

A Continuing Professional Development program for lawyers in the North East by the S.D.L.A.

COLLOQUIUM 2013

**3 hr. CPD session:
only \$130**

\$150 after Sept. 30th

**2 hr. session:
only \$100**

\$120 after September 30th

**1.5 hr. session:
only \$80**

\$100 after September 30th

· **Thursday lunch
with Dean Stuesser**
*\$ 25 (all meal prices include
HST & gratuity)*

· **Thursday dinner
with the Honourable Mr.
Justice S. Goudge**
\$75

· **Vendredi petit
déjeuner - Travaillons
en Français**
\$15

· **Friday Lunch
with Honourable Mr.
Justice Murray Sinclair**
\$ 25



Colleagues: We at the Sudbury District Law Association are pleased to announce the line-up for our third annual Continuing Professional Development program in Sudbury on October 17th & 18th, a Thursday and Friday. All events are at the Holiday Inn in Sudbury. Earn your CPD hours at one or more of nine sessions. Every lawyer in the province must attend 12 hours of CPD annually, 3 hours of which must have a professionalism component. Each session has been accredited by LSUC. Specifics are set out in following pages.

All components are modestly priced, in part due to the generous contributions of our sponsors. The organizing Committee invites you to review this program, pick the sessions that meet your needs, and follow up by registering online. Follow the link at www.sdla.com.

Save \$20 per session by registering on or before September 30th.

Northeast Continuing Professional Development October 17th & 18th 2013

THURSDAY, OCT. 17th

9:00 - 12:00

ADVOCACY
3 HRS.

LUNCH
12:15 - 1:30

Lunch with **Dean Stuesser**
Lakehead University Law School

AFTERNOON

1:30 - 3:30

CRIMINAL
2 HRS

FAMILY
2 HRS

REAL ESTATE
2 HRS

3:30 - 5:00

NEGOTIATIONS
1.5 HRS

PRACTICE MANAGEMENT
1.5 HRS

**5pm cocktails
6pm dinner**

Guest Speaker **Honourable Mr. Justice S. Goudge O.C.A.**,
sponsored by **Girones Lawyers LLP**

8pm

Hospitality Suite sponsored by **S.D.L.A.**

FRIDAY, OCT. 18th

PETIT DÉJEUNER
7:30-9:00am

**TRAVAILLONS
EN FRANÇAIS**

9:00 - 12:00

ESTATES
3 HRS

CIVIL
3 HRS

LUNCH
12:15 - 1:30

Guest Speaker **Honourable Mr. Justice Murray Sinclair**
Chair, Truth, & Reconciliation Commission Of Canada
sponsored by **McKellar Structured Settlements**

AFTERNOON

1:30 - 3:00

YOUNG LAWYERS
1.5 HRS

3:00

Young Lawyers Hospitality Suite & Mentoring Session
sponsored by **The Advocates' Society**
(For those called to the bar within the last 10 years)

Thursday Oct. 17

9:00-12:00

Trial Advocacy

Prof. Hrs – 1.0 Subst. Hrs. - 2.0

Chair: Thomas L.W. Orendorff, *Orendorff and Associates*

- **The Psychology of Persuasion** - Speaker T.B.A.
- **Organized Advocacy** - John Olah, *Beard Winter LLP*, Author of “*Organized Advocacy*”
- **Family Law: Demonstration and Panel Discussion - Examination of an Expert** – Martha McCarthy, *Martha McCarthy & Co.*, Carol Hartman, *Miller Maki LLP*, Justice Larry Klein, *OCJ*
- **Criminal Law: Demonstration and Panel Discussion - A Cross-examination in a sexual assault case** – Berk Keaney, *Weaver Simmons LLP*, Philip Zylberberg, *Crown's Office Sudbury*, Justice Joseph Fragomeni, *SCJ*
- **Civil Litigation: Demonstration and Panel Discussion - Maximizing impact of the opening for the jury** – Lorenzo Girones, *O.C. Girones Lawyers LLP*, Michael Birnie, *Birnie Law Firm*, Howard Lightle, *Weaver Simmons LLP*, Justice Greg Ellies, *SCJ*

Lunch - 12:15-1:30

Guest speaker: **Dean Stuesser**, *Dean of the new law school at Lakehead University*

1:30 – 3:30

Criminal Law

Prof. Hrs – 0.5 Subst. Hrs. - 1.5

Co-Chairs: Philip Zylberberg, *Crown's Office Sudbury* & Terry Waltenbury, *Paquette & Paquette Professional Corporation*

