

Queen's Law

ISSUE 2003

REPORTS

A photograph of a man and a woman standing in front of a modern building with large glass windows. The man is on the left, wearing a blue polo shirt and light-colored trousers. The woman is on the right, wearing a red short-sleeved button-down shirt and a red skirt, with her arms crossed. The building behind them has a mix of glass and stone/masonry walls. The sky is clear and blue.

**BUILDING ON
TRADITION**

DEAN'S MESSAGE



Writing this message provides me with an opportunity to reflect on our achievements and challenges of the past year and on our goals and plans for the year to come. For the past several years I have been impressed with the level of achievement of those who work and study at the Faculty of Law and this year has been no exception.

As you all know, our greatest challenge over the last several years has been our building and it is now one of our greatest achievements. As anyone who has survived a renovation knows, changes do not happen without a great deal of hard work, patience, perseverance, and a sense of humour. Our building committee, chaired by Professor Don Stuart, worked tirelessly last spring and summer to ensure that the renovations proceeded on schedule. All faculty, students, and staff have been very patient and cooperative despite many disruptions to office and classroom space.

The newly renovated Macdonald Hall officially opened on March 21, 2003, and this edition of the *Queen's Law Reports* features a collection of photographs illustrating the project from start to finish. This renovation would not have been possible without the generous support of our many donors including law firms, the Law Foundation of Ontario, alumni, faculty, staff, and students. We are very grateful for their support of this project and for their continued support of the Faculty of Law.

We welcomed four new faculty colleagues this past year and will have two more joining us in July. In this issue we profile those newcomers as well as mark the retirement of two valued members of the Faculty of Law. Professors Don Carter and Sonny Sadinsky retired this year after long and distinguished careers with the Faculty. On a personal note I will always be indebted to Don Carter for providing such a smooth transition for me as the incoming Dean of the Faculty. Don always provided guidance when sought and was incredibly supportive during difficult times.

With the building renovations completed and the faculty renewal process well under way, we are now focused on financial aid and program enrichment. As this edition of the *Queen's Law Reports* will describe, we have already expanded our Education Equity Program, increased student assistance in the form of scholarships and bursaries, and added new courses to the curriculum.

I am delighted to continue as Dean for the next two years. We have accomplished a great deal in the Faculty of Law in the past few years but, as we have learned from experience, new challenges always lie ahead. I welcome these challenges and look forward to the continued support of our alumni.

– Alison Harvison Young, Dean

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Queen's Faculty of Law

Macdonald Hall | Queen's University
Kingston | Ontario | Canada | K7L 3N6
tel 613 533-6000 | ext. 75318
fax 613 533-6509
somersn@qsilver.queensu.ca

<http://www.qsilver.queensu.ca/law/advancement/>

Editorial Credits

Editors

Ann Tierney (Law '89)
Assistant Dean
at6@qsilver.queensu.ca

Gillian Ready (Law '87)
Career Services Director
readyg@qsilver.queensu.ca

Nancy Somers
Faculty Projects Coordinator
somersn@qsilver.queensu.ca

Student Editor: Morgan L. Camley (Law '04)

Photography: Bernard Clark

Design + Production:

Queen's Graphic Design Unit

Contact Information

For information about courses, programs, and faculty projects, contact

Ann Tierney, Assistant Dean
tel 613 533-6000 | ext. 74258
fax 613 533-6509
at6@qsilver.queensu.ca

For information about student recruitment and admissions, contact

Jane Emrich, Registrar of Law
tel 613 533-6000 | ext. 74283
fax 613 533-6611
je5@qsilver.queensu.ca

For information about fundraising initiatives and alumni relations, contact

Meg Einarson, Advancement and Development
tel 613 533-6000 | ext. 74270
fax 613 533-6509
einarson@post.queensu.ca

For information about career services, contact

Gillian Ready, Career Services Director
tel 613 533-6000 | ext. 77735
fax 613 533-6611
readyg@qsilver.queensu.ca

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Cover

Professor Don Stuart, Building Committee Chair, with Dean Alison Harvison Young in front of the newly renovated Macdonald Hall.

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Homecoming2003

October 3rd – 5th, 2003

**The Faculty of Law and the Law Students' Society
invite all Law alumni to participate in the following events:**

*The Law Students' Society will offer tours of the recently renovated Macdonald Hall
followed by an informal lunch, Saturday, 11 a.m. to 1 p.m.*

*Cocktail reception with Dean Alison Harvison Young at her home,
Saturday, 5:00 p.m. to 7:00 p.m.*

**More information about Faculty of Law events is available on our website,
<http://qsilver.queensu.ca/law/homecoming/>**





New Faculty

Sharryn Aiken

Sharryn Aiken joined the faculty this year after a term as a visiting lecturer in 2001. Prior to moving to Queen's, Sharry practised immigration and refugee law in Toronto and lectured at Osgoode Hall Law School. A past president of the Canadian Council for Refugees, Sharry has been actively engaged in public advocacy on immigration and refugee issues for the past decade.

Sharry is a doctoral candidate at Osgoode Hall, where her research focuses on the role of law in addressing the human rights claims of Palestinian citizens of Israel. She spent a year in the Middle East doing field research as a Rabin Scholar in 2000-2001. Other research projects under way involve the intersection of immigration, national security, and the "war on terrorism".

Sharry has an M.A. from the University of Toronto, a diploma in international and comparative human rights law from Strasbourg, and an LL.M. from Osgoode Hall. She is editor of *Refuge*, an interdisciplinary journal on forced migration, and co-chair of the Equality Rights Panel of the Court Challenges Program. She is currently serving as a member of the Ministerial Advisory Committee on Immigration Consultants. Sharry teaches Immigration Law and International Human Rights Law.

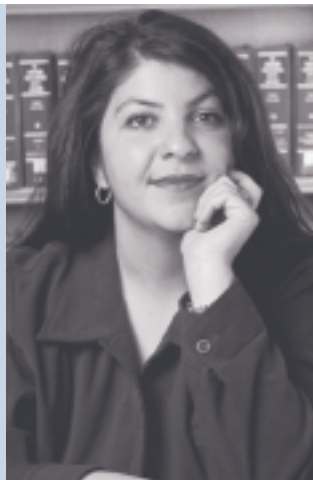
Bitá Amani

Bitá Amani joined Queen's last year, teaching courses in Trademarks and Unfair Competition Law and Torts. Prior to coming to Queen's, she co-directed and co-taught the International Aspects of Intellectual Property Law course at Osgoode Hall. Bitá received a B.A. from York University and an LL.B. from Osgoode Hall. She is called to the Ontario Bar and is completing her Doctor of Juridical Science at the University of Toronto, Faculty of Law, as a SSHRC and CILP Fellow. Her thesis examines conflicts between trade and human rights law raised by patents granted on life forms.

Bitá is committed to public policy issues. She was a consultant to the Ontario Advisory Committee on Predictive Genetic Technology on the issue of gene patents and also a consultant on the E-Laws Project of the Ministry of the Attorney General Office of the Legislative Counsel. Recently, she presented a paper on the Human Genome Diversity Project at a conference on "Indigenous Intervention in the Knowledge-Based Economy" and delivered a CBC radio interview on the S.C.C. "Harvard Mouse" decision. Bitá's research interests include all areas of intellectual property, privacy law, the protection of traditional knowledge and trade secrets, biopiracy, the regulation of biotechnology, and the influence of international legal obligations on domestic policy development.

*"I am delighted to be teaching courses
I am passionate about and to have engaged
and enthusiastic students!"*

– Sharryn Aiken



*"Queen's Law is known for inspiring passionate
intellectual pursuits, its spirit of diversity,
and its commitment to social justice;
our students are our legacy."*

– Bitá Amani

David Freedman

David Freedman joined the Faculty this year, teaching Copyright in the Winter term. David came to Queen's from the University of Oxford, where he taught in the areas of intellectual property, trusts, and criminal law. Prior to that appointment, he was the Herchel Smith Research Fellow in the Law of Intellectual Property at Cambridge University. He continues as a Visiting Fellow in the Centre for Commercial Law Studies, University of London and a Senior Research Associate of the Oxford Intellectual Property Research Centre. Before pursuing an academic career, David was in private practice and worked as in-house counsel for a software firm.

Next year, David will be teaching Property, Copyright, and Trusts. David's research interests are in the areas of intellectual property (especially trade secrets), trusts (in particular equitable wrongs and remedies), and criminal law (specifically the intersection of criminal and civil wrongs). David has an LL.B. from Osgoode Hall, an M.A. from Oxford, and is awaiting examination of his Ph.D. at Cambridge.



"Changing jobs, institutions, and location is usually hard work. Fortunately for me, colleagues, staff and students at Queen's have made it easy. The Faculty of Law is a special place and I very much look forward to my future here."

– David Freedman

Sara Slinn

We are delighted that Sara Slinn has returned to Queen's. Before completing a law degree at UBC, Sara was a Queen's undergraduate and graduate of the Masters of Industrial Relations Program. Sara practised labour law in Vancouver and completed a doctorate in Industrial Relations at the University of Toronto. She taught Contracts and Labour Law in her first year at the Faculty of Law. Sara has been the recipient of many fellowships, awards, and scholarships, and she will no doubt continue the tradition of labour law excellence at Queen's.



"I am excited about Queen's Law because of its traditional strength in labour law, well-regarded labour scholars, and successful combined MIR/LL.B. program."

– Sara Slinn

New Faculty bring Expertise to Queen's Law

Michael Pratt and **Malcolm Thorburn** will be joining Queen's Faculty of Law this fall. Michael's research straddles the disciplines of law and philosophy, involving moral philosophy, contract law and theory, and the philosophy of language. He also has research interests in the theory of estoppel, contract theory, and private legal theory generally. Michael has an LL.B. from Osgoode Hall and an LL.M. from the University of Toronto. He is completing a Ph.D.

in the Department of Philosophy at the University of Sydney. Most recently, Michael was an Assistant Professor in the Faculty of Law at the University of Alberta.

