

**SPECIAL NOTE OF THANKS TO OUR
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2010 Fall Conference

Thursday, September 30th and Friday, October 1st, 2010

VICTORIA INN
Thunder Bay, Ontario

Guest Speaker, Thursday September 30, 2010, 12:00 p.m. – Justice Stephen Goudge

Justice Stephen T. Goudge has been a Judge of the Ontario Court of Appeal since 1996. He holds an Hons. B.A. (Political Science/Economics) from the University of Toronto, 1964, M.Sc. (Econ.), from the London School of Economics, 1965, and an LL.B. (Awarded Dean's Key), from the University of Toronto, 1968. He was called to the Bar of Ontario in 1970 and appointed a Queen's Counsel in 1982. He was a managing partner of the firm Gowling, Strathy & Henderson in Toronto where he engaged in a general litigation practice, appearing before many administrative tribunals and Courts at all levels in Ontario and the Supreme Court of Canada. He was a Lecturer at the University of Toronto's Faculty of Law in both Labour Law and Native Rights from 1974 to 1985. In 1989 he was Counsel to the Office of the Premier of Ontario. He has been active in the Ontario Bar Association and the Canadian Civil Liberties Association, was an elected Bencher of the Law Society of the Upper Canada from 1991 to 1996, and is a Judicial Fellow of the American College of Trial Lawyers. In 2007, Justice Goudge was appointed to head Ontario's Inquiry into Pediatric Forensic Pathology (The Goudge Commission), created in the wake of revelations surrounding disastrous errors in the work of the leading expert in the field Dr. Charles Smith, whose conclusions had founded some major criminal convictions. The Goudge Commission's report is widely regarded as a landmark, not only in the subject of forensic pathology in Ontario, but of expert evidence generally.

Guest Speaker, Friday, October 1, 2010 12:00 p.m. – Ronald Poulton

Ronald Poulton has worked for the United Nations in refugee protection, human rights investigations and as legal advisor to the UN peacekeeping operations in Tajikistan, Central Asia. He is considered one of the leading authorities on immigration law in Canada and has appeared as counsel in some of the landmark immigration cases in constitutional, security & terrorism related matters, at all levels of court, including the Supreme Court of Canada. He has been a regular speaker at the Canadian Bar Association and other conferences, has taught immigration law and was called to testify before the Parliamentary Standing Committee on Immigration and before the Inter American Commission on Human Rights. He has written and published two books, the second of which – Pale Blue Hope – depicts his work in UN peacekeeping operations in Cambodia in 1992 and in Tajikistan in 1999. He continues to practice immigration law in Toronto.

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Thursday, September 30, 2010

8:00 a.m. Registration

9:00 a.m.–4:30 p.m. - CIVIL LAW

The Thunder Bay Law Association and The Advocates' Society present "Evidence for Litigators", a full day of speakers and presentations addressing various aspects of the evidentiary issues which litigators face during the course of handling a litigation file. Topics such as the rule in Browne and Dunne, the legal test for relevance, admissibility of documents and evidence, prior inconsistent statements, attacking credibility, making proper objections, spoliation, hearsay, waiver and loss of privilege, as well as other evidence related subjects will be addressed. Lastly, we will be updating everyone on the impact of the "New" Rules of Civil Procedure over the past nine months.

Speakers at this program will include John Hornak, Karen Drake, Brian Babcock, Bernd Richardt, Dennis Van Sickle, Stephen Wojciechowski, Lisa Talbot, Duncan Macgillivray, Rob Bell, Margaret Waddell, Mark Veneziano, The Honourable Mr. Justice Paul Perell of the Superior Court of Justice, The Honourable Madam Justice Helen Pierce, SRJ for the Northwest Region, and The Honourable Justice Stephen Goudge of the Ontario Court of Appeal.

9:00 a.m.–12:00 p.m. - CORPORATE/COMMERCIAL LAW

Coleen Kirby, Manager, Policy Section with Corporations Canada, Industry Canada will be presenting:
"The new *Canada Not-for-profit Corporations Act* – What does it mean for you?"

David Andrews – Focused Wealthcare/Manulife will be presenting on the use of various insurance products for shareholders and "keyman" issues that arise in connection with the drafting of shareholder agreements.

The program will review the Estates Tax and Gift Tax rules in the United States, which are becoming increasingly important as more and more clients are acquiring U.S. situs real property.

