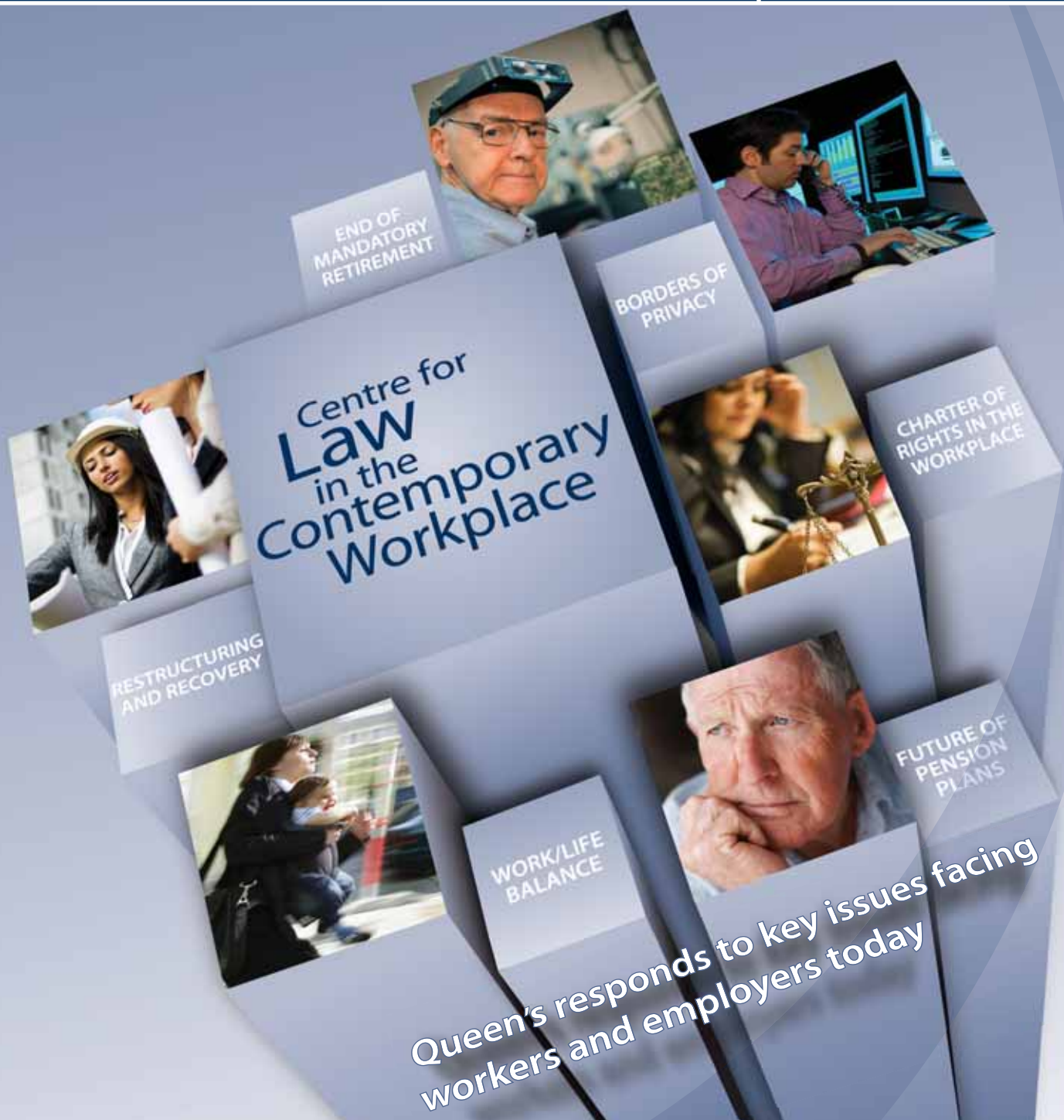


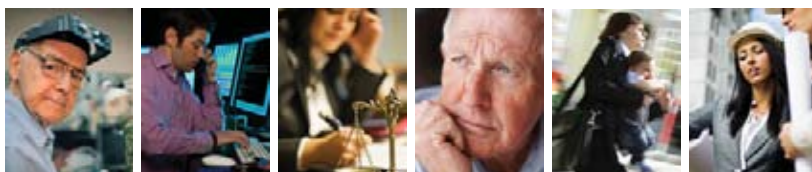
QUEEN'S Law REPORTS





QUEEN'S Law REPORTS

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DESIGN + PRODUCTION

Queen's Creative Services





Long Canada's powerhouse in labour and employment law, Queen's is building on this proud tradition with the launch of our new Centre for Law in the Contemporary Workplace (CLCW). In our cover story (pp. 8-16), we examine the major issues resulting from the inexorable drivers of change to this field of law. With research that will have a national and international impact, the CLCW aims to play a key role in studying these trends.

- The CLCW has already hosted several leading seminars and workshops, with its first major conference to be held in Toronto next spring focusing on the legal challenges associated with an aging workforce.
- With the Faculty's new doctoral program, the CLCW aims to expand its influence by training the next generation of Canadian legal scholars and teachers in the field. The Centre's first PhD student (and new Associate Director), Trish Appleyard, MIR '06/Law '09, began her studies this fall (p. 6).
- Started with a generous \$185,000 grant from the Law Foundation of Ontario, the CLCW will launch a major fundraising campaign in 2011-12 to secure ongoing support.

Among other highlights of 2010-11, the Faculty was delighted to welcome back Justice David Stratas, Law '84, of the Federal Court of Appeal, to teach the intensive two-week course Legal Writing and Written Advocacy with guest lecturers including Justice Tom Cromwell, Law '76, LLD '10, of the Supreme Court of Canada and Justice John Laskin of the Court of Appeal for Ontario (p. 6). They will return next year, offering our students an unrivalled opportunity to study with some of Canada's leading jurists.

Our international exchange programs continue to thrive, with about one-quarter of our third-year class studying abroad. With bursary support from the Robert Wallace Best Exchange Award, established last year with a generous donation from Andrew Best, Law '81, we were able to welcome our first student from our newest exchange partner, Jindal Global Law School in India (pp. 20-21).

Other major highlights of the year include the opening of our five beautifully refurbished teaching spaces, including all four lower-level classrooms and a new seminar room. This \$1.3-million project was funded by donors, including a generous \$400,000 gift from Fraser Milner Casgrain LLP and a \$200,000 gift from Cassels Brock & Blackwell LLP (pp. 26-27).

Our PhD program, established in 2009, produced its first graduate last spring, Peter Atupare, LLM '08, PhD '11, under the supervision of Professor Mark Walters, Law '89 (p. 6). This fall, we were delighted to see Peter launch his academic career, joining the Faculty of Law at the University of Ghana.

On a sad note, we bid farewell to our beloved former Dean, Professor Dan Soberman, LLD '08, who died last year (pp. 34-35). With a celebration of his life at Grant Hall, we honoured his tremendous legacy to the Faculty and University. Those paying their respects included the Governor General of Canada, David Johnston, Law '66, LLD '91, who in our profile (pp. 17-19) fondly recalls his studies at Queen's Law under his former mentor.

The Faculty continues to move from strength to strength with the generous and ongoing support of our alumni. I hope you enjoy reading this year's Queen's Law Reports.

Bill Flanagan
Dean and Professor of Law

Professor Malcolm Thorburn appointed Canada Research Chair

The Government of Canada awarded a Canada Research Chair to Professor Malcolm Thorburn in 2010 for his topical research on constitutionalism and crime, specializing in security and policing concerns – subjects of urgent and growing concern to Canadians. His grant, a renewable Tier 2 Chair, is worth \$500,000 over five years and is awarded to scholars with the potential to become internationally recognized leaders in their field.

"I am thrilled to have this opportunity," Thorburn says. "I am also happy that the Faculty is reinvesting in the strong research culture at Queen's Law," he adds, noting that a large portion of the grant is supporting his shared work with faculty colleagues and graduate students.

"This is a marvellous and well-earned recognition of Malcolm's distinguished record of scholarship," says Dean Bill Flanagan.

Since receiving the grant, Thorburn has continued expanding his research on law, security and crime to build a new foundation for debate over the legitimacy of security

operations. His first priority is research regarding how the principles of liberal constitutionalism inform our understanding of the criminal justice process. He has argued that these principles give shape and content to such criminal law justification defences as self-defence or lawful arrest. He has also examined how the state's police powers and its authority to respond to emergencies such as terrorist threats are limited, in important ways, by the same principles.



Randy deKleine-Stimpson

Professor Malcolm Thorburn

To add perspective on Canadian security and policing practices, Thorburn spent the summer at research institutes in Europe, researching the history of policing in Paris and the development of post-war German criminal law in Munich. In the 2011-12 academic year, he will work on legal theory as a visiting fellow at Oxford's Centre for Criminology.

– Robert Marks



Christina Ulian

Faculty members of the research team: Nick Bala and Lisa Dufraimont of Queen's Law; McGill child psychologist Victoria Talwar; and Queen's forensic psychologist Rod Lindsay. Absent: U of T child development expert Kang Lee

Research team receives grant to study psycho-legal aspects of central criminal justice concept

It has long been a key principle of common-law justice systems that the conviction of an accused criminal must be based on "proof beyond a reasonable doubt" (PBRD). Now, with a \$190,000 grant from the Social Sciences and Humanities Research Council of Canada (SSHRC), **Professor Nick Bala, Law '77**, will head a multidisciplinary team studying how well the concept is actually applied.

"Despite its widespread use, there is little psycho-legal research on how well jurors grasp the PBRD principle or how effectively judges instruct them in it," says Bala, a leading scholar on family and children's law.

The new study, "Proof Beyond a Reasonable Doubt: Bridging Psychological and Legal Perspectives," will examine two of the most common issues in criminal trials: assessing the credibility of child and adult witnesses who are victims of assault, and assessing the reliability of witnesses identifying suspects in a police lineup.

Whereas past studies asked in a general way how subjects assessed the credibility of witnesses, the new research will focus specifically on assessments based on the PBRD standard. The study will use videotapes of adults and children making statements about true and fictitious criminal events. The videos will be shown to adult subjects – including lay persons, judges, Crown attorneys, teachers and police officers – to assess the extent to which standardized instructions about PBRD assist when determining witness credibility.

The study will explore what should be said to jurors, as the court's triers of fact, about the concept of PBRD to make their assessments of credibility more effective. "The results will have implications for most common-law systems," Bala says. "In Canada, it could determine whether the Supreme Court standard is too demanding or not demanding enough in what it expects judges to say in their instructions to juries."

This project, due to be completed by 2014, builds on research by the team Bala has led since 1999: Queen's Professor Rod Lindsay, a forensic psychologist for more than 30 years; Professor Kang Lee, a University of Toronto expert in psychology and child development; and Professor Victoria Talwar (MA'99, PhD'03), a McGill University child psychologist.

Professor Lisa Dufraimont of Queen's Law, an evidence and criminal law expert, is also participating. She's excited to join this established research team, she says. "The project dovetails with my previous research on jury decision-making."