Malcolm Thorburn is a doctoral candidate at Columbia Law School and his research concerns the structure of wrongdoing and justification in tort and criminal law. Malcolm is also working on a comparative study of the treatment of malicious intentions in common law torts and the French civil code. He has a

B.A. and an LL.B. from the University of Toronto, an M.A. in Philosophy from the University of Pennsylvania, and was a Clerk to Justice Louis LeBel of the Supreme Court of Canada in 2000-2001. Malcolm is a Social Sciences and Humanities Research Council of Canada Doctoral Fellow and a Heffernan Fellow, Columbia Law School. He has taught courses on the common law system to LL.M. students and to judges at the French École Nationale de la Magistrature.



Education Equity Program Coordinator

Helen Connop is the Education Equity Program Coordinator, Faculty of Law. Working with Professor Rosemary King, Director of Education Equity, Helen provides individual support and referral services to students. She has worked extensively in the field of health promotion, education, and research, particularly focusing on health risk behaviour. Helen has a long-standing commitment to understanding the social, cultural, and systemic issues that affect overall health and well-being. Helen's work in the areas of health research, prevention, and education, as well as her experience working with diverse ethno-cultural groups, have heightened her sensitivity towards issues of equity and diversity, particularly as they relate to the academic environment.

"We are delighted to be able to expand the Education Equity Program. Helen brings a great deal of energy and enthusiasm to the position of Education Equity Coordinator."

– Assistant Dean, Ann Tierney



New Faculty of Law Development Officer

Meg Einarson brings knowledge and experience in the areas of business and development to her position with Queen's University and the Faculty of Law. Meg, who is from Kingston, completed her undergraduate degree at Queen's in 1987 and then worked in physical education with the Metropolitan Toronto School Board. In 1997 Meg returned to Kingston to work with the Queen's Executive MBA program and the Registrar's Office before joining the Advancement and Development team. She looks forward to enhancing the strong relationship between students, Law alumni, and the University.

"We are thrilled to have Meg join our administrative team this year. Her experience and vision will be integral to the success of our new development priorities."

– Dean Alison Harvison Young



Nancy McCormack and Pam Haley

New Librarians

The Law Library welcomed two new librarians in 2002. Pam Haley was appointed Access and Technical Services Librarian in July, and Nancy McCormack was hired as Reference Librarian in October. Pam came to Queen's from the Hamilton Public Library, and her background includes other public and special library experience. In addition to an M.L.S., Pam holds an M.P.A. from Queen's. Pam's chief responsibility is to ensure the smooth operation of behind-the-scenes activities such as acquisitions, circulation, and reserve. Nancy McCormack has an M.A. from McMaster and an M.L.I.S. from the University of Western Ontario. She is a graduate of the University of Toronto law school, and holds an LL.M. from Osgoode Hall. Nancy has worked as a Reference Librarian at the law libraries of Fasken Martineau DuMoulin and the University of Toronto. In addition to Reference, Nancy teaches library research skills to first-year law students.

"Stand back and watch new librarians Pam Haley and Nancy McCormack revolutionize the Lederman Law Library! Nancy has taken the Library's web-pages to undreamed of places and Pam is streamlining services to take advantage of everything that the digital age can offer."

– Nick Pengelley, Law Librarian and Associate Professor

Retirements

Don Carter

Former Dean Don Carter retires this year after a distinguished career marked by excellent teaching, impressive scholarship, and a record of remarkable service to Queen's and the legal community.

Don received both a B.A. and an LL.B. from Queen's, and a B.C.L. from Oxford University. He returned to Queen's to teach in the Law Faculty in 1968. Don is one of Canada's leading academics in the area of labour law and his expertise and commitment have greatly contributed to the reputation of Queen's as a leading labour law school.

From 1985 to 1990, Don was the Director of Queen's School of Industrial Relations and the Industrial Relations Centre. Both the School and the Centre prospered under his leadership and Don was instrumental in maintaining and developing the strong teaching, research, and publication reputation of the I.R. Program and the Centre.

Don was the Dean of the Faculty of Law from 1993 to 1998, during a time when the Faculty faced great challenges including unprecedented budget cuts. Under his leadership, however, the Faculty remained strong. Don's expertise in labour law and his belief in interdisciplinary academic work led to the establishment of Queen's Combined LL.B./Master of Industrial Relations program. This program is unique in Canada and has gained a first-rate reputation among labour law employers.

Don received the Queen's Law Students' Society Teaching Award in 2002. In May 2002 Don was also honoured with the Queen's University Distinguished Service Award, which recognized his many outstanding contributions to Queen's. He will be greatly missed by his colleagues and students and we wish him well in his retirement.

Stanley Sadinsky

Professor Stanley ("Sonny") Sadinsky retires from the Faculty of Law this year after a successful career marked by achievements in teaching, scholarship, and service within and outside the Queen's community.

Sonny obtained B.A. and LL.B. degrees from Queen's, and practised law for several years with the firm of Weir & Foulds in Toronto. In 1971 he returned to Queen's as a member of the Faculty of Law. His main teaching and research interests were in the areas of Contracts, Remedies and Civil Procedure.

Sonny was a very popular teacher, and in 1986 he won the Queen's University Alumni Teaching Award for Excellence. From 1993 to 1998 he was a member of the Canadian Human Rights Tribunal Panel in Ottawa. Since 1994, he has been the Chair of the Ontario Racing Commission. Sonny also created the first course in Gaming Law in Canada.

It is rumoured that Sonny is spending part of his retirement indulging his interest in the culinary arts by working at Pan Chanco, the local bakery affiliated with Chez Piggy, and of course we expect that he will also continue to make semi-annual trips with some of his faculty colleagues to race tracks around North America.

Sonny will be missed at the Faculty and we wish him a very happy retirement.



"The Faculty of Law, Queen's University as a whole, and the Canadian labour law and industrial relations community all owe a lot to Don Carter. In the 1980's, when Don served as Director of Queen's Industrial Relations School and Centre, he kept that institution at the forefront of industrial relations teaching and research. When he became Dean of the Faculty of Law, resources were very limited and there was sharp debate over the role of university law schools. He pushed to save every penny, and at the same time to keep the quality of teaching and scholarship as high as it could be. He can take a good deal of satisfaction from the vigorous and healthy state of the faculty today."

– Professor Bernie Adell



"For almost 30 years, Sonny was my academic rock – solid, supportive, and always able to reduce my often counterproductive bouts of academic angst and rebellion."

We had a great collaboration in the years when we both taught Remedies and Contracts and in our overall responsibilities for the Remedies casebook. Sonny epitomizes what it means to be a professional in the very best sense of that term as an academic, lawyer, and regulator."

– Professor David Mullan

QUEEN'S STAFF RECOGNITION AWARD

The Faculty of Law is pleased to announce that Nancy Somers, Special Projects Coordinator, was awarded a Queen's University Special Recognition Award in 2002. This university-wide award recognizes outstanding contributions to the learning and working environment at Queen's. In addition to her work with the Office of the Assistant Dean, Nancy was instrumental in coordinating many of the aspects of the recent building renovations to Macdonald Hall. Much of Nancy's work is "behind the scenes" and this award was an opportunity to give her the long-overdue acknowledgment she deserves.



Helen Connop, Education Equity Program Coordinator, Nancy Somers, Special Projects Coordinator, and Patti Evans, Admission and Registration Assistant at a reception in Nancy's honour.

In April 2003 Development Officer Elspeth Carmichael left Queen's Law to undertake a similar position with the Faculty of Law at the University of Calgary. Elspeth's dedication to fundraising on our behalf helped make the renovations to Macdonald Hall possible. Good Luck Elspeth!

Faculty Awards



Anita Anand

Professor Anita Anand has been selected as the winner of the 2003 Canadian Association of Law Teachers (CALT) Scholarly Paper Award. Her award-winning paper is entitled "The Efficiency of Direct Public Offerings" and it will be published in *The Journal of Small and Emerging Business Law*, a U.S. legal journal. Anita received the award at the annual CALT meeting held on May 31, 2003 in Halifax, Nova Scotia. This is a real honour and we congratulate Anita on this well-deserved recognition!



Arthur Cockfield

Professor Arthur Cockfield was awarded a three-year \$42,500 Social Sciences and Humanities Research Council (SSHRC) research grant under SSHRC's Initiative on the New Economy Program for his project "The Law and Economics of the Taxation of Electronic Commerce". This project seeks to determine the appropriate regulatory balance for tax reform efforts directed at e-commerce activities. One of the main goals of the project is to help regulators understand the relationship between tax laws and e-commerce within the New Economy.



Gary Trotter

Professor Gary Trotter was awarded a three-year \$110,000 Social Sciences and Humanities Research Council (SSHRC) research grant for his project "Wrongful Convictions: Causes and Remedies". Gary will be working with Professor Kent Roach of the University of Toronto on this research. This project will examine the multiple causes of wrongful convictions and possible strategies to prevent wrongful convictions. It will use a comparative approach, examining information from Canada and other common-law jurisdictions. It will analyze the manner in which the multiple stages of a criminal prosecution can contribute to wrongful convictions and the steps that can be taken at each stage of the criminal process to minimize the risk of wrongful convictions and also provide for their prompt detection and correction.

Dean Accepts Two-Year Extension of Term

We are delighted that Alison Harvison Young has agreed to continue as Dean of the Faculty of Law until July 2005. It was the unanimous recommendation of an Advisory Committee comprised of law professors, university administrators, and law students that the Dean's term be extended.

Throughout her first term as Dean from 1998 to 2003, Dean Harvison Young has focused on cultivating academic excellence and enhancing the Faculty's commitment to the values of social justice and equity. Faculty renewal has been at the forefront of her successes and there has been a sig-

nificant increase in research activity and research funding among faculty members. The Dean has led the Faculty through the rapidly changing legal education environment over the past five years and we look forward to her continued leadership.

