours. Mr. Bean is very gentle, notes Baron, "patients can pretty much do anything and he won't move." But Mr. Bean also knows when someone is interested in him. Even without saying so. Ambling

into the hospital one evening, Mr. Bean stopped next to a woman in her 50s. There were questions from the woman and she gingerly reached down to place her hand on Mr. Bean's back. She withdrew her hand and backed away, slightly. Mr. Bean remained. Again, the woman cautiously patted further up his back. And Mr. Bean remained. The woman reached down, and pet Mr. Bean on his head. She took a step back and quavering said to Baron, "I've been terrified of dogs my whole life – this is the first time I've ever touched a dog."

Mr. Bean often gives gifts to people – gifts of his time, patience and company. On Christmas Eve, Mr. Bean gave a gift that will be forever cherished. There was a request for a follow-up visit to a patient who had been in a coma. The patient had not interacted with outside world since waking. His family parted to create a path for Mr. Bean so that he could venture right up to the young man who was sitting in his chair. With the nurse's help, the patient rested his hand on Mr. Bean and then Baron lifted the 60 pounds of dog up to the boy's eye level. Though Baron may not have been able to hold Mr. Bean for long, the look and emphatic smile from the patient was enough to make the family feel "like they won lotto 649," says Baron.

Mr. Bean has been visiting the University of Alberta hospital for two years but he has experience at the Royal Alexandra hospital and a nursing home. It has been well documented that pet-assisted therapy can have a significant impact on patients, and thanks to Baron's conscientious volunteering, Mr. Bean has many more stories to come.

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The challenges of meeting the financial needs of students and of providing strong programming and services make your financial contributions more crucial than ever. The Faculty extends its sincere thanks for your support.

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1.79 Million

490  
TOTAL  
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Percentage  
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58

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Top areas to which donations  
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# LEADING THE WAY

The Faculty of Law at the University of Alberta would like to acknowledge two significant benefactors in 2014 whose contributions will make a difference in student education and related initiatives: **Anne McLellan** and **McLennan Ross LLP**



**Anne McLellan** is known for many things, including being Deputy Prime Minister, Privy Counsellor, Senior Advisor to Bennett Jones LLP and, soon, Chancellor of Dalhousie University. She has sat on numerous corporate and community boards and is a member of the Order of Canada and the Alberta Order of Excellence.

To our benefit, UAlberta is an integral part of her service. She joined the Faculty of Law as an Associate Professor in 1980, teaching Contracts and Constitutional Law. She served as Associate Dean from 1985-87 and was Acting Dean in 1991-92. Upon her leaving politics in 2006, she became the Distinguished Scholar at the Institute for American Studies and has continued to take an active part in U of A programming.

In 2014, Anne made a generous pledge for the purchase of video conferencing equipment for the Law Centre and for the establishment of an endowment to help finance areas of pressing operational need. The Faculty of Law is privileged to have her continuing support and is committed to using this gift to pursue excellence in its offerings.



**McLennan Ross LLP** has pledged generously to help renovate the lecture hall that bears the firm's name.

Combined, rooms 231 and 237 form the largest auditorium in the Faculty and—aside from an update of technologies in the mid-90s—it is among those spaces that have not been revitalized since the Law Centre opened in 1972. The firm's gift will facilitate the convertibility of the space, eliminate hazardous materials—used in the original construction—and modernize the architectural design.

Over the years, McLennan Ross LLP and its partners have supported multiple initiatives in the Faculty including the establishment of various awards and endowments, the renovation of the Moot Courtroom, and—of course—the 1996 update of McLennan Ross Hall that resulted in its naming.

This new injection of capital signals the ongoing commitment of the firm to the Faculty, to the services it delivers, and to its students.



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**To give to the Faculty of Law go to:** <https://lawschool.ualberta.ca/alumni-and-giving/donate>

Or contact Della Paradis, Acting Assistant Dean, Advancement at [lawdev@ualberta.ca](mailto:lawdev@ualberta.ca) or at +1 780 492 5953.

Della can also be contacted for further inquiries, corrections and omissions regarding the statistics and listed contributions.



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