Bala is concurrently a co-investigator of another SSHRC-funded project studying the effect on children and their divorcing parents of being involved in the family justice system. "The link between the two studies is the questions they ask: How is the justice system doing in understanding children and dealing with their problems in different situations? How can it be improved?"

– S.E. Gordon

Professor Bala wins award for paper on parental alienation

Professor Nick Bala and his co-author, Toronto psychologist Dr. Barbara Fidler, received the 2011 Meyer Elkin Award from the Association of Family and Conciliation Courts. The *Family Court Review* editorial board chose their article "Children Resisting Post-Separation Contact With a Parent: Concepts, Controversies and Conundrums" as the best one published in the journal in 2010. Bala and Fidler are expanding the article – which is already influencing how judges, lawyers and mental health professionals in Canada, the U.S. and U.K. deal with these challenging cases – into a book for Oxford University Press.



Professor Joshua Karton with the book prize presented to him at the first ICLQ Lecture at the British Institute of International and Comparative Law on May 19 in London, England.

Junior faculty member wins international publisher's award

Professor Joshua Karton has received the inaugural International and Comparative Law Quarterly (ICLQ) Young Scholars Prize. His article "Contract Law in International Commercial Arbitration: The Case of Suspension of Performance" was selected by the editorial board of ICLQ and Cambridge University Press as the most outstanding submission by an author under the age of 35.

Karton, "pleasantly surprised" by the award, received the news a week before he returned to Cambridge to defend his PhD thesis successfully, taking the win as a "good omen" since the paper was an earlier version of a thesis chapter. "I was quite excited when ICLQ first accepted the article in 2009," he recalls, "as it is among the most-cited international law journals in the world."

A case study in international commercial arbitrators' decision-making, his paper focuses on a narrow question in contract law: whether a contractual party facing a breach by the other party has the right to suspend its performance temporarily, without terminating the contract, in order to place pressure on the breaching party to honour its obligations. "Every developed legal system has some rule that deals with this question," he says, "but these rules differ fundamentally between common law and civil law jurisdictions."

By comparing the relevant doctrines in a sample of common law and civil law countries and in various international contract law instruments, Karton analyzes the available international arbitral decisions to see which version of suspension of performance doctrine international arbitrators tend to prefer.

Karton project selected for 2011 BLG Research Fellowship

For his project "Canadian Courts in the Global Jurisconsultorium," Karton also received a \$12,000 research award from Borden Ladner Gervais LLP earlier this year. Samantha Wynne, Law '13, the BLG Research Fellow, worked with him this summer examining the role of Canadian courts in interpreting international legal instruments.

– Lisa Graham

Courts rely on tort law professor's research

Professor Erik Knutsen received the attention of both the British Columbia Court of Appeal and the Ontario Superior Court for his insightful view of causation. His paper "Clarifying Causation in Tort" was extensively cited and relied upon in the BC Court's judgment of *Clements v. Clements* (2010 BCCA 581) and again in the Ontario judgment of *Goodman v. Viljoen* (2011 ONSC 821). In both cases, the judges refer to Knutsen's clarification of when a "but-for" causal analysis should be replaced with a "material contribution" test in order to determine the relationship between an allegedly negligent person's conduct and the resulting injury.

In an attempt to determine causation in the *Clements* case involving a motorcycle accident, the trial judge applied the material contribution test. On appeal, the court found this was inappropriate, citing Knutsen's paper. Justice Frankel wrote that "Professor Knutsen's view, with which I agree, is that a judge can resort to the material contribution test in only two situations: ones involving circular causation and dependency causation." He then emphasized Knutsen's re-



Aimee Burch

Professor Erik Knutsen's paper "Clarifying Causation in Tort" was published in the Spring 2010 Dalhousie Law Journal.

minder that in the vast majority of cases, the "but-for" test is feasible.

Knutsen says his paper was born "out of a desire to have a helpful tool for judges, lawyers and academics to talk about causation in a way that clears up a lot of questions, so we can at least have a discussion from some kind of common knowledge base."

The *Goodman* judgment found that the case did not meet the circular causation scenario set out in the paper and thus was not an appropriate forum for the material contribution test. However, while Knutsen is pleased his work is simplifying the conversation around this tricky issue, he says the courts have not yet touched on the more important issues of delay-of-treatment or evidentiary sufficiency cases. "Those are the real bug-bears that could use some thinking about."

Knutsen's influence may not stop at two courts. This summer the Supreme Court of Canada granted Leave to Appeal to hear the *Clements* case.

— Matthew Gibson

Research team receives \$1-million grant to study "The Cost of Justice"

Professor Erik Knutsen is a member of a research team that was awarded \$1 million from SSHRC this summer for the project "The Cost of Justice: Weighing the Costs of Fair and Effective Resolution to Legal Problems." This initiative is designed to fill the void in evidence-based information about legal, social and economic costs and benefits of pursuing justice (or not) through various dispute resolution options, and it will have a direct impact on access to justice policy and socio-legal scholarship throughout Canada and civil justice communities internationally.

Clerkships in 2012-13

Tying the record for clerkships set in 2001-02, a total of 12 students will be clerking with Canadian courts next year.



Chris Ng

Sarah Reynolds Repka, Law '10, to clerk at SCC for Justice Morris Fish



Greg Black

Benjamin Grant, Law '12, to clerk at FCA for Justice David Stratas

Supreme Court of Canada

Sarah Reynolds Repka, Law '10 (Justice Morris Fish)

Federal Court of Appeal

Benjamin Grant, Law '12 (Justice David Stratas, Law '84)

Federal Court

Erica Maidment, Law '11
Stéphanie Bélanger, Law '11

Provincial Courts of Appeal

Sanam Goudarzi, Law '11 (Ontario)
Erin Smith, MBA '12/
Law '13 (Saskatchewan)

Court of Queen's Bench

Jaime Graham, Law '12 (Calgary)

Superior Court of Justice (Ontario)

Kyle Gossen, Law '12
Adam Prewer, Law '12
Stephanie Ford, Law '12
Jeremy Fox, Law '11
Kristen Allen, Law '11

LSS recognizes exceptional teachers

LSS AWARDS FOR TEACHING EXCELLENCE



Aimee Burtch

Professor Darryl Robinson receives the winter 2010 Faculty Award from Tim Edwards, Law '11.



Aimee Burtch

Professor Erik Knutsen receives the fall 2010 faculty award from Law '11 students Erin McNamara and Remissa Hirji.

LSS SPECIAL LECTURER (SESSIONAL) TEACHING AWARDS



Aimee Burtch

Professor Emeritus Bernie Adell, faculty advisor to Queen's Law Journal, receives the winter 2010 sessional lecturer award from Law '11 students Saman Goudarzi and Sharon Ford.



Aimee Burtch

Blair Mackenzie receives the fall 2010 sessional lecturer award from Addison Cameron-Huff, Law '12.

National award for student's competition law paper

Robert Mysicka, Law '11, received the James H. Bocking Memorial Award from the Canadian Bar Association (CBA) for his paper "Regulated Conduct Doctrine: Canadian Competition Law and the Politics of Undue-ness." Robert first wrote the paper, which the CBA recognized as the best one on the subject, for the Competition Law course.



Award recipient Robert Mysicka, Law '11, with presenter Vicky Eatrides (a sessional instructor at Queen's Law) at the CBA's 2010 Annual Fall Competition Law Conference in Gatineau, Quebec.

2011 a winning moot season

1ST PLACE IN CANADA'S 1ST ENVIRONMENTAL LAW MOOT



Willms & Shier Environmental Lawyers LLP

SCC Justice Thomas Cromwell, Law '76 (second from right), Chief Moot Judge, poses with Queen's Law team members Patrick Stratton, Law '11, Sean Miller, Law '11, and Steve Ronan, Law '12, as they accept the first-place trophy for the Willms & Shier Environmental Law Moot on February 19 at Osgoode Hall in Toronto. Coached by Professor Bruce Parry, they defeated a total of eight teams from law schools across the country. Sean and Patrick also won oralist awards.

1ST PLACE IN PROVINCIAL OTLA CUP



Ontario Trial Lawyers Association

Professor Erik Knutsen, faculty coach, and Justice Tim Ray with Ontario Trial Lawyers Association Cup winners Molly Flanagan, Law '11, and Rupa Karyampudi, Law '11, in the Frontenac County courthouse on March 5. Molly also won awards for Best Overall Advocate, Best Opening Statement, and Best Examination-in-Chief in the intense competition with three other law schools during the day-long personal-injury mock trial.

3RD PLACE IN WORLD-WIDE ELSA MOOT COURT COMPETITION



The Queen's EMC² team at the World Trade Organization (WTO) in Switzerland in May 2011: student coach David Balfour, Law '12; oralists Elly Bahrami, Eowynne Feeney, Sienne Lam and Aaron Wolochatiuk, all Law '12; and academic advisor Rambod Behboodi. The team placed third in competition against almost 70 law schools from around the world; they also won for Best Respondent Written Submission in the simulated hearing in the WTO dispute settlement system. The trip was made possible by support from the Dean's Excellence Fund (see pg. 31).

Justice David Stratas and distinguished guests teach critical legal skills

Award-winning teacher Justice David Stratas, Law '84, of the Federal Court of Appeal, has launched a new Legal Writing and Written Advocacy course at Queen's Law. He taught the course for the first time in the first two weeks of January with the assistance of six special guest lecturers: Justice Thomas Cromwell, Law '76, LLD '10 (Mus '73), Supreme Court of Canada; Justice John Laskin, Court of Appeal for Ontario; Justice Patrick Healy, Court of Quebec; renowned criminal lawyer Edward Greenspan, QC; Rob Frater, Law '84, Senior General Counsel, Department of Justice Canada; and Kirk Makin, Justice Reporter, Globe and Mail. The course quickly reached its maximum enrolment of 100 students.

"Legal writing lies at the core of the lawyer's craft," says Justice Stratas, who was one of Canada's most highly regarded and sought-after administrative law and constitutional litigators prior to his December 2009 judicial appointment. "Candidly, the quality of justice depends on judges getting helpful, accurate and honest written submissions that convey points strongly and directly, so I see the course as having a very direct effect on the administration of justice."

Students were first given the tools to improve their writing and then learned about facta and other legal submissions aimed at persuading judges through the written word.

"Legal writing is one of the most important and practical skills," says Jessica Horwitz, Law '11, LSS VP (Academic), "and who better to learn it from than these eminent judges and other notable guest speakers? Students benefited from their wide-ranging perspective on how good writing is fundamental to the legal profession."



Justice David Stratas, Law '84, and special guest lecturer Justice Thomas Cromwell, Law '76, LLD '10

MIR/JD grad joins CLCW



Bernard Clark

Trish Appleyard, MIR '06/Law '09, returned to Queen's as the Associate Director of the Centre for Law in the Contemporary Workplace (CLCW) in May. Working with the Director, Professor Kevin Banks, she will lead the CLCW's operations and contribute to program development and implementation. Appleyard, a former associate with Baker & McKenzie LLP and clerk with the International Labour Organization's Bureau for Employer's Activities, also commenced her PhD in Law studies this fall.