Teaching Awards

Each term the Law Students' Society (LSS) asks students to nominate one professor and one sessional lecturer for a teaching excellence award. This decision is often very difficult, because with a focus on teaching in the Faculty of Law at Queen's many professors are deserving of this recognition. After careful consideration and hours of debate the winners for the Winter 2002 term were Professor Don Carter and Professor Kim Brooks (tied) and Mr. David Stratas. The winners for the Fall 2002 term were Professor Allan Manson and Mr. Dhaman Kissoon. To honour these teachers the LSS held receptions at which each was presented with an award by one of their colleagues or a student.

The LSS Teaching Excellence Award

Winter 2002

Professors Don Carter and Kim Brooks

Fall 2002

Professor Allan Manson

The LSS Special Lecturer (Sessional) Teaching Award

Winter 2002

Mr. David Stratas

Fall 2002

Mr. Dhaman Kissoon



David Stratas (Law '84), winner of the LSS Special Lecturer (Sessional) Teaching Award for Winter 2002.



Dhaman Kissoon (Law '89), winner of the LSS Special Lecturer (Sessional) Teaching Award for Fall 2002, with Bindu Dhaliwal (Law '02) and Associate Dean Bruce Pardy.



Professors Don Carter, Kim Brooks and Allan Manson, winners of the LSS Teaching Excellence Award

"Professor Carter engages the class in discussion rather than just lecturing at us. He challenges us to express our opinions and think outside of the box."

— Esi Codjoe, Law '03

"Professor Brooks believes that a teacher's passion and energy in the classroom can be contagious and will help inspire student engagement. Her excitement for tax law is apparent, and has definitely made me more interested in tax than I ever thought possible."

— Steve Liu, Law '03

"Anyone who has ever studied sentencing with Professor Manson knows that he clearly has a passion for the subject matter and enjoys teaching."

— Robert McMaster, Law '03

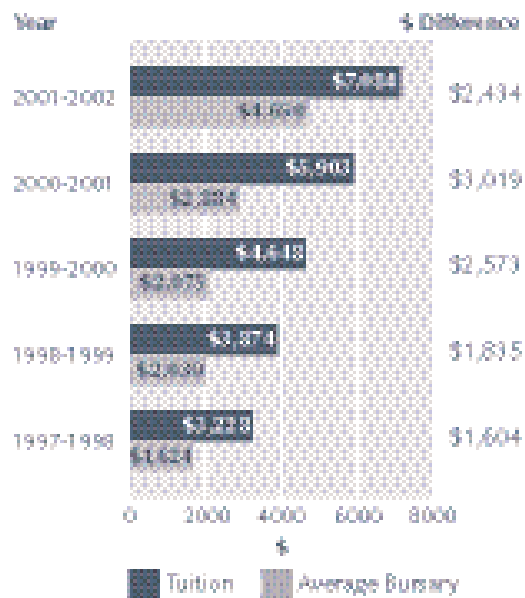
"David Stratas brought a combination of enthusiasm, wit, and candour to the class that fired our imaginations, honed our oral skills, and challenged us each week."

— Jennifer Hockey, Law '03

"Dhaman Kissoon challenged students and required us to examine the stereotypes and attitudes we had upon entering the class. He provided an open learning environment in which students were free to have thoughtful discussions."

— Christina Rivers, Law '04

Tuition and Average Bursary



Queen's Bursaries for Faculty of Law Students by Year

	Students Assisted	\$ Total	Average
1997-98	110	\$178,000	\$1,624
1998-99	248	\$808,554	\$2,039
1999-00	310	\$643,128	\$2,078
2000-01	287	\$816,135	\$2,884
2001-02	389	\$1,343,907	\$4,890

"Most people are aware that the rising cost of tuition is not met with sufficient financial help from the government student loan program. No one is more aware of this fact than a student paying his or her own way through law school. When I discovered in January that I would receive a bursary, I was more than elated – I was relieved. With a line of credit and student loans completely exhausted, this was for me, as well as for many other students, a final option. While many students are financed through law school by savings or help from their parents, I appreciate that Queen's recognizes that some of us are not. This bursary came to me at a time when I needed it, and I won't forget that generosity. I will be happy to give back to the school which gave to me, financially and otherwise."

– Lisa Wannamaker (Law '04)

Demonstrating Our Commitment to Students

Ensuring Accessibility Despite Rising Tuition

As tuition has increased, the Faculty has worked hard to ensure that a legal education at Queen's remains accessible. We have worked closely with the Queen's Student Awards Office to meet the needs of law students, and we are very proud of the substantial increases in bursary and scholarship assistance the Faculty provides to law students. Queen's Law provides one of the highest levels of bursary assistance among the law schools in Canada. In 2001-02 28 law students received their education tuition-free, and over 62% of the students received some bursary assistance. The tables at left and right show the average bursary and scholarship assistance provided to law students.

Accessibility Study

The issue of rising tuition in Ontario law schools and its impact on accessibility has prompted considerable debate among students, faculty, university administrators, and legal practitioners. As a result, the Deans of five Ontario law schools have commissioned a study with the Social Program Evaluation Group at Queen's University, a leader in education and behavioural research, to examine the characteristics of law school students over a seven-year period (1997-2003) to ensure that law schools reflect all segments of Canadian society.

The study is designed to determine:

- the demographic and socio-economic characteristics of Ontario law school students
- whether there have been significant changes in those characteristics and debt load since tuition fees were deregulated
- the effectiveness of financial assistance programs in maintaining accessibility
- possible financial aid initiatives that could improve accessibility and
- the extent to which debt load at graduation affects law graduates' career choices.

If you have any questions about the study, please contact Ann Tierney, Assistant Dean, Faculty of Law, Queen's University at 613-533-6000 ext. 74258 (at6@qsilver.queensu.ca).

Scholarships

McMillan Binch Scholarship

"The thought of leaving my comfortable existence as a pharmacist to pursue a law degree was somewhat...terrifying! My previous degrees involved endless hours of laboratory work and memorization. As a refreshing contrast, Queen's Law offered a diversity of courses, taught by professors who made a genuine effort to encourage students to express their own opinions. I can think of two or three law professors in particular who helped shape my perspective and increase my awareness of social issues.

As a Queen's Law student, I have become involved in activities that I never would have expected, including competitive mooting and acting as an associate editor for the *Queen's Law Journal*. To top it all off, receiving the McMillan Binch Scholarship was an unexpected and truly gratifying experience. Thank you to McMillan Binch for the generous scholarship. I am very happy with my decision to return to school."

— Susan Pak, Law '04 McMillan Binch Scholar

Blakes Scholarship

"I came to Queen's Law from Brandon, Manitoba. My experience at Queen's law school has been excellent. Knowledgeable, considerate professors teach relevant and enjoyable classes, and the students are both friendly and highly capable.

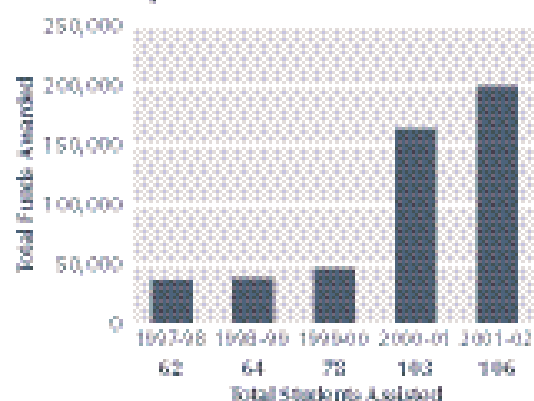
After my first year of legal studies, I was fortunate to win the Blakes Scholarship. This scholarship not only helped me acquire my second year summer job, but also significantly lightened my student debt load, allowing me to concentrate on my second year of law school without having to take on part-time employment during the year. I congratulate Blakes for this fantastic initiative, and encourage the firm to maintain its interest in promoting legal scholarship."

— Drew Mitchell, Law '04 Blakes Scholar



Susan Pak (Law '04) with Shanti Rodrigues (Law '04) and McMillan Binch's Edward J. Ra (Law '98)

Scholarship Assistance



Average Scholarship Per Year	1997-98	1998-99	1999-00	2000-01	2001-02
	\$3555	\$3557	\$571	\$1,575	\$1,877

Advisory Council Supports Faculty Equity Initiatives

The Faculty of Law Advisory Council (a group of distinguished alumni), in its role as trustee of a faculty endowment fund, has provided generous support to a number of new equity-related initiatives at the Faculty. These initiatives reflect the Faculty of Law's commitment to addressing the academic needs of students and alleviating some of the financial difficulties faced by students. These programs complement existing bursary and financial aid programs at the Faculty of Law. These initiatives, developed by the Dean's Office, include:

Education Equity Tutorial Program

This program matches upper-year students with first-year students experiencing academic difficulties. This program not only provides tutorial assistance to first-year students but also provides upper-year students with interesting, law-related part-time jobs.

Education Equity Laptop Loan Program

Students may borrow laptop computers from the Faculty free of charge to complete assignments and papers. The program is intended to provide temporary support to students with demonstrated need.

Diversity Awards

Awards of \$2,000 per year of study will be made to those students whose experience enables them to bring greater diversity to the Faculty and ultimately to the practice of law. Students must demonstrate a substantial contribution to diversity-related issues in law school or prior to attending law school. This award was modeled on the **Community Commitment Award**, established in 1999, which is awarded to graduating students pursuing public interest legal careers.

New Courses

Queen's Law will be offering two-credit courses to students in the 2003-04 academic year. These courses will examine a specific topic in detail. These two-credit courses will provide an opportunity for students to study current topics and allow visitors and invited guests to offer short courses in their area of expertise or interest. Some instructors will teach a two-hour class weekly during the term while others will opt for a three-hour course offered over six weeks. The two-credit course option will be reviewed at the end of the academic year.