10:30 a.m.-10:45 a.m. - REFRESHMENT BREAK SPONSORED BY **RBC ROYAL BANK**

12:00 p.m.-1:15 p.m. - LUNCH SPONSORED BY **CONFEDERATION COLLEGE FOUNDATION**
With Guest Speaker: Justice Stephen Goudge "The Inquiry into Pediatric Forensic Pathology in Ontario"

1:15 p.m. - Registration

**2:45 p.m.–3:00 p.m. - REFRESHMENT BREAK SPONSORED BY
THUNDER BAY COMMUNITY FOUNDATION**

1:30 p.m.-4:30 p.m. - CRIMINAL LAW

This year's Program features Justice Stephen Goudge of the Ontario Court of Appeal. In the wake of revelations surrounding disastrous errors in the work of leading pediatric forensic pathologist Dr. Charles Smith, Justice Goudge was appointed in 2007 to head the inquiry into Ontario's Forensic Pathology system, and his landmark report has become required reading for any lawyer dealing seriously with expert evidence.

Expert Evidence in Criminal Proceedings – a talk and panel discussion led by Justice Goudge on the everyday (and not so everyday) manifestations of expert evidence in particular types of criminal cases.

"The Round-Up" – Your need-to-know review of the year in criminal law, this segment will feature a breakdown of the most significant cases and legislative amendments in the preceding year, and is expected to feature a concise handout that you can tape to your Code.

1:30 p.m.-4:30 p.m. - ESTATES LAW

Join your Estate colleagues for an informative and entertaining afternoon, the key note speaker being our Toronto Colleague Mr. Rick Bickham, an Estate Litigator with the law firm of Hull & Hull LLP. Mr. Bickham was referenced in the article "Looming Alzheimer's epidemic to boost litigation" as found in the March 15, 2010 issue of Law Times. He will share with us his observations as to emerging issues and will, based upon his experience, suggest practical ways in which we can, when Wills are prepared, do so, as best as is reasonably possible, so that they withstand possible future challenge.

There will be other speakers as well including, subject to her/his schedule, a member of our local Superior Court Bench, a proposed topic being an update on costs in Estate matters.

Friday, October 1, 2010

8:00 a.m. Registration

9:00 a.m.-4:30 p.m. - FAMILY LAW

Phil Epstein, Epstein Cole LLP – A Year(s) in Review

Danny Melamed, Torkin Manes – Mediation and Arbitration

Honourable Madam Justice Warkentin – Family Law Conferences

Legal Aid Ontario – Changes to Legal Aid

Ontario Court of Justice – Rules of Evidence

9:00 a.m.-4:30 p.m. - LABOUR LAW

The Six-Minute Employment Lawyer 2010 (video replay a.m. & early p.m.): Ethics and Civility; Risk Assessment and Other Key Legislative Changes – What Employers Need to Know; Discrimination Based on Family Status; Human Rights and Transgender Employment Law Issues; Privacy in Practice; Changes to the Rules of Civil Procedure; Employees' Obligations to Give Advance Notice; Conducting Employee Fraud Investigations.

The Six-Minute Labour Lawyer 2010 (video replay p.m.): Collective Bargaining in Tough Times; Pensions – A Changing Landscape; Considerations – Suspected Criminal Activity; Bill 168 – Workplace Violence and Harassment; Workplace Monitoring and Privacy; Accommodating Mental Disability.

9:00 a.m.- 4:30 p.m. - REAL ESTATE

Maurizio Romanin of Lawyer Done Deal Corp. will be providing a real estate update including the new *Electronic Registrations Act*, lender platforms for instructing solicitors and other current issues.

Craig Carter of Fasken Martineau will be speaking on commercial lending issues.

Robert Johnson will provide an update from the Registry Office.

Randall Johns will be speaking on the power of sale process.

10:30 a.m.- 10:45 a.m. - REFRESHMENT BREAK SPONSORED BY **TELUS**

12:00 p.m.-1:15 p.m. - LUNCH SPONSORED BY **TitlePLUS**
With Guest Speaker: Ronald Poulton "Pale Blue Hope – Death and Life in Peacekeeping"

2:45 p.m.-3:00 p.m. - REFRESHMENT BREAK SPONSORED BY **LAWYER DONE DEAL**

4:30 p.m. - WINE & CHEESE RECEPTION SPONSORED BY **STEWART TITLE GUARANTY COMPANY**

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For questions or more information, please go to www.TBLA.on.ca, or contact:

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