Aimee Burtch

Thesis supervisor Professor Mark Walters, Law '89, congratulates Peter Atupare, LLM '08, PhD '11, the Law Faculty's first doctoral graduate.

First PhD in Law granted

Peter Atupare, LLM '08, made history on April 21. He became the first student to earn a doctoral degree from Queen's Law, successfully defending his thesis, "Constitutional Justice in Africa: An Examination of Constitutional Positivism, Fundamental Law and Rights in Ghana and Nigeria."

"The examiners wrote glowing reports about Peter's work," says his thesis supervisor, Professor Mark Walters, Law '89. "There was simply no doubt in their minds about the positive outcome of the oral defence. Peter handled the committee's questions in an articulate, careful, and passionate way, with a sense of balance and, as always, a sense of humour, too."

Atupare, who has accepted an academic appointment in his homeland at the University of Ghana's Law Faculty, is proud to be Queen's University's inaugural PhD graduate in Law. Calling his years of hard work for both his LLM and PhD "the yoke of my dreams," he adds that it was a rewarding experience to work with "accomplished scholars who have great mentorship skills" and with a "great administration" in an environment of "community spirit. It is difficult, I think, to get a law school in North America that blends these features like Queen's."

LSS honours staff member



Aimee Burtch

Helen Connop (pictured left), Education and Equity Services Manager, received the inaugural LSS Special Award of Excellence in Student Services from LSS President Brianna Butchart, Law '12, on March 28. In presenting the award, Brianna said, "Your efforts to make our lives manageable are extremely appreciated, and I hope you know the difference you make with your caring and diligent attitude on a day-to-day basis."

Queen's Environmental Law Association hosts debate on climate change

Students, professors and Kingston residents packed Convocation Hall on November 8, 2010, for "The Great Climate Debate." Four of Canada's leading climate change experts spoke on both scientific and political aspects of the global warming discourse.

"To my knowledge, the Queen's debate is the first of its kind to be held in Canada, let alone the first to be held in academia," said panellist Lawrence Solomon, Energy Probe's Executive Director. "I commend Queen's and hope that other Canadian universities will follow its lead."



Matthew Bramley, Director of the Pembina Institute's climate change program, debating with Queen's Law Professor Bruce Pardy

Greg Black

Three topical conferences hosted

A NORTH AMERICAN FIRST ON "CRIMINALIZATION"

Dean Bill Flanagan (*middle*) and co-organizing professors Malcolm Thorburn (Queen's) and Antony Duff (Minnesota) on Sept. 7, 2010



Bernard Clark

CANADA'S 2ND LAW JOURNAL CONFERENCE: "BETTER SCHOLARSHIP, BETTER PEDAGOGY, GREATER OPENNESS"



Conference speakers Katie Ireton and Professor Neil Craik (Waterloo) with the Queen's Law Journal's co-editor-in-chief Sharon Ford, Law '11, and faculty advisor Professor Emeritus Bernie Adell at the University Club on Oct. 29, 2010



Bernard Clark

FEMINIST LEGAL STUDIES QUEEN'S PRESENTS "WOMEN AND EQUALITY: GENDER-BASED ANALYSIS, LAW AND ECONOMIC RIGHTS"

Co-organizing professors Bita Amani (*back left*) and Kathleen Lahey (*bottom right*) in Macdonald Hall on Oct. 23, 2010, with speakers, including Pamela Cross (*back row, fourth left*), Law '93, and Erin Durant (*front row, fifth left*), Law '11.

Alumni return to give lectures

Several grads came back to Macdonald Hall in 2010-11 to present academic papers and give talks to students. Just some of these alumni are pictured below.



Aimee Burch

- 1 Daniel Awrey, Law '02, University Lecturer and Fellow at Oxford, presented his paper "Regulating Financial Innovation: A More Principles-Based Proposal" (Sept. 20, 2010).
- 2 Jordan Furlong, Law '93, a partner with Edge International, Senior Consultant with Stem Legal, and blogger at Law21: Dispatches from a Legal Profession on the Brink, gave a talk to students on "The future of the legal marketplace (and your place in it)" (Jan. 21).
- 3 David Tanovich, Law '92, of Windsor Law, presented his paper "Bonds: Gendered and Racialized Violence, Strip Searches, Sexual Assault and Abuse of Prosecutorial Power" (Jan. 28).
- 4 Pamela Cross, Law '93, Policy Consultant with the National Association of Women and the Law, presented "Custody, Access and Women's Inequality" (Feb. 7).
- 5 Marcia McNeil, Law '88, a partner at Heenan Blaikie LLP in Victoria, gave an Alumni Speakers Series talk on "Life Beyond Bay Street" (March 18).

Australia's former High Court Justice tells Queen's of Law's role in AIDS

The Honourable Michael Kirby visited Queen's last September and delivered the Chancellor Dunning Trust lecture "HIV/AIDS – The Epidemic where Law Has a Positive Role to Play but Often Doesn't."



Aimee Burch

The Hon. Michael Kirby (*right*) with Dean Bill Flanagan and Justin Connidis, Law '79, at a reception in the student lounge following his lecture.

Alumni are invited to attend lectures hosted by Queen's Law. For upcoming events, see <http://law.queensu.ca/events.html>



Queen's responds to key issues facing workers and employers today

BY S.E. GORDON

This is an era of rapid change, both within and beyond Canada's borders. Advances in technology have turned the world into a globalized marketplace, forcing companies to restructure their operations. Workers, insecure about the impact of technology and globalization, are working longer and seeking support from laws on privacy and human rights as well as from the "constitutionalization" of their labour rights.

These social and economic changes are triggering issues that affect the working lives of millions of Canadians and the success of their employers. As a result, workplace-related law is changing. ►

Queen's Law identified the need for a research centre to address these changes and to contribute to the intellectual renewal of this important field of law. In November 2010, Queen's launched the Centre for Law in the Contemporary Workplace (CLCW) with an 18-month start-up grant from the Law Foundation of Ontario. The first such centre in Canada, the CLCW provides an intellectual nexus for the labour and employment law community.

The Centre's roles are to help train the next generation of outstanding labour and employment law practitioners and scholars, to promote research into emerging trends and issues in workplace-related law and to encourage dialogue among labour and employment law stakeholders. Key activities will include carrying out and publishing research, advising on curriculum enhancements and organizing conferences and workshops on the role of the law in the contemporary workplace.

"Queen's has always been a powerhouse in labour and employment law," **Dean Bill Flanagan** says. "With the Centre, we are going to reclaim and revitalize this area of scholarship and teaching in Canada."

Professor Emeritus Bernie Adell, who was very involved in organizing two CLCW workshops this year, says, "It has been very gratifying to see Queen's Law take on a key role in addressing the decline in research and course development that has affected Canadian labour law for many years."

Professor Emeritus Don Carter, Law '66 (Arts '63), adds: "I firmly believe that workplace law is the most important issue that faces Canadians, whether unionized or non-unionized." He is optimistic that the Centre will fulfill its Strategic Plan

and thereby "achieve the ambitious goal of informing Canadians of what's happening in workplace law."

Flanagan points to the need for pioneering scholarship in such areas of workplace law as employment law, pensions, human rights and privacy. "What many law schools haven't caught on to is that workplace law is more important today than it has ever been. We want to be Canada's leading centre for the study of all aspects of the legal issues affecting the workplace."

Jeffrey Sack, founding partner of Sack Goldblatt Mitchell LLP and CLCW co-chair, shares that ambition. "In revitalizing the study of workplace-related law, Queen's will be a beacon not only for other law schools in Canada but for other countries, too," he says.

As the CLCW's Director, **Professor Kevin Banks** is guiding its strategic direction and shaping its research agenda, in consul-



"Queen's has always been a powerhouse in labour and employment law. With the Centre, we are going to reclaim and revitalize this area of scholarship and teaching in Canada."

Dean Bill Flanagan



"I firmly believe that workplace law is the most important issue that faces Canadians, whether unionized or non-unionized."

Professor Emeritus Don Carter, Law '66



"It has been very gratifying to see Queen's Law take on a key role in addressing the decline in research and course development that has affected Canadian labour law for many years."

Professor Emeritus Bernie Adell

tation with the highly experienced advisory committee. He served as Director General of Labour Policy and Workplace Information in the federal Labour Program prior to his appointment to *Queen's Law* in 2007.

"To address the legal concerns affecting today's workplace, we want to cover a range of issues, not just traditional labour law," Banks says. And what might those be?

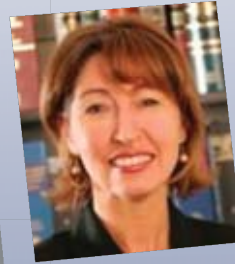
WORK/LIFE BALANCE

Canada's workplaces have changed dramatically over the past three decades, with women now accounting for half the workforce, making the two-income household the norm. Family structures have altered, too, as many more households now are headed by a female single parent. These changes have upended work/life balance, as earning a living collides with family duties.

The trend is certainly apparent in the legal profession, which women lawyers are leaving in droves. In a recent report for the LSUC's Return to Practice Working Group, co-author **Beth Symes, Law '76**, a partner at Symes & Street (Toronto), concluded that the exodus is mainly due to child-rearing responsibilities. "When women leave for a substantial period of time, say five years, there are large barriers to their re-entry." Symes urges the Law Society to introduce a pilot project that would "tell young women that there are models of doing law other than Bay Street that, while they may not pay as well, are just as rewarding and yet respect the work/life balance."

The work/life collision is also a concern for unions. "From the point of view of collective bargaining, we do see a demand for more balance," says **Lisa Kelly, Law '90**, Legal Counsel for Canadian Auto Workers. "With more men being *active* parents, they're interested in having more time off from work, but the competing element is the economic instability. In our membership, insecurity around work is such that time off work feels like a luxury."

In the tough negotiations over the rescue of the auto industry, one of the first CAW contract provisions to be reduced was "scheduled paid absence" – flexible days over and above paid vacation time. "It was attacked as if it were what its



"Some management-level employees are saying, 'I'm not looking for another \$10,000 a year, but I would like another week's holidays.' I am seeing that kind of negotiation over management contracts."

Carol Mackillop, Law '94

acronym – SPA – sounded like: a week at a spa, rather than time off to attend your children's graduation or other events in your family life."

Carol Mackillop, Law '94 (MSc '84), an employment lawyer at Mackillop Law Professional Corporation (Kingston), agrees that work/life balance issues are not making it into many collective agreements, but they are in some management contracts. There is increasingly a trade-off of raises against more paid vacation. "Some management-level employees are saying, 'I'm not looking for another \$10,000 a year, but I would like another week's holidays.' I am seeing that kind of negotiation over management contracts."

"Legislatures have begun to address work/life balance issues, some more quickly than others," Banks says, "but legislation probably can't provide all the answers, given how many unique situations employers and employees face. So employers, unions and workers will have to develop their own solutions. When they cannot, we are starting to see human rights law fill the gaps with a duty to accommodate parents."