Corporate Governance

This seminar course examines the role of directors and senior officers in governing the public corporation. The course focuses on the legal foundations of the public corporation, including various conceptions of the firm in economic theory. Other topics that will be examined include fiduciary

duties, the separation of corporate control and ownership, the concept of "shareholder democracy", corporate goals, the role of institutional investors, the respective roles of corporate law and securities law, and recent legislation adopted in response to corporate failures (such as Enron).

Media, Government and the Charter

This course explores a number of ways in which Canadian legislatures have placed limits on freedom of expression with a view to achieving public policy ends. What are these limits, and what policy interests do they serve? How have our legislatures, our courts, and our media tried to reconcile values of expressive freedom, personal privacy, fair trial rights, commercial free speech, and related values, and to what extent are the results consistent with the *Charter*? Students will also explore certain defamation issues, the interaction between copyright and expressive freedom, and calls for limitations on media concentration of ownership.

Law and Economics

This seminar provides an introduction to law and economics perspectives. The course will review some relevant economic concepts, explore tenets of the law and economics model, and analyze this model from different perspectives.

Public Security Law

The events of September 11, 2001 set in motion a series of sweeping legal and regulatory changes in Canada and around the world. The federal government has responded by introducing omnibus legis-

lation amending dozens of statutes in the following areas: emergencies and critical infrastructure, terrorism, money laundering, immigration, information and secrecy, and transportation and trade. For the first time in Canada we have a comprehensive "public security" regime, aimed at preserving both public safety and national security. This course introduces law students to the broad sweep of this new regime, supplemented by case law and international instruments, to inform their understanding of the possible direction of government action in this area. The interconnections between bodies of law affected by the new legislation will be stressed, with an emphasis on threatened civil liberties and *Charter* rights and freedoms.

International Study Centre Course Offered at Queen's

International Commercial Arbitration will be offered to students as part of the regular LL.B. curriculum in the upcoming academic year. Formerly taught only at the International Study Centre at Herstmonceaux, this course will be offered in the Winter 2004 semester by Professor Nick Pengelley. Arbitration is an alternative to litigation that has emerged as a major means of dispute resolution in the area of international trade and commerce between both private and government entities. This course will cover the essential features of international commercial arbitration, with particular emphasis on the development of the law in Canada.



Sarah Campbell (Law '03) and Sheri Hebdon (Law '05) in the new Career Services Resource Library

New Moot Program Approved

Faculty Board recently approved a proposal to reform the moot program. The reasons for the change are to allow an early introduction to oral advocacy, create a more intensive and comprehensive learning experience, and enhance Queen's competitive moot teams.

The program is divided into a number of components starting in first year. The oral exercise in first-year small sections is intended to provide students with early experience in presenting an oral argument. No facta or original research will be required. In most cases, the oral advocacy exercise will be based on a case that has been studied in class

or will be linked to a research memorandum already completed.

In second year all students will take a mandatory course called Appellate Advocacy – Moots. This course will be limited to 16 students per class and it will be taught by practising litigation lawyers.

Under our previous program, virtually all of our competitive mooters were second-year students, and we were unable to take advantage of the mooting experience of third-year students. Students will now be permitted to moot competitively for academic credit a second time, provided that they moot in a different competition.

2002-03 Competitive Moot Teams

Corporate/Securities Moot

Matt Diskin
Helen Ferrigan
Kelly Margaritis
Jordan Sobel
Faculty Advisor: Professor Cockfield

Gale Moot

Jennifer Addison
Nicole Bailey
Morgan Camley
Meghan Dillon
Faculty Advisor: Professor Trotter

Jessup Moot

T.J. Adihetty
Desmond Burton-Williams
Bogdan Draghia
Amy Kaufman
Faculty Advisor: Professor Aiken

Laskin Moot

James Fireman
Niall Gilks
Francois Sauvageau
Will Wallace
Faculty Advisor: Professor Baines

Mathews, Dinsdale & Clark Labour Arbitration Competition

Kevin Inwood
Erin Metzler
Faculty Advisor: Professor Carter

Niagara Moot

Vanessa Arseneault
Cindy Farrell
Susan Pak
Dave Tice
Faculty Advisor: Professor Flanagan

Pace National Environmental Law Moot

Doug Bryce
Aidan Burgess
Sarah Rancier
Faculty Advisor: Associate Dean Pardy

Wilson Moot

Russell Laing
Cristin Peel
Lisa Wannamaker
Jessica Watkins
Faculty Advisor: Professor Lahey

Arnup Moot

Alka Kundi
Diana Soos
Faculty Advisors: David Brown
and Nicholas McHaffie

Client Counselling Competition

Heather Paterson
Joanne Stuart
Faculty Advisor: Professor Miklas

Kawaskimhon Aboriginal Moot

Sara Mainville
Murray Maracle
Faculty Advisor: Professor Walters

HICKS MORLEY ESTABLISHES LABOUR ARBITRATION MOOT

The law firm of Hicks Morley Hamilton Stewart Storie has sponsored a new Labour Arbitration Moot at Queen's Law. The Hicks Morley Labour Arbitration Moot provides an opportunity for students to gain invaluable mooting experience and be exposed to the field of labour law.

Held on March 6, 2003, the inaugural moot was a huge success. Twenty-four students participated in debates on timeliness, disability, and discrimination before a panel of arbitrators: John Saunders (Law '86), Kees Kort (Law '73),

and Sophia Duguay (Law '97) from Hicks Morley, and John Moszynski (Law '86) from the International Labourers' Union. After each moot, the arbitrators gave the students comments and feedback. Congratulations to the winning team Rob Macgowan (Law '05) and Allan Ashford (Law '05) and runners-up Deanna Webb (M.I.R. '03, Law '06) and Jeff Conway (M.I.R. '03, Law '06).

Thanks to Elaine Wu (Law '03) for her hard work organizing the event and to Professor Slinn for her participation.



Winning team Rob Macgowan (Law '05) and Allan Ashford (Law '05)

2002-2003 QUEEN'S FACULTY OF LAW VISITORS



David Lepofsky, Chair, Ontarians With Disabilities Act Committee, Margaret Froh, Aboriginal Issues Coordinator, Law Society of Upper Canada, Josée Bouchard, Acting Equity Advisor, Law Society of Upper Canada, and Professor Fiona Kay, Queen's Sociology Department at the First Year Resources Program Diversity and Equity in the Legal Profession Session

David Patterson, the Director of International Programs and Capacity Building at the Canadian HIV/AIDS Legal Network, gave a talk to faculty and students on "HIV/AIDS and the right to health: evolving law and policy".

Vern Krishna, Treasurer of the Law Society, gave a talk entitled "Qualifying for the Bar in Ontario".

Professor Reg Graycar from the University of Sydney gave a faculty seminar, "Sex, golf and stereotypes: Measuring, valuing and imagining the body in court".

Professor Ian Kerr from the University of Ottawa gave the annual McCarthy Tétrault Information Technology Law Visitorship lecture. The title of his lecture was "Bots, Babes and the Californication of Commerce".

Professor Michael Jackson from the University of British Columbia spoke about his new book, *Justice Behind The Walls: Human Rights in Canadian Prisons*.

Professor Sir Neil MacCormick from Edinburgh University gave a lecture on "The Ideal of Intellectual Property" and he also gave a faculty seminar on juridical consequences in legal reasoning, focusing the discussion on the recent English case of the conjoined twins Jody and Mary.

Dean Hugh Corder, Faculty of Law, University of Cape Town, visited the law faculty and gave several talks to faculty and students.

Dr. Philip Anisman, a Toronto securities lawyer, gave the Torys Public Lecture in Business Law.

Professor John D. Whyte, Senior Policy Fellow at the Saskatchewan Institute of Public Policy and former Deputy Minister of Justice in the Government of Saskatchewan and Dean of Queen's University Faculty of Law, presented the Catriona Gibson Memorial Lecture.



Professor Kim Brooks with Hugh Corder, Dean of Law, University of Cape Town

Professor Janis Sarra from the University of British Columbia gave a talk to faculty and students entitled "The Path of Corporate Governance is Paved with Good Intentions".

Professor Claire Hill, Chicago-Kent College of Law, presented the Charles F. Galway Lecture entitled "Just So Stories: What Cognitive Science Could Contribute to Law and Economics".



Professors Kim Brooks and Mark Weisberg with former Dean John D. Whyte, Senior Policy Fellow at the Saskatchewan Institute of Public Policy

Mark Freiman, Deputy Attorney General, held a faculty and student seminar called "Taking the Role of Law Seriously: The Role of the Chief Law Officer of the Crown and Legal Academics".

Professor Catherine Frazee, Ryerson University, presented the Willis Cunningham Lecture entitled "Prophet? Pariah? Preceptor? Situating Disability in the New Genetics".

Professor James Hathaway, University of Michigan, held a faculty and student seminar called "Refugee Law is Not Immigration Law: Lessons from the Voyage of the Tampa".



The Honourable Justice Charles D. Gonthier, Supreme Court of Canada, with Leanne Wight (Law '04), Angela Scarlett (Law '05), and Barbara Olech (Law '05)

The Honourable Justice Charles D. Gonthier, Supreme Court of Canada, visited Queen's Faculty of Law to speak at an event sponsored by the Canadian Bar Association.

Professor Gerry Hess, Gonzaga University School of Law, presented a faculty workshop on "Principles for Enhancing Legal Education".

Judge-In-Residence 2002-2003

The Honourable Justice Nola Garton was the 2002-2003 Queen's Law Judge-in-Residence. Justice Garton is a Superior Court judge who sits in Toronto. As part of a sabbatical leave, Justice Garton helped with moots and participated in several courses, particularly those relating to criminal law. She was an excellent addition to the Faculty and provided students with insights into the life and work of a judge.