- **Legislative and Judicial Updates** – Paul Bragagnolo, *Evans, Bragagnolo and Sullivan LLP*, Philip Zylberberg, *Crown's Office Sudbury*
- **Professionalism Issues - Including conflict of interest; solicitor/client privilege; defence and crown ethical obligations** - Gilbert Labine, *Atwood Labine Arnone McCartney LLP*
- **Panel discussion, Search and Seizure Law** – Justice Casey Hill, *SCJ*, Michael Lacy, *Greenspan Partners LLP*, Frank Au, *Assistant Crown Attorney, Crown Law Office*

Family Law

Prof. Hrs - 0.25 Subst. Hrs. - 1.75

Co-Chairs: Carol Hartman, *Miller Maki LLP*, Lisa Barazzutti, *Law Office of Lisa Barazzutti*

- **Developments in the Treatment of Pensions under Ontario Family Law** – Georgina Carson, *MacDonald & Partners LLP*
- **Introducing Children's Evidence in Motions and/or at Trial** – Martha McCarthy, *Martha McCarthy & Co.*
- **A View from the Bench: Pleadings, Affidavits, Family Law Rules, Conferences** – Justices *OCJ, SCJ TBA*
- **Update 2013: Liability Issues for Family Lawyers**: Susan McGrath, *Law Office of Susan McGrath*

Thursday Oct. 17

Real Estate

Prof. Hrs - 0.75 Subst. Hrs. - 1.75

Chair: Jackie McGaughey Ward, *Miller Maki LLP* and Ian Sinclair, *Sinclair & Sinclair*

- **Rectification – MacIsaac v. Salo (Ont. C.A.) Boundaries revisited?** - Richard Nolin, *Weaver Simmons LLP*, Marc Huneault, *Weaver Simmons LLP*
- **Strategy to Avoid EAT for Non-resident Cottage Owners** - Joel Kennedy, *Joel Kennedy Professional Corporation*
- **How Does the Construction Lien Act Affect my Real Estate Practice** - Marc Huneault, *Weaver Simmons LLP*
- **Building Code Changes, Official Plan Amendment and Legal Nonconforming Retrofits** - Guido Mazza, *City of Sudbury Chief Building Official*
- **Building Compliance Issues: Title Insurance** - Guido Mazza, *City of Sudbury Chief Building Official* and Ray LeClair, *LawPRO*
- **Fraud: Funds transfer issue for Real Estate and other Claims and Issue Practice Tips**
Ray Leclair, *LawPRO*

3:30 - 5:00

Negotiations

Prof. Hrs - 0.75 Subst. Hrs. - 0.75

Co-Chairs: Erin Cullin, *Wallbridge, Wallbridge* and Kathleen Stokes, *Weaver Simmons LLP*

- **Principles of Negotiation** - Charles Harnick, *York Street Dispute Resolution Group Inc.*
- **Mediation in a Civil Action** - Charles Harnick, *York Street Dispute Resolution Group Inc.*,
- **Negotiation of a Plea** – Karen Lische, *Crown's Office Sudbury* and Terry Waltenbury, *Paquette & Paquette Professional Corporation*
- **Negotiations in a Family Law Proceeding** – Jerome Gardner, *Jerome Gardner*
- **Negotiations with Staff, Associates and Partners** - Sean McFarling, *Legal Counsel for the Labourers International Union of North America and the OPDC*

Practice Management

Prof. Hrs – 1.5 Hrs.

Chair: Geoffrey Larmer, *Larmer Stickland P.C.*, Wayne Stickland, *Larmer Stickland P.C.*

- **Civility in Practice** – Justice Gregory Ellies, *SCJ*
- **Technology in Practice** - Stephen Starkman, *Primafact*
- **Lawyer-Client Relationships (Effective Communication)** - Ray LeClair, *LawPro*
- **Work/Life Balance** - Doron Gold, *Homewood Solutions*

Cocktails - 5pm, Dinner - 6pm

Guest speaker: Honourable Mr. Justice S. Goudge, O.C.A

Sponsored by *Girones Lawyers LLP*

Petit Déjeuner - 7:30 - 9:00am - Travaillons en Français

Président: **Edmond Paquette**, *Paquette & Paquette*
Conférenciers invités: **Paul Mongenais**, *Perras Mongenais*,
Michel Labelle, *Racicot, Maisonneuve, Labelle, Gosselin*
Danielle Manton, *Directrice de l'Association des juristes
d'expression française de l'Ontario*