THE FACTS

- Women are 48% of the employed workforce in 2011 versus only 37% in 1976.
- By 2008, 64% of all households had both partners working, while in 1976 only 47% of households were 'dual earner'.
- In 2006, one in five families with children was headed by a female single parent, double the proportion in 1971.
- In 2009, 69% of female single parents and 74% of women in two-parent households were employed.

Sources: Statistics Canada and Human Resources and Skills Development Canada

BORDERS OF PRIVACY

Technological advances have raised red flags regarding the violation of personal privacy. The Internet, in particular, makes it easier to collect information about people's personal lives – their consumer tastes, political ideas and lifestyles – by retaining data or opinions people provide to e-commerce and social media sites, often permanently and without informed consent.

It has been 11 years since the *Personal Information Protection and Electronic Documents Act* (abbreviated as *PIPEDA*) began to regulate how the private sector across Canada collects, uses and discloses personal information in the course of commercial transactions. *PIPEDA* was intended, in part, to promote consumer trust in e-commerce.

Privacy legislation has had a major impact in the workplace. Strongly opposing schools of thought have emerged around privacy issues, Jeffrey Sack says. "Some arbitrators don't believe there's any right to privacy, unless it's spelled out in the collective agreement. Others believe it is implicit in collective agreements and is supported by *Charter* values."

In particular, privacy commissioners and labour arbitrators have dealt with issues involving the surveillance of workers. "When is it appropriate for employers to use surveillance to monitor the activity of employees?" asks **Carman Overholt, QC, Law '84**, a partner at Fraser Milner Casgrain LLP (Vancouver). "That area of the law as to what the real boundaries and limitations are continues to develop quickly."

Earlier this year, in *R. v. Cole*, the Court of Appeal for Ontario held that employees have a "reasonable expectation of privacy" when using a computer provided by their employer for work-related purposes. The case involved a teacher (Cole) charged with possession of child pornography on a laptop provided by the school board. The trial judge excluded all the evidence seized from the laptop. Since the teacher had a reasonable expectation of privacy regarding the contents of the laptop, the court said the police should have sought a search warrant.

"This decision," Overholt says, "means every organization has to carefully examine the balance between allowing employees to use its technology and have an element of personal privacy, versus protecting the employer's interests. What wasn't addressed was the employer's rights to monitor the use of its technology and to seize material when it realizes there may be unlawful activity by an employee."

"Prudent employers have already wrapped their arms around the privacy issue," says **Mark Ellis, Law '80**, a partner at Baker & McKenzie LLP (Toronto), "but to the degree to which they're subject to the obligation to disclose, lawfully, versus the obligation to protect, lawfully – that's a dynamic that makes the lives of practising lawyers and employers quite difficult, because you never know where that line is drawn."

For example, an employer has the right to demand a doctor's note from an employee on prolonged sick leave, but is not entitled to know the employee's illness or how soon he or she will return to work. "If the note says, 'He is unable to come to work until further notice,' how do you deal with that legally and practically?" Ellis asks. "We all need to get better at it."



"Some arbitrators don't believe there's any right to privacy, unless it's spelled out in the collective agreement. Others believe it is implicit in collective agreements and is supported by *Charter* values."

Jeffrey Sack, CLCW Co-Chair



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Mark Ellis, Law '80

END OF MANDATORY RETIREMENT

Canadians are living longer and enjoying better health in their later years. As a result, more of them are choosing to work beyond the traditional retirement age of 65. In the past few years, all the provinces and territories have amended their human rights acts to ban mandatory retirement in enterprises under their jurisdiction. The federal government has said it, too, will do so by amending the *Canadian Human Rights Act* and the *Canada Labour Code*.

While mandatory retirement is considered to be discriminatory under human rights law, it may be justified as a “bona fide occupational requirement” if it is established that a

worker’s age would significantly affect his or her ability to perform the job and the employer cannot accommodate the employee without “undue hardship.” For example, mandatory retirement can often be justified for jobs involving strenuous physical activity where individualized fitness testing is not feasible, such as for firefighters or police. “You will always see challenges come up, but the case law is quite settled in these areas,” says **Stephen Shamie, Law ’86**, managing partner at Hicks Morley Hamilton Stewart Storie LLP (Toronto). “Also, you don’t see that many firefighters or police officers wanting to work past retirement age both because of the nature of the work and because of their pension arrangements.”

In the unionized workplace employers now have to prove unsatisfactory work performance if they wish to dismiss an older worker for reasons other than misconduct. “There are established tests that employers must meet,” says **Richard Baldwin, Law ’72** (Arts ’69), managing partner at Mathews Dinsdale & Clark LLP (Toronto). “These tests require significant documentation by the employer and may require progressive counselling.”

Many smaller employers, without extensive in-house human resources departments, face challenges demonstrating the relevant job standard, that this standard has not been met, and that the employee was given reasonable assistance in performing his or her duties and was told that failure to meet the standard could result in termination. “This is a difficult task requiring that the employer focus resources to achieve a successful outcome,” Baldwin says. “I expect this will be a considerable area of dispute under collective agreements in the future.”

The average retirement age (currently 61 in the public sector and 63 in the private sector) has been trending upward since the recession. Many who had expected to retire changed their plans when the stock market downturn erased their wealth. Meanwhile, employers have been offering retention bonuses, stock options and other incentives for older employees to stay on the job because their skills are in short supply. “Employees who stay on often want to work less than full-time,” Banks says, “and they’re going to want to contribute to pension or retirement plans on days that they work, and draw on those plans when they do not.”

“The power imbalance we’ve always assumed in the employer-employee relationship is falling as baby boomers approach retirement, skilled workers are in short supply, and employers face significant succession planning issues,” says **Hugh Christie, Law ’81** (Arts ’78), a partner at Gowling Lafleur Henderson LLP (Toronto) and CLCW co-chair. “As a result, retirement age is rising as employers induce workers to stay in their jobs, often on the employee’s terms. The law will have to react to that.”

Furthermore, the number of self-employed people is growing, and such people are able to work longer on their own terms. “That requires another paradigm shift in how the law looks at the employment market,” Christie says. “There are far fewer barriers to starting your own business. The way we approach non-competition agreements needs re-examination.”



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CLCW Co-Chair**



"Fraser is not the definitive statement on freedom of association, and there will be ongoing litigation about it over the next several years."

Henry Dinsdale, Law '87



"What is our duty to accommodate a disabled worker 'to the point of undue hardship'? Employers, unions and arbitrators are learning, but it has not been a path without significant bumps."

Beth Symes, Law '76

CHARTER OF RIGHTS AND FREEDOMS IN THE WORKPLACE

Most of the legal protections for workers are codified in human rights, employment standards and labour relations legislation, and these laws can change quickly. Since the *Charter of Rights* was entrenched in 1982, the union movement has tried, with uneven success, to "constitutionalize" collective bargaining rights.

Section 2 of the *Charter* guarantees the fundamental freedoms of association and expression, which in the labour-relations context means for many the right to unionize and bargain collectively. However, the Supreme Court of Canada (scc) in its early *Charter* rulings on workers' rights declined to give an expansive interpretation to s. 2.

"For the first 18 years, the experience of the *Charter* from the labour unions' perspective was very unsatisfying," says **Henry Dinsdale, Law '87** (Artsci '84), a partner at Heenan Blaikie LLP (Toronto). "The Court didn't protect the right to bargain collectively or the right to strike. Its approach was narrow and deferential to the legislatures."

However, in a stunning reversal in the 2007 case of *B.C. Health Services*, the scc held that "the reasons evoked in the past for holding that the guarantee of freedom of association does not extend to collective bargaining can no longer stand." At a minimum, that right gained constitutional protection and put governments on notice that they could no longer override collectively bargained rights with impunity (as the B.C. government had done in 2002 with its health and social service workers' contracts).

More recently, however, the scc appeared to weaken the s. 2 right to freedom of association. In April, it upheld the *Agricultural Employees Protection Act* in *Ontario v. Fraser* ruling that while the *Charter* "protects the right to associate to achieve collective goals," the province isn't required to provide "a particular form of collective bargaining rights" to farm workers to fulfill its *Charter* obligations.

Fraser was a "cautious and restrictive decision," says Sack.

While it shows that the scc judges are reluctant to require *positive* statutory protections for labour, "the Court refused to reverse its B.C. Health Services decision, which involved quashing an *attack* on labour," Dinsdale adds: "*Fraser* is not the definitive statement on freedom of association, and there will be ongoing litigation over the next several years."

The *Charter's* s. 15 guarantee of equality rights also affects the workplace, backstopping human rights laws that outlaw discrimination. The Ontario government, faced with a s. 15 application, agreed in a 2003 settlement to pay up to \$414 million in pay-equity reparations to about 100,000 female public-sector workers who claimed gender discrimination.

"Increasingly, we are seeing *Charter* challenges brought at arbitration or at labour relations boards, as opposed to going to the courts," Beth Symes says. "I think the most difficult issue for everybody is disability. What are disabilities? Do they include drug and alcohol abuse? What is our duty to accommodate a disabled worker 'to the point of undue hardship'? Employers, unions and arbitrators are learning, but it has not been a path without significant bumps."

FUTURE OF PENSION PLANS

With the greying of Canada's baby boom generation, the adequacy of retirees' savings has become a major concern. "Some employers are moving away from defined-benefit pension plans, and some are moving away from pension plans altogether," Don Carter says. "We've got to address the issue of

how we fill that gap. Do we expand the CPP or move to more comprehensive private plans? I don't think the issue has been adequately addressed by the politicians. It was barely mentioned in the last federal election campaign."

In June, the pension issue stalemated two major contract negotiations as employees at Canada Post Corp. and Air Canada went on strike to oppose their employers' moves to defined-contribution plans.



The fate of under-funded pension plans has proven especially contentious when employers have gone bankrupt. When Nortel Networks Corp. filed for bankruptcy in 2009, its 17,500 pensioners campaigned vigorously against the windup of their plans.

The Ontario government has offered its plan members the choice between the traditional conversion to annuities or having their pension funds managed by a private-sector financial company. "This is certainly new in Canada," says **Susan Philpott, Law '87**, a partner at Koskie Minsky LLP (Toronto). "It's like a private-sector takeover of the pension plan with a view to providing a better benefit than would have been available through the windup and annuitization process."

The issue evolved further in April, when the Court of Appeal for Ontario ruled in favour of the former employees of an insolvent manufacturer, Indalex Ltd., who wanted the proceeds from the sale of the company's assets to cover the shortfall in their pension plans.

"Under Ontario's *Pension Benefits Act*," Philpott says, "if there is money owing to the plan for regular contributions or deficit payments, then that money is deemed to be held in trust for the pension fund. But that deemed trust had never previously

been upheld in an insolvency. That has huge repercussions. I think the decision is going to go up to the Supreme Court."

RESTRUCTURING AND RECOVERY

Markets since the 1980s have become more globalized, competitive and volatile. In response, many firms have restructured their operations.

The companies most urgently in need of restructuring are, of course, those unable to meet their obligations. For insolvent firms with \$5-million or more in debt, the *Companies' Creditors Arrangement Act* (CCAA) provides protection from creditors while they reorganize with a more sustainable business model. New amendments to the CCAA took effect in 2009, but the impact is only just becoming apparent.