BUILDING ON TRADITION

Angela Scarlett (Law '05), Pieter Kort (Law '03), Ann Tierney, Assistant Dean, and Sheri Hebdon (Law '05)

The completed renovations to Macdonald Hall have created an excellent teaching and learning environment at the Faculty of Law. We are grateful to all those who helped create this exciting space.

BUILDING ON TRADITION

Before





Gala Dinner and Grand Re-Opening of Macdonald Hall



- ❶ Guests arriving for the grand re-opening ceremony
- ❷ Don Bayne (Law '69) toasts the re-opening
- ❸ Dean Alison Harvison Young addresses dinner guests
- ❹ (L-R) The Honourable Peter Milliken, Principal William Leggett, Niels Ortved (McCarthy Tétrault), and Professor Venkata Raman
- ❺ Head table piped into Gala dinner in the Lederman Law Library
- ❻ (L-R) William Johnson (Law '68), Professor HRS (Stuart) Ryan, Professor Don Stuart, Pam Stuart, and Hugh Ryan at the Gala Dinner
- ❼ Dean Alison Harvison Young with Professor George Alexandrowicz
- ❽ Mark Peacock (Law '74) thanks donors for their support

Queen's Law Journal

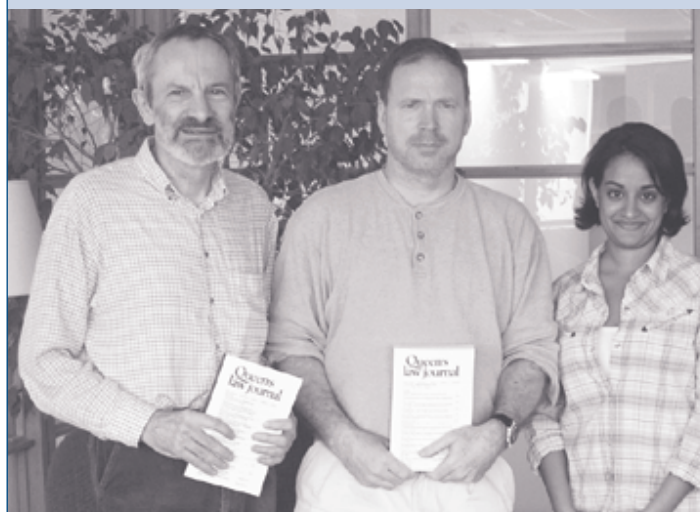
Things have changed quite a lot at the *Queen's Law Journal* in the past few years. The *Journal* is still a fully-refereed scholarly publication, with a board of student editors and a faculty advisor. However, it has grown significantly; each issue now has nearly twice as much content on average as in the mid-1990s. The simple reason is that both the quantity and quality of submissions have improved. This is partly due to the steady growth in Canadian legal scholarship. We think it's due even more to changes that we've made to the *Journal's* structure and practices, including:

- We have made it clear that submissions in any area of law are equally welcome, as are submissions in related disciplines that shed light on legal issues. This has led to an ever-broadening range of excellent submissions. To give a few examples, over the past year we've published articles on the precautionary principle in environmental law, the conceptual underpinnings of intellectual property law, evidentiary issues in extradition law, and changing attitudes to the use of hearsay.
- We have added the new senior editorial position of Submissions Editor. This has enabled us to streamline the handling of submissions and to move papers through the external refereeing process more efficiently than in the past.
- Although we still prefer to receive articles that are no longer than fifty pages, we're now much more receptive than we used to be to lengthier submissions. In a number of cases, we've accepted longer papers and worked with the authors to edit them to a more manageable size.
- We have upgraded our substantive editing of papers after acceptance, providing more training for our editors and closer faculty supervision. We've also improved our technical editing and proofreading.

Most issues of the *Journal* are general issues, in which we publish articles, comments, and reviews in any area of law or a related discipline. Every two or three years, we publish a theme issue. The next theme issue, scheduled for the spring of 2004, will be entitled "Against the Flow". Our objective is to publish writing that goes against the prevailing current of scholarly opinion in its field. The deadline for submissions for that issue is September 2003.

In addition to writing by academics, the *Journal* is very happy to consider publishing scholarly work by practitioners, public servants, law clerks, and students. If you'd like further information, please e-mail our Submissions Editor, Sarah Viau, at qlj@qsilver.queensu.ca. If you want to see for yourself what today's *Queen's Law Journal* is like, please let us know, and we'll send you a complimentary copy of the current issue.

– Bernie Adell, Faculty Advisor, *Queen's Law Journal*



*Professor Bernie Adell, Faculty Advisor,
Joseph Howlett (Law '03), Editor-in-Chief,
and Shamshad Bee (Law '03), Managing Editor*

Queen's Law Journal

The *Journal* is managed and edited by a board of student editors with the assistance of a faculty advisor. There are six senior editors: editor-in-chief, planning editor, submissions editor, articles editor, managing editor, and production editor. Twelve associate editors round out the editorial board. Student editors are chosen on the basis of their academic excellence, relevant experience, and writing ability, and they receive academic credit for their *Journal* work. Editorial positions are open to second and third-year LL.B. students and LL.M. students, and first-year students may apply to serve on a non-credit basis as volunteer editorial assistants.

In Memoriam

Jeffery W. H. Johnson 1925 - 2002

For two decades, Jeffery Johnson managed the Public Services Desk in the Law Library. Jeffery's contributions to the professional education of several generations of lawyers and law teachers are deservedly recognized. He will also be affectionately remembered for his personal qualities. It was Jeffery's kindness that endeared him most to the faculty. He made a deliberate effort to be courteous and interested in others, believing that these qualities contributed to a better day and a better world. That more than a decade after his retirement people still stop at the Library to ask after him suggests he was right. He is remembered with warmth and appreciation.

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CONFERENCES AND SYMPOSIA

The 10th Queen's Annual Business Law Symposium

will be held on

Friday, October 3rd, and Saturday, October 4th, 2003

at Queen's University, Faculty of Law.

To register or for more information about the Symposium please visit

<http://qsilver.queensu.ca/~buslawsy/>



*Professors Anita Anand and Bill Flanagan
with Dean Alison Harvison Young*

2002 QUEEN'S ANNUAL BUSINESS LAW SYMPOSIUM

The 2002 Queen's Annual Business Law Symposium theme was "The Corporation in the 21st Century". Speakers and commentators representing a variety of fields in the legal profession discussed the following questions: Why do corporations exist? What functions do they serve? To whom are they accountable? How can we best ensure responsible and accountable corporate governance? Speakers also considered whether the "rules of the game" for corporations were adequate to protect investors and enhance market efficiency in a changing marketplace. The 2002 keynote speaker was H. Garfield Emerson, Q.C., of Fasken Martineau DuMoulin. We would like to thank our 2002 sponsors Davies Ward Phillips & Vineberg, Osler, Hoskin & Harcourt, and Stikeman Elliott.

2003 will be the Tenth Anniversary of the Queen's Annual Business Law Symposium and plans for the event are well under way. This year's theme, 'Conflicts of Interest in Capital Market Structures', focuses panelists on conflicts of interest from different perspectives and raises the issue of the power and dominance that institutions and professional advisors wield in the capital markets. This year the Symposium welcomes Mr. Harvey L. Pitt, former Chairman of the United States Securities and Exchange Commission, as the keynote speaker. We would like to thank our 2003 sponsors Ogilvy Renault and Osler, Hoskin & Harcourt.

TORYS BUSINESS LAW WORKSHOP 2003

The Torys Business Law Workshop has completed its third year of operation and continues to exceed the expectations of both the sponsors, Torys, and the Queen's community. In addition to funding many business law acquisitions for the Lederman Law Library, the Workshop hosted a number of visitors to the law school. In October 2002, Philip Anisman, a leading corporate and securities law expert, gave the third annual Torys Lecture in Business Law. Other speakers who visited the faculty over the course of the year included: James Turner, James C. Tory, Mark Trachuk, Andrea Daly, Nathalie Mercure, Dr. Roger Ware, and Naizam Kanji. These speakers engaged students enrolled in the Applied Business Law Seminar, which is taught by Professor Anita Anand. Students in the Seminar also gave a series of presentations which are online at <http://qsilver.queensu.ca/law/torys/>. Watch our website for details of upcoming visitors!

Successful Conference Held on Canadian Developments: Gender, Sexuality, and the Family

The Faculty of Law at Queen's, in partnership with Cornell Law School's Gender, Sexuality, and Family Project, hosted a two-day conference on the evolving legal regulation of gender, sexuality, and the family on April 4th and 5th, 2003. The focus of the conference was on the ways in which domestic human rights and constitutional law and international human rights norms have affected these areas in the legal system of Canada. The main presentations outlined key

developments in the Canadian context; related developments from Northern Ireland and the U.S. were also discussed.

The Queen's workshop is a result of work being done in the Gender, Sexuality, and Family (GSF) Project. The GSF Project is a remarkable collaboration between three unique legal jurisdictions: the United States, Canada, and Northern Ireland. The goal of the project is to examine issues concerning gender, sexuality, and the family systematically and com-

paratively from the perspectives of three societies at very different points in their evolution in regard to both human rights and tolerance of a plurality of family forms.

Additional information on the conference can be found at <http://qsilver.queensu.ca/law/gsfconference/>.

Additional information on the Gender, Sexuality, and Family Project can be found at <http://qsilver.queensu.ca/law/international/cornellproject.htm>.

The Attorney General in the 21st Century: A Symposium in Honour of Ian Scott

Queen's University
October 30, 2003

This one-day symposium is scheduled to coincide with the conferral on Ian Scott of an honorary LL.D. Ian Scott has been not only one of Canada's greatest appellate-court advocates but also an Attorney General of Ontario who exemplified the very best characteristics of that office. The symposium is dedicated to exploring the manner in which the Attorneys General contribute and react to social change in a complex legal culture. The papers presented will probe the challenges to the Attorneys General in their relationships with the government and with the public in the context of the Attorney General's responsibility as chief law officer of the Crown to foster equality and justice in the legal process. The papers and commentaries will address these themes from the perspectives of criminal, civil, and constitutional law.