9:00 - 12:00

Estates

Prof. Hrs – 0.75 Hrs. Subst. Hrs. - 2.25

Chair: Linda Laakso, *Weaver Simmons LLP*

- **Interaction Between Equalization and Support claims** - Elena Hoffstein, *Fasken Martineau, Dumoulin LLP*
- **The New Remedy for Common Law Spouses of the Joint Family Venture** - Edward Olkovich, *Olkovich Edward*
- **The Evolving Jurisprudence of Remedies Available to Common Law Spouses and the Potential for Statutory Reform** - Elena Hoffstein, *Fasken Martineau, Dumoulin LLP* and Edward Olkovich, *Olkovich Edward*
- **How to get an Accounting from an Attorney for Property** - Jackie McGaughey-Ward, *Miller Maki LLP*
- **Succession Business Planning from a Tax Accounting Perspective** - Samuel Lolas, *CPA, CA, Freelandt Caldwell Reilly LLP*, Cleo Melanson, *CPA, CA, CMA, Freelandt Caldwell Reilly LLP*, Edwin Reilly, *CPA, Freelandt Caldwell Reilly LLP*
- **Best Practices for Trust and Endowment Development for First Nations People** - Kelly Rodgers, *CFA, Rodgers Investment Consulting*
- **Insurance Coverage for the Estate Trustee** - *ERAssure*
- **Changes to the Substitute Decisions Act** – Justice Robbie Gordon, *SCJ*

Civil Law

Prof. Hrs – 0.5 Subst. Hrs. - 2.5

Chair: Erin Cullin, *Wallbridge, Wallbridge*

- **Accident Benefits Update** - Philippa Samworth, *Dutton Brock LLP*
- **When Worlds Collide: The Role of Discipline Proceedings in Professional Negligence Claims** – Emily Graham, *Lenczner, Slaght, Royce, Smith, Griffin LLP*, Shara Roy, *Lenczner, Slaght, Royce, Smith, Griffin LLP*
- **Best Practices for Infant Settlement Motions** – Justice Robert Del Frate, *SCJ*, Andrew Murray, *Lerners LLP*
- **How to Win a Medical Negligence Case** - Lorenzo Girones, *O.C. Girones Lawyers LLP*



Friday Oct. 18

Lunch - 12:15 - 1:30

Guest Speaker: **Honourable Mr. Justice Murray Sinclair**, *Chair of the Truth and Reconciliation Commission of Canada.*

Sponsored by **McKellar Structured Settlements**

1:30- 3:00

Young Lawyers

Prof. Hrs – 1.5

Chair: James Ross, *Orendorff & Associates*

- **Developing Good Practice and Management Habits** - Perry Chhana and Zoltan Kaslik, *Law Society of Upper Canada*
- **Beginning Your Practice** - Antonio Di Domenico, *The Advocates' Society, Faskin Martineau DuMoulin LLP.*
- **Stress Management for Young Lawyers** - Doron Gold, *Homewood Solutions*
- **Panel discussion, Q and A**

3:00-5:00

Young Lawyers Mentoring Session Cocktail Party

(For those called to the bar within the last 10 years)

Prof. Hrs – 2.5

Sponsored by **The Advocates' Society**

Take the High Road Home! As a junior lawyer, it's natural to feel intimidated by more senior counsel and want to fight back. Join us for an empowering afternoon of discussion on how to maintain civility in and out of the courtroom. Hear how to maintain your composure in discoveries and negotiations, and how to hold your own with the bully, using style and grace.



To register, go to www.sdla.ca and follow the link for **Colloquium 2013**.
If you have questions, please contact Carrie at 705-822-6232
or cregenstreif@vianet.ca



Colloquium 2013 was made possible with a huge amount of cooperation and hard work from many people and organizations. They deserve recognition and our collective appreciation:

Organizing Committee: Lucille Shaw, Justice Patricia Hennessy, Erin Cullin, Gerry Brouillette, Kathleen Stokes, Sheena Alexander, and James Ross.

Session Chairs: The individuals who are named in the session segments are largely responsible for suggesting the content of the substantive law sessions and arm twisting the speakers.

Speakers: These individuals are named in the session segments as well. Their expertise and scholarship is at the core of the event.

Special thanks to our keynote speakers: Justice Stephen Goudge, Justice Murray Sinclair, and Dean Lee Stuesser.

Sponsors: These companies, firms and associations are named below. Their contributions make it possible for us to offer the sessions at a reasonable fee.

Carrie Regenstreif of *Green Acorn Consulting* provided administrative and other support.

The support and assistance of the *Sudbury District Law Association* is also very much appreciated.

Merci à tous!

Each of the named sponsors following have generously contributed financial assistance to this event.

Thank you from all of us!

PLATINUM



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- Cochrane Law Association
- Nipissing Law Association
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