"Most employers sit down and try to negotiate changes to collective agreements with their unions when they go into CCAA," says Stephen Shamie. "The 2009 amendments now make that essentially mandatory. They codify what was the practice of many employers in any event."

Under the CCAA amendments, the Court can no longer change the terms of a collective agreement without the consent of the parties. (Previously, some employers did so unilaterally and the Court gave effect to that with an Order.) "Employers are becoming more creative in their relationships with unions and the changes that are required to collective agreements," says Shamie. "The emphasis now is on working together to come up with a solution that will ensure the future viability of the company."

Companion legislation, the *Wage Earner Protection Program Act* (WEPPA), covers employees who lose their jobs in a bankruptcy; they now are eligible for the greater of \$3,000 or four times their maximum weekly insurable earnings under the *Employment Insurance Act*.

"These are good things," Lisa Kelly says, "but they are incremental changes to something that I see as a larger problem, i.e. treating ordinary workers as if they're creditors, like a bank. They're not in the same class as *true* creditors. I don't go to work to sell my labour and take a risk of not getting the money that I'm owed. WEPPA often doesn't cover all the wages and vacation pay that are owed, and it certainly doesn't cover any of the termination and severance pay. We estimate that workers are getting only about eight to 10 cents on the dollar."



THE FACTS

- In 2009, one of every five personal bankruptcies involved citizens aged 55 and over, which is more than quadruple the proportion in 1989.
- By 2030, two-thirds of retirees will not have enough retirement income.
- Only 27% of the private-sector workforce had pension plans as of 2010, meaning that 73% of 11 million Canadians will be entirely dependent on RRSPs and CPP/QPP.

Sources: Statistics Canada, Industry Canada and Alberta Federation of Labour



"Most employers sit down and try to negotiate changes to collective agreements with their unions when they go into CCAA. The 2009 amendments now make that essentially mandatory. They codify what was the practice of many employers in any event."

Stephen Shamie, Law '86



"The Wage Earner Protection Program Act often doesn't cover all the wages and vacation pay that are owed, and it certainly doesn't cover any of the termination and severance pay."

Lisa Kelly, Law '90



"A higher percentage of Canadians than ever participates in the workforce, and the quality of workplace relations matters more than ever to our competitiveness and our quality of life."

**Professor Kevin Banks,
CLCW Director**

ADVANCING WORKPLACE LAW

So what is the result of all these issues? The boundaries that used to define employment and working life are shifting and becoming a lot more complex. The lines between work and private life, family life, and retirement are blurring. Fewer people separate their work from their identity now. More of us think in terms of careers and personal fulfillment rather than just jobs. Workplaces are breaking down social and legal boundaries as well. They often are places where groups that may have relatively little to do with each other in private life have to learn to get along, cooperate and accommodate each other. It's small wonder that human rights law is first and foremost workplace law. Increasingly, workplaces are also where rules and practices developed in other countries, or at the international level, have a direct impact on daily lives in Canada. Restructuring can leave employees wondering who their real employer is and turn private contractual arrangements into matters of public concern.

"The stakes involved in all these changes have never been greater," Banks says, "A higher percentage of Canadians than ever participate in the workforce, and the quality of workplace relations matters more than ever to our competitiveness and our quality of life."

All of this means that it is crucial for *all* members of the labour and employment law community to keep abreast of *all* the latest developments in workplace law. An exciting and challenging practice awaits students choosing labour and employment law careers and, more than ever, they must understand the relationship between those areas and human rights, constitutional law, pension law, bankruptcy law, and international law, just to name a few. The need for research has never been greater.

"We need to grasp the shape of these emerging boundaries," Banks says, "asking not only where the law is going, but what it should become." That is precisely what the CLCW will do.



Professor Kevin Banks (right), CLCW Director, David Chondon (second right), Law '90, and other expert panellists at the Workshop on the Implications of the *Fraser* Case in Macdonald Hall's new videoconferencing facility on June 13.

CLCW'S AGENDA

The Plan: Host one high-profile conference a year, and a series of workshops to respond to major events.

- **April 2011** – Workshop on "Labour Arbitration as Access to Justice" featured keynote presenter Warren Winkler, Chief Justice of Ontario.
- **May 2011** – Workshop on implications of the *Fraser* judgment broadcast via video-conference from Macdonald Hall to four cities across Canada.
- **Fall 2011** – Publication of papers presented at the *Fraser* workshop in the *Canadian Labour and Employment Law Journal*. (The *Journal* is moving to a student-edited operation at the CLCW.) **Watch for future working papers emerging from the CLCW's research agenda online at <http://law.queensu.ca/lawResearch/clcw.html>.**
- **Ongoing** – Building a research network, starting with a core group at Queen's Law and then collaborating with scholars at other universities, to embark on a robust research/publishing program.

MARK YOUR CALENDARS AND WATCH YOUR EMAIL!

- **Fall 2011** – Workshop on enforceability of corporate codes of conduct and international framework agreements, co-hosted with the *Comparative Labor Law and Policy Journal* (which will publish the papers) and the Centre de Recherche Interuniversitaire sur la Mondialization et le Travail.
- **Spring 2012** – First major conference: "Impact of Demographic Change on Law in the Workplace." Age discrimination, the effects of the end of mandatory retirement on employee benefits, and the future of pension plans will be discussed.

Join the CLCW's e-mailing list to keep up-to-date with these events and more.
Contact clcw@queensu.ca

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o the Governor General of Canada

Canada's Governor General began career at Queen's Law

BY HUGH WINSOR

Prime Minister Stephen Harper congratulates David Johnston, Law '66, LLD '91, on his installation as the 28th Governor General of Canada during the ceremony in the Senate Chamber on Parliament Hill, Ottawa, on October 1, 2010.

David Johnston, Law '66, LLD '91, appointed the 28th Governor General of Canada last October, arrived at Queen's Law in the fall of 1965. Some of the qualities that have taken him on a stunningly successful journey since then through law, university leadership, public service, and yes, even a dab of politics – qualities of brilliance, diligence, appetite for research, persistence and pragmatism – brought him to Queen's, where he made a real impact as a student and then as a professor.

While still in high school in Sault Ste. Marie, young Johnston was known as a "brainy jock," starring both on the hockey rink and in the classroom. It was his ability on the ice, as much as his top marks, that interested Harvard.

By the time he graduated from Harvard *magna cum laude* he was twice named to the All-American Hockey Team and had been inducted into Harvard's Athletic Hall of Fame.

But he turned down an offer of a tryout with the Boston Bruins to take up a scholarship to study law at Cambridge. And this is where Queen's and his own pragmatism came into the picture. Before he left for England, he wrote to all Ontario law schools asking how much credit he would get for his Cambridge studies.

Then-Dean Bill Lederman responded that he could enter third year at Queen's and graduate the following spring, as long as he made up all of the Canadian content. On registration day, as Johnston recalls it, Lederman gave him his timetable with subjects from each of the three years. "He then said, 'Unfortunately your timetable is full and there is no room for Mortgages or Civil Procedure.' My jaw dropped. I envisaged having to do an extra year to make up these compulsory subjects. To which he replied, 'Oh, don't worry. I'm sure Professors Soberman and Ryan will be happy to give you private sessions for Mortgages and Civil Procedure' – and they did."

As Don Carter, Law '66, (later Dean and now Professor Emeritus) remembers his classmate's arrival, "We were all very impressed with this energetic and personable newcomer who already had degrees from Harvard and Cambridge."

So were his new professors, and the young scholar was asked to consider postponing his articles in favour of staying on at Queen's to teach. Professor Emeritus Bernie Adell, who taught him in 1965-66, remembers that "David did make quite a mark. ... He was very competent as a student, but more noteworthy were his tremendous drive and energy, his collegiality and the fact that he was surprisingly mature for some-



Dean Bill Flanagan escorts Governor General David Johnston to Queen's Celebration of Life reception for Professor Emeritus Dan Soberman last October 17.

After two years commuting to Toronto to work for the Economic Research Council, research his first book, *Canadian Securities Regulation*, and spend time with his new wife Sharon (a physical and occupational therapy graduate), Johnston accepted an appointment at the University of Toronto in 1968.

During his six years teaching at U of T Law he was also very active publishing articles and books on securities law and acting as consultant to the Ontario Securities Commission, where he became counsel to OSC committees studying problems of disclosure and the committee studying industry ownership.

In 1974 he became Dean of Law at the University of Western Ontario. Five years later, he moved to McGill as Principal, but also kept his hand in teaching at McGill Law (to which he returned full time after three terms as Principal). That means he has taught at four of the country's leading law schools, but it was at Cambridge and Queen's where his philosophy of the law was developed, an approach he pursued for the next three decades.

Discussing that philosophy in an interview, the Governor General gave particular credit to the late Dean and Professor Emeritus Dan Soberman, LL.D. '08. "My approach to the law (and Danny was passionate about this) is to see Law and Justice as two somewhat different sides of the same coin and to ask my students always, 'Is law just or is this particular law on which you are working just, and if not, what will you do about it?' To answer this question you have to know the particular law and its history and applications, and you must have a concept of justice against which to measure it."

Over the years he applied these basic concepts not only in his teaching, but also in his many books and in his many public service appointments, ranging from heading the advisory committee to the federal government on how to manage and regulate the Internet to investigating and later setting the terms for a judicial inquiry into the financial dealings between former

one so young. He was a very warm and highly regarded colleague."

And students of the young faculty member were also impressed. One of them, Denis Magnusson, Law '68, (later Dean and now Professor Emeritus) describes his teacher as a "pioneering scholar of securities regulation" at a time when the field was acquiring an increasing and controversial importance – and when Queen's was competing vigorously for such specialists.

"My approach to the law (and Danny Soberman was passionate about this) is to see Law and Justice as two somewhat different sides of the same coin..."

Prime Minister Brian Mulroney and arms dealer/lobbyist Karlheinz Schreiber (since deported).

Asked why he accepted so many public assignments, some of them, like the Schreiber-Mulroney scandal, both time-consuming and unpleasant, Governor General Johnston talks about duty rather than choice. "I believe that all professionals have a very special responsibility to their society. A professional is a second-class citizen in the sense that he or she has a duty that goes beyond a duty to earn one's bread and look after one's family. You have a duty to society, and sometimes that constrains what you do. The duty of lawyers to society at large and to the due administration of the law is a very fundamental one."

And if, in his position as Governor General, his duty to protect Parliament is tested in a confrontation with the government of the day, the late Dean Lederman's course on constitutional law will be in his armoury.

Although law has played a prominent role in his life, the broader field of university leadership has also distinguished him, first at McGill in the tension-filled period leading up to the 1995 Quebec referendum when the role of an English-speaking university in Quebec came under pressure.

After his 1999 recruitment as President of the University of Waterloo, it was drama and opportunity of a more positive sort. In his 11 years there, he took Waterloo from a relatively modest institution with a strong reputation for innovative approaches to engineering to a world leader in the digital and technological revolution. In co-operation with industry and provincial and federal governments, Wa-



Governor General David Johnston greets Patricia Soberman (MA '63) at the Celebration of Life for Professor Emeritus Dan Soberman.