The one-day program is as follows:

Keynote Address by Justice Ian Binnie

Session 1: Attorney General and the Public Interest in Civil Litigation

Session 2: Attorney General and the *Charter*: Agent of Social Change

Session 3: The Attorney General and the Administration of Criminal Justice

Followed by a Dinner Honouring Ian Scott

For further information, see: <http://qsilver.queensu.ca/law/scottsymposium/> or contact:

Professor David Mullan
Tel 613 533-6000, ext. 74264
Fax 613 533-6509
mulland@qsilver.queensu.ca

Professor Gary Trotter
Tel 613 533-6000, ext. 75956
Fax 613 533-6509
trotterg@qsilver.queensu.ca



Honourary Degree for Ian Scott

The Faculty of Law is pleased to announce that former Attorney General Ian Scott will be awarded an honorary Doctor of Laws (LL.D.) at the Fall 2003 Convocation. Mr. Scott personifies many of the values central to Queen's University and the Faculty of Law.

Mr. Scott's professional life has been dedicated to the values of social justice, equity, and making a lasting difference to society. As he is both a lawyer and a former Attorney General of the Province of Ontario, his contributions have been diverse and significant. Mr. Scott was a pioneer in equality issues, and was responsible for the introduction of the *Pay Equity Act* and an amendment to the *Ontario Human Rights Code* prohibiting discrimination on the basis of sexual orientation. Mr. Scott also enjoys a special relationship with Queen's as he took a year away from his practice in 1978 to study and teach at the Faculty of Law.

The Faculty of Law at Queen's tries to instill in our students a commitment to excellence and public service. Mr. Scott personifies these values and he is a most worthy recipient of an honorary degree.

CAREER SERVICES OFFICE NEWS

This year the Career Services Office organized many events to inform students about the broadest possible range of careers. As always, we had a great deal of invaluable alumni assistance.

New Career Services Office and Resource Library

The recent renovations included the creation of a new Career Services Office. The Articling Office (now called the Career Resource Library) is adjacent, making it more convenient for students to research employers and job-search techniques.

Programs and Events

The fall seminar series included interesting presentations by visiting lawyers, most of whom were alumni, on 'Careers in Criminal Law', 'Careers in Labour Law', and judicial clerkship programs. In November a number of Queen's Law students travelled to Toronto to attend the Ministry of the Attorney General Careers Day. In March a large group attended a Public Interest Career Fair in Toronto sponsored by all of the law schools in Ontario.

The annual Careers Day on February 28, 2003, was attended by representatives from over 80 firms and government offices from Ottawa, Toronto, Belleville, Kingston, London, Hamilton, and Sudbury, who provided information to students about summer and articling opportunities. Careers Day this year also included panel discussions about 'Careers in Litigation', 'Careers in Corporate Law', 'Women in Legal Practice', and 'A Day in the Life of an Articling Student'. Eighteen practitioners, many of them alumni, remained in Kingston to participate in Practice Interview Day on March 1, 2003.

Career Options Day, January 2004

In 2001 and 2002 we held very successful 'Career Options Days'. At each event over 30 representatives of a wide variety of organizations that employ lawyers and law graduates talked to students about career possibilities beyond the articling year.

The career services and equity offices plan to

work together to organize a Career Options Day every two years, with the next event planned for January 2004. Alumni are encouraged to indicate on the attached form if they might be interested in taking part.

Shadow Program

The Shadow Program provides law students with the opportunity to spend a day with a member of the legal profession. Individual visits are set up to match each student's area of interest and geographic preference. In addition, group visits are hosted by Toronto, Ottawa and Vancouver firms, which provide opportunities for students to meet with practitioners in different areas of specialization.

Many of the practitioners who volunteer to host visits are Queen's alumni. You would be welcome to volunteer even if you don't think you would have a day full of exciting events. Of course, our students are advised about the obligation of confidentiality created by their visits.



HOW CAN ALUMNI PARTICIPATE?

Many of the services and activities of the Career Services Office would not be possible without the enthusiastic support of Queen's Law alumni, for which we are very grateful. If you would like to participate, please complete and submit this form. In addition, the law school's Career Services and Development Offices are developing an improved database of alumni, and it would be helpful to have a brief update about your career.

Name _____ Queen's Law Graduating Year _____

Mailing Address _____

Telephone Number _____ E-mail Address _____

Current Employer _____

Type of Practice/Employment _____

Previous Employer(s) _____

- ☐ 1. You might not have current or complete contact information for me. Please ensure that my information is included in the alumni database.
- ☐ 2. I am interested in taking part in seminars or panel discussions at Queen's to advise students about career paths or other employment issues facing students. Suggested topics about which I would be willing to talk include: _____
- ☐ 3. I would be interested in having a student spend a day with me to observe my work as part of the Shadow Program – please contact me to provide me with more information.
- ☐ 4. I have (or my employer has) a full or part-time summer or articling opportunity available for a student – details attached.
- ☐ 5. I might be interested in taking part in the Career Options Day in January 2004 or the Careers/Practice Interview Days in March 2004 – please contact me with further information.

I look forward to seeing many of you in the course of the next year, and I encourage you to contact me if you have questions or suggestions.

Gillian Ready, Director, Career Services

readyg@qsilver.queensu.ca

Tel 613 533-6000 ext. 77735

Fax 613 533-661

LAW STUDENTS' SOCIETY



Victoria Loh

This year was distinguished by a remarkable amount of canvassing for student opinion. The LSS had several open debates, reflecting our desire for as much student participation as possible in the hopes of being able to represent fully the large variety of views taken by our students. The most contentious and interesting debate surrounded tuition. The students had their say as to what they believed Queen's Law's tuition should be, and what effects there

may be from setting tuition at certain levels.

The LSS continued its commitment to equity initiatives by entering the university-wide program for Positive Space. The LSS office was designated a Positive Space, which means that all of our student representatives have had sensitivity and educational training in issues surrounding the gay, lesbian, bisexual, transgendered, and transsexual communities. The LSS also started a graduation formal ticket subsidy program called the "Spot You One" Fund.

The LSS brought back law jackets and sold them to students and to alumni who searched us out for replacements! We also created a new award entitled the LSS Student of the Month Award. This award recognizes students who contribute to the school and school spirit through their initiatives, commitment, and enthusiasm.

If you have any comments, suggestions, or inquiries for next year's LSS, please feel free to contact us by emailing LSS@qsilver.queensu.ca or calling (613) 533-2161.

— Victoria Loh, Law '03
LSS President

STUDENT WRITING AWARDS

Queen's Law Graduate Wins National Essay Contest

Elissa Goodman (Law '02) was the winner of the Department of Justice/Canadian Bar Association National Essay Contest to mark the 20th anniversary of the *Charter of Rights and Freedoms*. Elissa's winning essay was entitled "Section 7 of the *Charter* and Social Interest Justification". Her essay was originally submitted to the Advanced Constitutional Law course taught by Professor David Mullan and Mr. David Stratas. Her essay is published on the Department of Justice web site at <http://canada.justice.gc.ca/en/dept/pub/jc/vol2/no4/page2.html>.

Queen's Law Student Writers Recognized

For the past 20 years students in Mark Weisberg's Legal Imagination class have been writing intriguing stories and essays exploring what one can learn and say about the legal imagination, and what it can mean to learn to think and speak like a lawyer.

The *Legal Studies Forum*, an American law journal devoted primarily to publishing the work of law faculty members, has recognized the outstanding quality of work our students have produced and has published 13 of these stories and essays written during the past 14 years. Recently, the essays of Stephanie Mah (Law '03) and Tanya Munro (Law '03) were published. The collection is available in Volume XXVII, No. 1 of the *Legal Studies Forum*.

Clerkships for Queen's Law Students

Queen's law students continue to be very successful securing clerkships for the year after graduation or, increasingly, for the year after articling. In the following list students are grouped by the year in which they will clerk.

The Faculty of Law would like to congratulate all students who have secured clerkships.

2003-2004

- Patience Abah, (Law '02) **Federal Court**
- Bindu Dhaliwal, (Law '02) **Ontario Court of Appeal**
- Susan Lindsay, (Law '03) **Ontario Court of Appeal**
- Catherine McAteer, (Law '02) **Alberta Court of Appeal**
- Cherie Metcalfe, (Law '02) **Supreme Court of Canada** following a year at the **Federal Court of Appeal** in 2002-2003
- Owen Rees, (Law '02) **Supreme Court of Canada**
- Stephen Smith, (Law '03) **Alberta Court of Appeal**

2004-2005

- Morgan Camley, (Law '04) **BC Supreme Court**
- Heather Davies, (Law '04) **Ontario Superior Court**
- Amy Kaufman, (Law '04) **Ontario Superior Court**
- Yong-Jae Kim, (Law '04) **BC Court of Appeal**
- Kirsti McHenry, (Law '03) **Ontario Court of Appeal**
- Erin Metzler, (Law '04) **Ontario Superior Court**
- Teresa Molino, (Law '03) **Federal Court of Appeal**

Student Notes

■ Bryce Rudyk (Law '05) is researching human rights law this summer as an intern with the Canada AIDS Russia Project in Moscow under the supervision of Professor William Flanagan.

■ Sheri Hebdon (Law '05) and Shadi Katirai (Law '05) are participating in summer internships with the International Project on Legal Issues Concerning Gender, Sexuality, and Family. Sheri and Shadi are researching at Cornell University in Ithaca, New York.

■ Joanna Harris (Law '05) is working as an intern this summer at The Fund for Modern Courts' Citizen's Jury Project in New York City.