Governor General David Johnston (second from right), Law '66, LL.D. '91, reconnects with classmates last October: Professor Emeritus Don Carter (left), Law '66; Heather Mutch; Bill Mutch, Law '66; Catherine Carter, Arts '64; and Rod MacDougall, Law '66.



Prince William and Catherine, the Duke and Duchess of Cambridge, join Sharon and Governor General David Johnston on the stage before almost 300,000 Canadians and visitors for the 2011 Canada Day noon show on Parliament Hill.

Sgt Serge Gouin, Rideau Hall © 2011 Office of the Secretary to the Governor General of Canada

terloo, under his leadership, raised and invested more than \$600-million in leading-edge research facilities and programs.

Meanwhile, he was acquiring a prominent profile in public affairs as commentator, television host (including referee for the televised leaders' debates in the 1988 election campaign), leader of the Advisory Council on the Information Highway and founding chairman of the National Round Table on the Environment and the Economy. Although approached many times to run for Parliament, the closest he came to electoral, partisan politics was as co-chair of the No Committee opposing Quebec separation during the province's 1995 Referendum. He was also called upon by former Prime Minister Jean Chretien for advice on constitutional reform and co-wrote the book *If Quebec Goes... The Real Cost of Separation*.

All this was on top of a formidable output as a scholar: a total of 24 books on corporate finance, securities, environmental and communications law, plus dozens of chapters, papers and reports. His two favourites are *Canadian Securities Law*, which he admits is rather dry but sets out his philosophy of regulation (he is currently revising the fifth edition with former student Kathleen Rockwell), and *CyberLaw*, which he wrote with his daughter Debbie and former student Sonny Handa. (The preface describes why they wrote it as an intergenerational exercise.)

"I see my role as a bridge in bringing people of all backgrounds and ages together to create a smart and caring nation, a nation that will inspire not just Canadians but the entire world."

This rich and varied career explains why he has been described as the best-prepared Governor General in Canadian history. And he certainly hasn't been and won't be shy. Nor will Sharon, considered a great asset in her own role. As David Johnston's investiture address and his speeches and activities in the first year in office have shown, he plans to use all the levers of his position (including its traditional rights to be informed, to advise and to warn) to promote his vision of

Canada. That vision includes support for families and children, reinforced learning and innovation, philanthropy and volunteerism.

"I see my role as a bridge in bringing people of all backgrounds and ages together to create a smart and caring nation, a nation that will inspire not just Canadians but the entire world."

Could anyone have predicted this stellar ascent when David Johnston showed up at Queen's Law 46 years ago? Don Carter thinks he might have. During their year as classmates, Johnston often gave Carter a lift to Toronto in his vw Beetle. "During that year we shared many hours of conversations on the 401, and what impressed me at the time was David's strong commitment to public service. Looking back on those conversations, I suppose it shouldn't be surprising that my chauffeur was a future Governor General of Canada."

QLR

Queen's enters partnership with new Indian law school

Queen's Law and Jindal Global Law School (JGLS) in the National Capital Region of Delhi, India, signed an agreement last November establishing student exchange and study abroad programs that began this year.



Dean Bill Flanagan is delighted to partner with the innovative school, which was founded in 2009. "As India's economy continues to boom, Jindal is aiming high to become India's first global law school of international rank," he says. "It is an impressive initiative and I am proud that Queen's Law is among the first law schools in the world to partner with Jindal."

Jonathan Burton-MacLeod, Law '06, JGLS's Assistant Dean of Research and International Collaborations and also Assistant Director for the university's Centre on Global Governance and Policy, was instrumental in setting up the partnership. "I feel that we are entering into a collaboration with Queen's that will take on its own organic form of growth in the areas of student exchange, programmatic and research collaboration," he says. "The foundation has been well laid by our interactions with Dean Flanagan and Principal Woolf, evidenced by their willingness to go the 'extra mile' to partner with us in the formative stages of our development."



Jonathan Burton-MacLeod (*middle*), Law '06, of Jindal Global Law School presents copies of the agreement to Queen's Principal Daniel Woolf and Jindal's Vice Chancellor C. Raj Kumar for signature at Jindal Global University in Delhi, India, on November 12, 2010.

First exchange student from India law school enriches life at Queen's

During her term on exchange at Queen's Law this winter, **Neelam Singh** enriched both the classroom and broader learning environment with her unique cultural perspective. Neelam, the first exchange student to attend Queen's from the newly established Jindal Global Law School in the National Capital Region of Delhi, was also the first recipient of an award established by **Andrew Best, Law '81**.

Neelam was very enthusiastic. "Studying at Queen's gave me the opportunity to study with some of the best professors in the world," she says. "My time at Queen's has been a lifetime learning experience."

Not only did Neelam find a direct relevance in her Queen's subjects to the Indian and international legal systems she had studied at Jindal, but her contributions often shed a new light on matters being discussed in class. "She brought to the Advanced Family Law class an invaluable comparative perspective," says **Professor Martha Bailey, LL.M. '88**, the course instructor. "She introduced the class to the very different system in India, where different family and succession laws apply to each religious group."

Outside the classroom, Neelam gave Queen's Law students the opportunity to learn more about her school and country. **Amrita Singh, Law '12**, President of the South Asian Law Students' Association, will be one of five students from Queen's going to Jindal in 2011-12. To find out what it's really like to be a student there, Amrita invited Neelam to an event to meet students. There and at a dinner for all outgoing Jindal exchange students, she discussed everything from class sizes and the environment to types of food to expect, and also offered to take them on a tour when they arrive. "She was an excellent ambassador for Jindal," Amrita says. "I can only hope to be as excellent an ambassador for Queen's."

Law '81 donor makes exchanges at Queen's possible

Neelam's studies at Queen's were supported by the Robert Wallace Best Exchange Award, of which she was the first recipient. With a significant donation of \$130,000 in honour of his father (a Sc '50 graduate), **Andrew Best, Law '81**, endowed the annual award to enable law students from India and South Africa to study at Queen's Law.

Throughout his business and personal travels, Andrew Best, Managing Director of Interward Asset Management Limited, has always found the cultures of the two emerging countries to be "tremendously fascinating and stimulating." He hopes the award ends up changing the dynamic and character of the student body in a small way, enhancing the exchange of ideas and encouraging Queen's Law students to pursue an exchange with Jindal or the University of Cape Town.



Brianna Butchart

Neelam Singh (right), the first exchange student at Queen's from Jindal Global Law School, meets exchange award donor Andrew Best, Law '81 (middle), and his wife, Dr. Maithili Wilson, Sc '81, in Kingston on April 9, 2011.

"I got a lot out of my time at Queen's Law – the courses, professors and students – and then from fellow alumni I've kept in touch with, so I wanted to give something back," he adds.

"It was all because of Dean Flanagan's efforts and Mr. Best's generosity that I am here today," Neelam said after meeting her benefactor in April. "Without this award, it would not have been possible for me to come to Queen's on exchange and I would have always regretted missing this opportunity."

And so would Queen's Law students. "If students weren't excited about the opportunity to study at Jindal before, they are now," says Neelam's host buddy, **Brianna Butchart, Law '12**. "It's great having students from all around the world come to Queen's."

– Lisa Graham

Students meet NYC alumni and judge to discuss international career options

During a trip to New York on January 27, 55 Queen's Law students enjoyed the unique opportunity to learn first-hand about private and public law practice options in NYC and in other international cities. They had a choice of two sessions featuring alumni and an instructor from the Global Law Programs at the Bader International Study Centre (BISC) that Queen's operates in England.

The private law session featured a panel of four alumni with extensive backgrounds in practice, working in-house and in industry: **Michael Cochrane, Law '90**, Managing Director of Duff & Phelps; **Katherine Tew Darras, Law '94**, General Counsel (Americas) of International Swaps and Derivatives Association, Inc.; **Hemamalini Moorthy, Law '94**, Assistant General

Counsel at Pzifer Inc.; and **Michael Smith, Law '90**, a partner at Kaye Scholer LLP and member of the Queen's Law Dean's Council.

"I have benefited greatly from my Queen's Law degree," Smith says, "so I am always happy to help Queen's where I can."

Panellists provided the students with perspective gained from their collective years of practice and encouraged them to think globally when applying the law they've studied.

In the public law session, **Judge Kimberly Prost** – formerly of the International Criminal Tribunal for the former Yugoslavia and now the Ombudsperson for the Security Council's Al Qaida/Taliban Sanctions Committee – encouraged the Queen's visitors to think broadly about international work beyond traditional legal roles.

"I always enjoy speaking with students – especially those from Queen's," says Judge Prost, who has taught International Criminal Law at the BISC since 2006.

Students later had the opportunity to chat informally with alumni and friends.

"I felt excited to be part of the Queen's Law community," says **Max Ettinger, Law '13**. Like many of his classmates, he has come to understand that "Queen's Law has a large contingent of alumni who are very proud of their connection with the school and willing to help Queen's students accomplish their goals. I'm encouraged to know that even in international centres like New York there are alumni who can identify with where students are coming from and give us guidance."

Julia Webster, Law '13, echoes his sentiments. "I felt lucky to meet Queen's alumni who seemed excited to share their career paths. And I find it helpful to know that there is a strong base of Queen's Law alumni in New York!"

– Lisa Graham



Roshni Veerapen

Mark Friedland, Law '87, Leslie Newman, Law '87, Michael Smith, Law '90, Dean Bill Flanagan and Michael Cochrane, Law '90, at the reception at Kaye Scholer LLP in New York on January 27.



Roshni Veerapen

Law '13 students Max Ettinger, Robert Woon and Julia Webster at the reception.

Congratulations to Law '11

Family, friends, faculty and staff gathered in historic Grant Hall on June 10 to celebrate the Class of 2011 receiving law degrees and an honorary doctorate being bestowed upon Chief Justice Beverley McLachlin of the Supreme Court of Canada. The Medals in Law were presented during the ceremony, which was followed by presentation of the Dean's Scholar and Dean's Key awards at a reception in Ban Righ Hall.



Chris Ng



Aimee Burtch

Professor Nick Bala (*right*) with three generations of Queen's grads: Kathleen Davis (*second from left*), Law '11, with her father Neil Davis, Law '81, and grandfather, former Ontario Premier and Education Minister Bill Davis, LLD '68.



Chris Ng

Dean Bill Flanagan (*middle*) with recipients of Law Medals, given to the graduates with the highest cumulative averages: Michael Comartin (highest standing) and Jenna de Jong (second-highest). Absent: Brett Anderson (third-highest)



Bernard Clark

Dean Flanagan (*middle*) with recipients of the Dean's Scholar Awards, given to the graduates with the highest third-year averages: Michael Comartin (Dean's Gold Scholar) and Kristen Allen (Dean's Bronze Scholar). Absent: Brett Anderson (Dean's Silver Scholar)



Bernard Clark

Dean Flanagan (*middle*) with Daniel Dawalibi and Erin Pleet, recipients of the Dean's Key, awarded to the graduates who best embody community values, collegiality, professionalism, service and academic excellence.