■ Jess Fortner (Law '04) was selected to be the first student to participate in a new Queen's Law / Attorney General internship funded by the Law Foundation of Ontario endowment and sponsored by the Faculty's Advisory Council. Jess is researching environmental law issues for Associate Dean Bruce Pardy and also working for Ontario's Ministry of the Environment.

■ Daniel Nauth (Law '04) was named Queen's Male Athlete of the Year for his contributions to the Queen's Varsity Baseball Team.

■ Sarah Campbell (Law '03) was awarded a STRIVE (Students Taking Responsible Initiatives for a Viable Environment) scholarship. The scholarship is awarded annually to two Queen's students who combine academic achievement with involvement in environmental matters, and who promote the visibility, education, and awareness of environmental issues. Sarah is the first student outside the School of Environmental Studies to win the award.

■ Stephanie Mah (Law '03) will be working next year for the law firm Anderson Mori in Tokyo as part of their Work in Japan Program.

Student Profiles



Paul Lomic
Law '03

While completing my Ph.D. at the University of Toronto, making the decision to go to law school was a difficult one. Deciding on a school was even more difficult. Now, with the benefit of hindsight, it is clear that I could not have made a better choice than Queen's. In addition to Queen's outstanding academic reputation, I chose Queen's because of its commitment to social justice and its excellent clinical programs. This year I took the Clinical Litigation Practice course, which was certainly the highlight of my three years at Queen's. The opportunity to work with clients and appear before courts and tribunals was a valuable learning experience.

The guidance provided by Queen's Legal Aid lawyers makes the clinical experience at Queen's first rate. Queen's commitment to equity and diversity is impressive and is integrated into every aspect of the school from the administration to individual courses and social events. The skills that I received at Queen's have definitely prepared me for my articles at Miller Thomson in Toronto. I must confess that I feel very lucky because of the people that I have met, learned from, and made friends with at Queen's.



Esi Codjoe
Law '03

I once read that love is not a feeling, it is a person, and that expression sums up the reason I

chose to attend Queen's Law School. Staff and students have demonstrated that community spirit and camaraderie are not just concepts, but ways of life at Queen's Law. Consequently, Queen's is a place where I have thrived. The people and environment at Queen's have inspired me to give back to the community. To that end, during my time here I have been a group leader with Queen's Legal Aid and a member of the Student Recruitment, Admissions, and Equity Committees. I have also served as the President and Treasurer of the Black Law Students' Caucus, and as a mentor to a first year student. My experience at Queen's Law has truly enriched me, through both my legal education and other forms of informal education. As I go on to article with the Ontario Ministry of Labour, I feel confident that my time here will help to make me a competent lawyer, and has made me a better person.

Jostens



Law Class of 2003



Steve Liu
Law '03

As my time at Queen's Law comes to an end, I fondly look back over three wonderful years. It

seems like only yesterday that I made the decision to come to Queen's Law.

When I first arrived in the fall of 2000, I wondered if I had made the right decision moving all the way across the country from Vancouver. My concern quickly dissipated when the small, close-knit community of faculty and students welcomed me with open arms. The faculty is approachable and presented me with challenging, relevant, and unique learning opportunities. The student body is diverse and vibrant and I have formed life-long friendships. I decided early on to participate in a variety of extra-curricular activities. I served on the Teaching Excellence Committee and was Class 2003 Secretary-Treasurer, Alumni Relations Committee Co-Chair, and Student Recruitment Committee Co-Chair.

This summer I will begin my articles with the Vancouver office of Ogilvy Renault. I don't know what the future will hold for me after that, but one thing is certain: my legal education from Queen's has given me the necessary tools to succeed. I would like to thank my friends and professors at Queen's for the last three years, it has been a great ride.



Stephanie Mah
Law '03

To be perfectly honest, before choosing Queen's Law I didn't really know much about it except that

Queen's alumni have always spoken fondly of the school. Looking back at my three years I can now understand why. I have come to know and admire many of the professors at Queen's, and I selected courses from a broad and innovative curriculum. I have also had the pleasure of meeting many people who have enriched my legal education by teaching me valuable lessons outside of the classroom.

While at Queen's, I was the vice-president of the Asian Law Forum and served as a compulsory moot student supervisor. My most rewarding involvement was as co-editor-in-chief of the *New Queen's Counsel*; this experience gave me the chance to be creative and work with like-minded law students (who always tried to find the humour in our legal education).

After graduation, I will be attending bars in Toronto and in September I am leaving to work for one year at Anderson Mori, an international business law firm in Tokyo, Japan. I am absolutely thrilled about this opportunity, which I would not have had if not for the assistance I received from the faculty at Queen's. I hope to be able to return to Queen's to talk about my experiences, and I look forward to seeing where Queen's Law is headed in the future!



Heather Box
Law '04

Queen's Law provides an exceptional environment for learning the fundamentals of

the law. I grew up in Sackville, New Brunswick and came to Queen's to pursue an undergraduate degree in Psychology. Following my B.A., deciding where to apply to law school was easy. The close-knit community at Queen's Law provides the type of support with which I am familiar having come from a small town. Queen's Law faculty and staff value their students and not only ensure that we receive an excellent legal education but also that we leave Queen's knowing we will always be a part of the Queen's community.

I was a member of the Queen's varsity basketball team for five years and a captain in my first year of law school. The support I received from the faculty and students allowed me to balance my athletic pursuits and my legal education. Looking back on my experiences over the past two years I am confident that Queen's law school was the best choice for my legal education. Not only have I met some amazing people but the education I have received will serve me well in whatever career choice I make.



Sara Mainville
Law '04

Looking back at almost two years at Queen's Law School I am very happy with the

choice I made. I am a member of Couchiching First Nation, located in Northern Ontario, and any law school in the province would have been far from home.

Instead of missing the sense of community I've lost, I've tried to build it in the law school. I'm co-chair of the Aboriginal Law Students' Association. ALSA has organized excursions to Toronto's Aboriginal Person's (Gladue) Court and the Supreme Court of Canada to witness the historic Powley (Métis Rights) case, and started a tradition of honouring the year's graduates at a faculty/student dinner. In addition, I was one of the students representing Queen's at Kawas-kimhon, the Aboriginal moot, at McGill this past year.

I am proud of Queen's commitment to enhancing all students' experiences at law school. In first year my professors inspired me, particularly Professor Trotter, as I was developing a keen interest in criminal law. The Correctional Law Project in second-year fuelled this criminal law interest; I've enjoyed the work so much I've become a second year Correctional Law Project summer student.



T.J. Adhichetty
Law '04

When applying for jobs at law firms you constantly hear about the "fit". The same is

true for selecting a law school. Queen's Law has a renowned faculty, diverse course selection, and a national reputation for producing high-calibre lawyers and legal scholars. However, its main strength is the people who walk its halls. Students, faculty, and staff share a commitment to establishing a positive atmosphere for learning and interaction. As the Vice-President of Law '04, I coordinated seminars on how to produce class outlines (i.e. study notes). As a first year I was unsure about asking upper-year students for help, but I was astounded by the tremen-

dous response I received. The students' willingness to share their time, study material, and knowledge confirmed that I had made the right choice in selecting Queen's Law – I had found the right "fit".

Opportunities to get involved are abundant. Participating in the Law Students' Society, various law clubs, the Queen's International Affairs Association, and the Queen's Debating Union have all been highlights of my time at law school. As well, competing in the Faskens and Jessup moots has broadened my learning experience. My two years at Queen's have given me confidence in my legal training, great times through extra-curricular activities, and new life-long friends.



Ian Clarke
Law '05

It seems like only yesterday that I was on my way to visit Queen's Law one day in March.

I was finishing up my Master's thesis and needed to decide where to go to law school. My visit showed that there was a dynamic, approachable, and enthusiastic community at Queen's Law. After talking to faculty and students, I knew Queen's was where I wanted to be. I already felt welcomed as a member of the Queen's community. This made my decision easy – I haven't looked back.

My first year was nothing short of fantastic. I have been involved with the *Queen's Law Journal*, elected Faculty Board Representative for the class of 2005, been a member of seven intramural athletic teams,

received the Law Students' Society's "Spark Award" for outstanding contribution to the law school community, and was recently elected President of the Law Students' Society for 2003-2004. This summer I will be taking part in the new International Public Law program offered at Queen's International Study Centre at Herstmonceux Castle in East Sussex, U.K. Clearly my choice to come to Queen's Law was the right one. And the best part of it all – I'm only in my first year!



John Donkor
Law '05

I came to Queen's because of its outstanding reputation. As an Ottawa native,

Queen's was an ideal choice. I completed my undergraduate degree in Political Science at the University of Western Ontario. While an undergrad, I participated in varsity football as well as student clubs and student government. Prior to attending law school, I worked for the Canada Customs and Revenue Agency.

Queen's has done an outstanding job in recruiting students from diverse backgrounds from coast to coast. I have benefited from the experiences that my fellow classmates have brought to the classroom. Many of these students have enriched my experience and broadened my legal and political perspectives. I have found Queen's students to be well-rounded and eager to participate in intramural sports, clubs, and student government. Involvement in these areas creates a

sense of community. Regardless of your affiliation, fellow students are anxious to provide support when needed.

My experience at Queen's has been positive. I am impressed with the commitment to the renewal of facilities. It is exciting to study at Queen's at a time when the law school is experiencing a number of changes that will maintain its status as one of Canada's leading legal institutions.



Barbara Olech
Law '05

Coming back to university was a difficult and important decision, especially

after working in a secure and exciting environment in the high-tech industry for nine years. I wanted to attend a law school that would challenge me intellectually, have a well-respected faculty, and provide opportunities to participate in clinical programs. Although I researched other law schools, Queen's was the best fit for me. I am very impressed by the faculty's open door policy and dedication to teaching. I was surprised to discover the extensive availability of career services and information seminars, as well as Queen's Law alumni involvement. I have had the opportunity to join several clubs, compete in a first year moot, and volunteer with Career Services to provide peer support and assist with career events. I am confident that Queen's Law will help to provide me with a solid foundation.