Chief Justice Beverley McLachlin of the Supreme Court of Canada, honorary LL.D recipient, delivers the Convocation address.

Chris Ng



Aimee Burch

"You are conduits of justice"

"There is so much work to be done, so many battles to be fought, so many causes to defend, so many people to help. You, the lawyers of the future, are the conduits of justice; it is only through you that Canadian men, women and children will truly be able to access justice in the years to come. We say as Canadians that our society is a Just Society, but only you, the lawyers, teachers and advocates of the future, can truly make it so."

Chief Justice Beverley McLachlin to Law '11



Bernard Clark

Dean Flanagan and Chief Justice McLachlin at Summerhill



Chief Justice Beverley McLachlin poses with Kathryn Grieves, Law '11.

Queen's Law Thanks Supporters for Their Generosity



Greg Black

Thank you, alumni and friends, for your generous gifts to Queen's Law. In this issue, we gratefully acknowledge your donations or pledges made in the past fiscal year.

Last year marked another record fundraising year for the law school, with more than \$1.3 million raised to cover the cost of completely refurbishing our four basement classrooms and installing videoconferencing facilities in a newly renovated seminar room on our main floor.

Fraser Milner Casgrain LLP, joined by alumni at the firm, took the lead with an exceptionally generous pledge of \$400,000 toward this project. The Faculty was pleased to name our largest renovated classroom in honour of the firm. Cassels Brock & Blackwell LLP also made a most generous pledge of \$200,000, and the Faculty was similarly pleased to name our new videoconferencing seminar room in its honour.

Our donors continue to make gifts at higher levels than ever in the history of Queen's Law. In 2010-11 our total annual donor support topped \$1 million, more than triple the amount of six years ago.

Thank you for your generous gifts and pledges that make it possible for us to continue to offer our students a first-class legal education and to build with pride on a tradition of excellence.

Sincerely,

Bill Flanagan
Dean of Law



Thank you for your support of our alma mater. As graduates of Queen's Law, we have enjoyed the benefits of a first-rate education. Queen's Law launched our careers. It is increasingly important for us to do what we can to ensure that it remains one of Canada's top law schools. That in turn sustains and raises the value of our degrees.

With government funding and tuition fees covering only a portion of the costs required to maintain a leading law school, we must rely on the philanthropic support of our entire community. Now would be a good time to consider giving back to Queen's Law.

Whether you're a committed annual donor or considering your first gift, I hope you will make a contribution this year. You can designate it to an area of personal or professional interest, help one of the current major projects hit its target, or put it in the Dean's hands to use where it's needed most. It is our gifts that make a crucial difference to the future of our law school and prove to other potential benefactors the strength of our belief in it.

Sincerely,

David Allgood, Law '74
Executive VP and General Counsel
Royal Bank of Canada
Chair, Dean's Council

Honour Roll of Donors

MAY 1, 2010, TO APRIL 30, 2011

We're grateful to the following individuals who have made a gift to Queen's Law during the last fiscal year. We also thank our donors who have asked to remain anonymous.

We have already received a number of gifts since the end of the fiscal year on April 30, 2011, and these gifts will be gratefully acknowledged in the next *Queen's Law Reports*.

Every effort has been made to ensure the accuracy of this Honour Roll. If there is an error or omission, please accept our apologies and notify Dianne Butler at 613.533.6000 ext. 78471, or by email, butlerd@queensu.ca

FISCAL YEAR 2010-11	
Alumni participation	7.9 %
Total contributed to Queen's Law	\$810,364
Total contributed by corporations/firms	\$242,072
Value of needs-based bursary assistance distributed	\$518,185
Value of merit-based scholarships and prizes distributed	\$346,396



QUEEN'S LAW ANNUAL GIVING SOCIETIES

Sir John A. Macdonald Circle

\$10,000 or more per year *****

William R. Lederman Circle

\$5,000 to \$9,999 *****

Dean's Counsellor

\$1,000 to \$4,999 ***

Partner

\$500 to \$999 **

Member

\$100 to \$499 *

In addition to the giving levels recognized by the law school, all donors to Queen's Law are eligible for membership in the University's appreciation societies, based on their annual giving per fiscal year.

GRANT HALL SOCIETY annual contributors are welcomed into one of three levels:

Limestone Level – gifts during a single fiscal year of between \$1,000 and \$4,999.

Sapphire Level – gifts during a single fiscal year of between \$5,000 and \$9,999.

Diamond Level – gifts during a single fiscal year totalling \$10,000 or more.

SUMMERHILL SOCIETY recognizes supporters whose gifts during a single fiscal year total between \$500 and \$999.

Royal Charter Society recognizes supporters whose gifts during a single fiscal year total between \$250 and \$499.

Cha Gheill Society recognizes supporters whose first Queen's degree was earned within the past five years and whose gifts received during a single fiscal year total between \$100 and \$249.



Honour Roll by Class

Law '60

Participation 33%

Total Giving \$15,767

Hon. John Brownlee '60 & Ann Brownlee*
Hon. Paul Cosgrove '60 & Frances Cosgrove*
Geraldine Tepper '60*****

Law '61

Participation 0%

Total Giving \$0

Law '62

Participation 13%

Total Giving \$2,350

John McKercher '62***
Wilfrid E.D. Peters, QC '62*

Law '63

Participation 7%

Total Giving \$250

Hon. R. Lloyd Budgell '63*

Law '64

Participation 7%

Total Giving \$250

Douglas Burns '64 & Jane Burns*
Georges Proulx '64*

Law '65

Participation 13%

Total Giving \$4,250

Patrick Glenn '65***
Trevor Klotz '65
George Thomson '65 &
Hon. Judith Beaman '75***
Barry Tunney '65 & Teresa Tunney*

Law '66

Participation 10%

Total Giving \$1,810

Prof. Donald Carter '66 & Catherine Carter***
Peter L. Gordon '66*
William Mutch '66*

Law '67

Participation 15%

Total Giving \$3,020

Allan Brown '67*
John MacLachy '67***
Randolph Mueller '67*
Gordon Mylks '67*
John C. Walker, QC '67*

Law '68

Participation 9%

Total Giving \$1,075

Douglas Baggs '68*
Roger Nainby '68**
J. Guy Potvin '68*
Prof. John Whyte '68*

continued on next page

Classroom Renewal Project – \$1.3-Million Target Reached

FRASER MILNER CASGRAIN LLP CLASSROOM



Bernard Clark

FMC partner Tom Houston (*third from right*), Law '78, cuts the ribbon on the new Fraser Milner Casgrain LLP Classroom on January 12 with Dean Bill Flanagan (*third from left*) and FMC colleagues and 2011 articling/summer students (*l-r*): Matthew Hibbert, Law '98; Kara Sutherland (FMC's Director of Professional Resources); Anna Jankowska, Law '11; Douglas Stewart, Law '03; Alicia Wood, Law '11; Norm Emblem, Law '86; Ron Matheson, Law '78; Don Macintosh, Law '86; and Chelsea Ritchie, Law '13.



Professor Kevin Banks teaches his Property class in the Fraser Milner Casgrain LLP Classroom.

To recognize Fraser Milner Casgrain LLP's \$400,000 gift, one of the largest in the Faculty's history, Queen's Law named Macdonald Hall's largest classroom in honour of the national firm. One of four newly renovated and high-tech basement classrooms, it features improved accessibility, ventilation, acoustics, lighting and design, and modern furniture.

"The classroom is spectacular," says Justice David Stratas, Law '84, who has lectured in it as Sessional Instructor and is himself a donor to the Classroom Renewal Project. "The technological improvements really enhance the learning process here. Generations of law students are going to benefit from this wonderful FMC gift."

CASSELS BROCK & BLACKWELL LLP CLASSROOM



Bernard Clark

Jim Parks, Law '71 (*middle*), a partner at Cassels Brock, cuts the ribbon on the Cassels Brock & Blackwell LLP Classroom on March 16 with Dean Bill Flanagan and Mark Young, Cassels Brock's managing partner.



Dean Flanagan teaches his International Trade Law class in the Cassels Brock & Blackwell LLP Classroom with guest speaker Terrence Moloney, Law '99, Counsel with Clifford Chance, joining the class live from Singapore via video-conference.

Queen's Law named its new classroom with a videoconference facility in honour of Cassels Brock & Blackwell LLP, recognizing its \$200,000 leadership gift. Situated in a prime second-floor location, the classroom also features state-of-the-art educational technology and contemporary furnishings.

"The new technology has been immensely beneficial," says Brianna Butchart, Law '12, LSS President. "We have been able to converse with lawyers in Geneva and Singapore, asking them behind-the-scenes questions about cases we are studying in class. Talk about making class engaging!"

CLASSROOM RENEWAL PROJECT DONORS:

Naming Opportunity – \$200,000 +
Cassels Brock & Blackwell LLP
Fraser Milner Casgrain LLP

Silver (\$25,000)
Donald Bayne, Law '69 & Sheila Bayne, Law '69
Hon. Bruce Glass, Law '69
Eric Hoaken, Law '92
Tom Houston, Law '78 & Jan Houston, Artsci '79
Richard A. McNevin, Law '83

Bronze (\$10,000)
Jacqueline Armstrong Gates, Law '94
Mary Beth Currie
Janet M. Fuhrer, Law '85
Matthew Hibbert, Law '98
Thomas J. Hunter, Law '79
Edward Kafka, Law '81
Don Macintosh, Law '86 (Artsci '80)
Ron Matheson, Law '78
Peter Murphy, Law '78
Robert Nelson, Law '69 & Joanne Nelson, Arts '68
Leslie O'Donoghue, Law '88
Mark Strang, Law '85
Paul Tompkins, Law '85
Thomas W. Wakeling, QC, Law '74
Robert Wilkes, Law '85

Member (\$5,000)
Prof. Nicholas Bala, Law '77
Donald Belovich, Law '95
Mary Jane Binks, QC, Law '69
Hon. Thomas Cromwell, Law '76, LLD '10
Matthew L. Dewar, Law '04
Dean Bill Flanagan
Ronald Flannagan, QC, Law '69
Cynthia Hickey, Law '04 (Artsci '99) & James Campbell, Sc '99
Samantha Horn, Law '91
Paul R. King, Law '80
Andrew Kingsmill, Law '85
Neil McCrank, QC, Law '69 & Susan McCrank, Arts '66
Blair McCreadie, Law '99
Erin Metzler, Law '04
Robert Milnes, Law '69
Bill Robertson, Law '69 & Sherri Robertson
Harvey Rosen, Law '75
Stephen Sibold, Law '76
Tiffany Soucy, Law '03
Douglas Stewart, Law '03
Michael Stewart, Law '97
Hon. David Stratas, Law '84
Hon. David Watt, Law '70
Scott Whitley, Law '83
Richard Willoughby, Law '85

Honour Roll continued

Law '69
Participation 22%
Total Giving \$50,463
Donald Bayne '69 & Sheila Bayne '69****
Mary Binks, QC, '69 & Dr. Edgar Benson***
Robert Boxma '69*
Ronald Flannagan '69****
Hon. Bruce Glass '69 & Carole Glass*****
Neil McCrank '69 & Susan McCrank***
Robert Milnes '69*
Robert Nelson '69 & Joanne Nelson****
Charles Noonan '69*
William Robertson '69 & Sherri Robertson***
Class of Law 1969***