COMPUTER LAB DEDICATION

The recent renovations to Macdonald Hall included the creation of a new computer lab, located in the William R. Lederman Library. This state-of-the-art computer lab was made possible through a generous donation from the Law Foundation of Ontario.

During the opening ceremonies for the new Macdonald Hall on March 12, 2003, the Dean dedicated a plaque installed in the computer lab to honour the memory of Denis Marshall.

Denis was Professor and Law Librarian from 1989-2000. Among his many outstanding contributions to the life and quality of the law school, Denis spearheaded the first phase of the renovations to Macdonald Hall. The dedication reads:

"With his re-design of the Law Library Denis brought us into the computer age. He was unfailingly generous with his time, positive in spirit, and innovative in his thinking."

Denis is sorely missed.

DAVID STRATAS: TEACHER, LAWYER, ALUMNUS, AND QUEEN'S LAW SUPPORTER

David Stratas has been an enthusiastic member of the Queen's community since he came here to study History as an undergraduate. After graduating from Queen's Law in 1984, he went on to do graduate studies in law at Oxford, and clerked at the Supreme Court of Canada for Madam Justice Bertha Wilson. He is now a partner at Heenan Blaikie, where he practises primarily in the areas of constitutional, administrative, and regulatory law.

As a sessional lecturer, Mr. Stratas volunteers his time to co-teach Advanced Constitutional Law with Professor Mullan. He received the Law Students' Society Special Lecturer (Sessional) Teaching Award for Winter 2002.

As a student I found Mr. Stratas' dedication to his class was unparalleled, and his eagerness to engage students in debates about cutting-edge legal issues made it nearly impossible for students to stay quiet in class. As a practitioner he was always willing to share his experiences, and he spoke to his students not just as students, but as members of the legal community.

Mr. Stratas brought a wealth of practical experience to the classroom, and gave extra-curricular lectures on both written and oral advocacy. His enthusiasm for mootings was so infectious that class moots quickly evolved from mandatory course work to a matter of personal pride.

Students leave Mr. Stratas' class with



confidence and renewed enthusiasm for legal studies. It is teachers with a contagious love of the law who make students want to put forward their best efforts. Mr. Stratas is one of those teachers, and students hope he continues to teach at Queen's for years to come.

— Jennifer Addison (Law '04)

Sessional Lecturers 2002-2003

Sessional Lecturers play a vital role at Queen's Faculty of Law. They take time away from busy practices and other commitments to travel to Kingston to teach. The courses they teach enrich the curriculum offered to our students. The faculty, staff and students would like to extend a sincere "Thank you!" to our Sessional Lecturers of the 2002-2003 academic year.

Sarbjit Basra
Davies Ward Phillips & Vineberg
Advanced Corporate Law

Kenneth L.W. Boland
Osler, Hoskin & Harcourt
Secured Transactions and Insolvency

Jillian Boyd
Scott & Oleskiw
Comparative Constitutional Law

David Brown
Stikeman Elliott
Advocacy

John W. Burton
Assistant Professor of Practical Theology
and Director of Field Education,
Queen's Theological College
Alternative Dispute Resolution

Joseph F. Castrilli
Barrister & Solicitor
*Environmental Assessment
and Natural Resources Law*

Jennifer S. Dent
McMillan Binch
Alternative Dispute Resolution

Ron Ferguson
Stikeman Elliott
Advanced Corporate Law

Cheryl A. Foy
Tundra Semiconductor
Employment Law

Brad Hanna
McMillan Binch
Alternative Dispute Resolution

Susan Heakes
Heenan Blaikie
Advocacy

Martha Healy
Ogilvy Renault
Competition

**The Honourable Mr. Justice
Stephen Hunter**
Ontario Court of Justice
Civil Procedure

Lanny Kamin
Kamin & Letourneau
Advocacy

David Kent
McMillan Binch
Alternative Dispute Resolution

Dhaman Kissoon
Barrister & Solicitor
Racism and Legal Culture

Edmund M.A. Kwaw
Barrister & Solicitor
International Financial Regulation

Dennis Leung
Ogilvy Renault
Patent Law

Richard Lindgren
Canadian Environmental Law Association
*Environmental Assessment and Natural
Resources Law*

Nicholas McHaffie
Stikeman Elliott
Advocacy

Loretta Merritt
Torkin Manes Cohen Arbus
Advocacy

William J. Miller
Industry Canada
Competition Law

Robert J. Reynolds
Reynolds O'Brien Kline & Selick
Civil Procedure

Sandra L. Secord
Torkin Manes Cohen Arbus
Advocacy

David Stratas
Heenan Blaikie
Advanced Constitutional Law

John Swan
Aird & Berlis
Remedies

Mary-Alice Thompson
Barrister & Solicitor
Wills, Trusts

Bruce C. Treichel
Fasken Martineau DuMoulin
Advocacy

Patrice Valeriano
Reynolds O'Brien Kline & Selick
Negotiation

Peter C. Wardle
Kelly Affleck Greene
Advanced Civil Procedure

ALUMNI

BUILDING FOR THE FUTURE

Queen's Faculty of Law is proud of its innovative curriculum taught by outstanding faculty. We are pleased to offer our students and faculty a dynamic teaching, research, and learning environment that is characterized by a commitment to equity and social justice.

Recent building renovations provide us with excellent facilities to enhance this learning environment further. Our new fundraising focus is on student assistance and program enrichment.

Student Assistance Endowment Fund

As tuition levels increase, the Faculty of Law is committed to ensuring that a legal education remains accessible. Our goals are to provide: financial assistance to all qualified students, renewable scholarships based on merit, and awards based on both merit and need.

Dean's Student Initiative Fund

Providing assistance for opportunities that arise through student initiatives, faculty research, and extracurricular law activities, this new fund will enable students to gain beneficial leadership experience outside of the classroom. Funding will be granted for activities such as attending symposia, organizing conferences, participating in internships, and attending national and international competitions.

Chair in Constitutional and Federalist Studies

This is a proposed joint chair with the School of Policy Studies, which will complement our innovative M.P.A./LL.B. joint degree program.

Professorship in Business Law

Torjys has supported the expansion of the Business Law program at Queen's. A professorship in Business Law will further enhance our challenging business law program.

Mark your calendar!

Celebrating 45 Years of Queen's Law

Queen's University, the Faculty of Law, and Dean Alison Harvison Young are hosting an evening to remember on October 23rd, 2003 at the King Edward Hotel in Toronto!

Queen's Law alumni, faculty, and friends will gather for a celebration, with the Honourable Robert (Bob) K. Rae, Q.C. speaking about "The Federal Idea and Its Enemies".

*Please visit <http://qsilver.queensu.ca/law/advancement> for further information
To order your tickets, please contact Dianne Butler
at 1 800 267-7837*

An evening you won't want to miss...

QUEEN'S LAW GRADUATE AWARDED HONOURARY DEGREE



At the May 23, 2003 Convocation, Dave Pattenden, Law '71, was awarded an honorary LL.D. Mr Pattenden, a graduate of four programs at Queen's, continued his long association with the university as a lecturer in the Law, M.B.A. and Commerce programs in the 1980s. Prior to a move into industry, he practised law with distinction for a number of years in Kingston. Mr. Pattenden was nominated for this degree by the Faculty of Health Sciences for his role as the CEO of the Ontario Medical Association and for his work with the Faculty of Health Sciences Leadership Volunteers. As the CEO of the OMA he has been instrumental in defining and guiding physician involvement in the system in a role which encourages physicians to work in partnership with government. His advice is sought not only in Canada but from both public and private international organizations. *Congratulations!*

Did you know

YOU MAY DESIGNATE YOUR REQUEST TO QUEEN'S FACULTY OF LAW?

Your bequest, regardless of size, is welcome and appreciated and will help Queen's Faculty of Law meet the challenges and opportunities ahead. To learn more about how your bequest, charitable trust, charitable annuity, or gift of life insurance can help provide students with the best legal education, please contact Mr. Joshua Thorne, Office of Planned Giving, Queen's University

Tel: 1 800 267-7837 Email: thornej@post.queensu.ca



keeping in touch

Send us an update for the next Queen's Law Reports, or update your address:

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Fax (613)533-6509
lawalum@qsilver.queensu.ca
<http://qsilver.queensu.ca/law/>

For more information, please contact **Meg Einarson**
at einarson@post.queensu.ca

CLASSROOM DEDICATIONS

*"On behalf of all the law students at Queen's,
I want to extend my sincerest thanks for the generosity
and leadership of our donors. All of the students are extremely
excited to see the new Macdonald Hall, complete with
new outlets for our laptops, a new moot court room,
and a front entrance full of light.*

*I hope that one day the students now at
Queen's Law will have the leadership qualities that our
donors possess. Our donors are leaders in the legal community
for having the foresight to recognize that students are the future
of the legal profession. In order to learn, students must
have the opportunity and facilities to do so, and
the best way to teach us is by setting
a good example."*

—Victoria Loh (Law '03)
LSS President

- ❶ McMillan Binch's Graham Scott with Dean Alison Harvison Young and Professor Don Stuart (Building Committee Chair)
- ❷ Cunningham Swan's Bob Little, Maureen Farson, and Diane Kelly (Law '83) with Dean Alison Harvison Young
- ❸ Dean Alison Harvison Young with firm members from McMillan Binch
- ❹ Students at the opening of the Cunningham, Swan, Carty, Little and Bonham Classroom
- ❺ Fasken Martineau DuMoulin's Bruce Treichel (Law '92) with Natasha Hanson (Law '03) at the opening of the new Fasken Martineau DuMoulin Moot Court Room
- ❻ McCarthy Tétrault Classroom
- ❼ Dean Alison Harvison Young with firm members from Fasken Martineau DuMoulin





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Queen's University
Kingston, Ontario
Canada K7L 3N6