Law '70
Participation 13%
Total Giving \$50,017
Steven Bookman '70 & Gillian Bookman '10****
Alan D. Gold '70****
Philip Griffin '70
Barnaby Henderson '70*
Douglas McCallum '70****
Prof. Mary Jane Mossman '70 & Brian Bucknall****
Franklin Richmond '70*
Senator David Smith '70 & Hon. Heather J. Smith '71***
David Smye, QC '70 & Pamela Smye****
Hon. David Watt '70***
Raymond Werry '70 & Heather Werry***
David Wilson '70**
Class of Law 1970**

Law '71
Participation 13%
Total Giving \$15,100
Senator Joseph Day '71**
Ian Glen '71 & Mary Glen**
Leslie Holland '71**
James Kutcy '71 & Melrose Kutcy*
Heino Lilles '71 & Sheila Lilles**
Donald Marston '71 & Pauline Marston**
James Parks '71*****
Robert Pletch '71 & Lorraine Pletch**
Peter Pyper '71*
Hon. Heather J. Smith '71 & Senator David Smith '70***

Law '72
Participation 8%
Total Giving \$5,815
Christine Boyle, LLM '72 & Thomas Kemsley '76*
Michael F. Casey '72**
Thomas Fleming '72 & Betty Fleming*
Richard Lane '72 & Cynthia Lane*
Michel Picher '72 & Pamela Picher '73***
Philip G. Ponting, QC '72***
Jack Pratts '72, LLM '86*
Donald Travers '72***
Hon. J. David Wake '72*

Law '73
Participation 7%
Total Giving \$5,600
Prof. Beverley Baines '73***
Robert Bruce '73***
Donald Macdougall '73 & Lois Hardy*
Ronald Henry '73*
Richard Irvine '73 & Laura Irvine*
Jacqueline Kelly '73*
Robert Land '73 & Jean Land***
Bruce Wormald '73*

Law '74
Participation 7%
Total Giving \$11,739
Timothy Bates '74 & Mary Jane Bates***
Ronald Dimock '74 & Wendy Wayling****
Thomas Jolliffe '74**
John Macera '74*
Leslie Prosser '74***
Donald Revell '74 & Margaret Revell*
Frederick Skeggs '74*
Marlene Thomas '74*
Thomas Wakeling, QC '74***

Law '75
Participation 5%
Total Giving \$3,650
Hon. Judith Beaman '75 & George Thomson '65***
David Buffett '75
Murray Clemens '75**
Hugh H.M. Connelly QC, '75*
Louis Florence '75 & Linda Florence*
Douglas McFadden '75 & Nancy McFadden**

Law '76
Participation 10%
Total Giving \$6,690
Peter Bishop '76 & Shirley Bishop
Susan Cavan '76**
Robert Cook '76*
Hon. Thomas Cromwell '76, LLD '10 & Della Cromwell***
Thomas Kemsley '76 & Christine Boyle, LLM '72*
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Hon. Ian V.B. Nordheimer '76***
Stephen Sibold '76***
Beth Symes '76**
Hon. Anne C. Trousdale '76 & Peter Trousdale '74***

Law '77
Participation 9%
Total Giving \$15,490
Prof. Nicholas Bala '77 & Dr. Martha Bala***
John Clarke '77*
Paul Findlay '77*
Joyce Gram '77*
Peter Griffin '77 & Ann Griffin****
David Lampert '77*
Donald Mantz '77
Deborah Matz '77*
Dr. Gordon McCallum '77*
W. Iain Scott '77****
Kenneth Whiteway '77*
John Withrow '77*

Law '78
Participation 8%
Total Giving \$12,900
Gina Cullen '78*
Murray Hart '78 & Jill Kamin*
Thomas Houston '78 & Janet Houston****
Peter Hurrell '78
Ronald Matheson '78 & Sheila Matheson***
Reginald McLean '78 & Mary McLean
Jane Monaghan '78*
Peter Murphy '78***
Paul Pakenham '78*
Hon. Nancy J. Spies '78 & Raymond Martin*

Law '79
Participation 9%
Total Giving \$21,661
Robert Coates '79***
Justin Connidis '79 & Julia McArthur***
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David Lucas '79**
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J. Gregory Richards '79 & Gabrielle Richards*****
D. Richard Robbins '79 & Gloria Robbins*
Susan Serena '79*
Ross Woodland '79 & Jane Woodland**

Law '80
Participation 15%
Total Giving \$34,738
Gurcharan Anand '80**
Christopher Bardsley '80*
Hon. Harvey Brownstone '80***
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David Glicksman '80***
Paul King '80**
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Steven Trumper '80 & Sandra Curtis***
Ronald Walker '80 & J. Susan Monteith****

continued on next page



Bernard Clark

Distinguished lecturer Kevin Davis of the New York University School of Law speaks to a student in the lounge after his presentation on "How to Know a Good Legal System" on Nov. 19, 2010.

Latest insights on business law from Osler Lecturers

Students and faculty continued to keep up-to-date on business law topics through the academics who visited Queen's as part of this year's Osler, Hoskin & Harcourt LLP Distinguished Lecture series, generously funded by the firm to bring internationally recognized scholars to campus.

"The Osler Lecture series is a tremendous opportunity to hear from some of the most interesting players in corporate theory today," says Christopher Doucet, Law '11, who was a student in the Osler Business Law Symposium course. "The speakers frequently challenged me and others to think beyond the technical mechanics of business law and to consider the 'why' – a challenge that engendered excellent discussions and a superb legal experience."

Honour Roll continued

Law '81

Participation 12%

Total Giving \$100,955

Andrew Best '81****
Thomas Brady '81***
Israel Chafetz '81***
Susan Clarke '81 & Dr. Donald Miller**
Martha Downey '81*
James Grout '81****
Edward Kafka '81****
Eric Kay '81***
Brian Levett '81*
Lynda Milligan-Whyte '81*
Deidre Newman '81*
Samuel Principi '81*****
Mary Thomson '81***
Hon. Katherine van Rensburg '81 &
Prof. E.J. Janse van Rensburg***
James Vigmond '81 & Sharon
Vigmond****

Law '82

Participation 8%

Total Giving \$13,325

Samuel Altman '82 & Nathalie Cooke***
Michael Crosbie '82*
James D'Andrea '82 & Leslie D'Andrea***
Sheila Murray '82 & David Dickinson****
Karen Nixon '82***
Christopher Peirce '82***
Judith Rance '82 & Tim Rance*
Anthony Sutcliffe '82***
Glenn Tait '82**
Roy Williams '82 & Hon.
Julianne Parfett '83*
Paul Young '82*

Law '83

Participation 11%

Total Giving \$15,495

Hon. Elizabeth Lane Bayliff '83*
Carol Cochrane '83*
Mary Beth Currie '83****
William Elkin '83 & Nancy Elkin*
Hon. Donald Higa, QC '83*
Billie Locke '83
Hon. Wendy MacPherson '83**
Richard McNevin '83 & Joy McNevin****
Hon. Julianne Parfett '83 &
Roy Williams '82*
John Raftery '83 & Anna-Marie Raftery
Scott Whitley '83**
Linda Willcox Whetung '83*
Judy Wilson '83 & Michael Wilson '84***
Hon. Leslie Pringle '83***

Law '84

Participation 14%

Total Giving \$33,039

Firoz Ahmed '84****
Graham Clarke '84*
Betty DelBianco '84 & Paul Hentschel***
David Finley '84 & Catharine Finley***
Carol McNamara '84*
Jean-Ann Naysmith Rooney '84***
Carman J. Overholt, QC '84***
Effie Prattas '84*
John Riley '84 & Jane Riley***
Brian Schreiber '84 & Nancy Adams '85***
Stephen Sigurdson '84 & Leslie
Sigurdson '84***
Hon. David Stratias '84***
Peter Wardle '84 &
Anne Marie Marchetti '84***
Hon. Darla A. Wilson '84 &
D. Keith Smockum***
Michael Wilson '84 & Judy Wilson '83***
Harry Mark Zinsser-Krys '84 &
Deborah Zinsser-Krys***

Law '85

Participation 10%

Total Giving \$12,449

Miles Alperstein '85*
Suzanne Duncan '85*
Janet Fuhrer '85***
Andrew Kingsmill '85 & Leslie Forder***
David Lang '85 & Jacqueline Lang*
Joachim M. Loh '85*
Mary Manocchio '85 & David
Manocchio***
Stephen McArthur '85***
Hon. John A. McMunagle '85 &
Anne Clark-McMunagle '85***
Richard Willoughby '85 &
Margot Potter***
Jeffrey Read '85 & Christine Read***
Mark Strang '85***
Robert H. Wilkes '85*

Law '86

Participation 7%

Total Giving \$16,715

Brad Brohman '86 &
Ellen Ridge-Brohman
Irene Kavanagh '86
Diane Kennedy Squires '86 & Jim Squires**
Don Macintosh '86 & Sarah Macintosh***
Robert Morrison '86***
Richard C. Powers '86****
Kenneth Snider '86*
David R. Wingfield '86***

Law '87

Participation 8%

Total Giving \$24,774

Fay Brunning '87 & Eric Williams '72**
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Henry Dinsdale '87 & Dr. Diane Wherrett***
James Dorr '87 & Anthea Pascaris*****
Danny Grandilli '87**
Jeffrey Loudon '87 & Colleen Coman
Jeffrey Miller '87*
Patrick Murphy '87***
Mark Friedland '87 & Leslie Newman '87***

Law '88

Participation 4%

Total Giving \$17,533

Ian Bryce '88*
Janne Duncan '88***
Kelley McKinnon '88 & John Berton***
Leslie O'Donoghue '88*****
Hon. Julie Thorburn '88 &
Roderick Winsor***
Scott Wilson '88*

Law '89

Participation 4%

Total Giving \$4,588

Barry Appleton '89***
Bernard LeBlanc '89*
Jane Luck '89 & Donald Luck '90***
Michael McFadden '89**
Steven Zakem '89**

Law '90

Participation 3%

Total Giving \$2,956

Christine Howard '90*
F. Albert Lavergne '90 &
Ingrid Johnson '89**
Donald Luck '90 & Jane Luck '89***
James Palangio '90*
Paul Quinlan '90*

Law '91

Participation 3%

Total Giving \$1,700

Frank De Angelis '91*
Samantha Horn '91 & Fraser Horn***
Yvonne Pelley '91 & Dr Charles Pelley*
Richard Wex '91 & Laila Wex

Law '92

Participation 2%

Total Giving \$5,825

Terry Brandon '92*
Peter Cooke '92 & Connie Too '93**
Eric Hoaken '92****

Law '93

Participation 3%

Total Giving \$1,753

Maira Callahan '93 & Kevin Fahey*
Brahm D Siegel '93**
Connie Too '93 & Peter Cooke '92**

Law '94

Participation 6%

Total Giving \$17,508

Darryl Aarbo '94*
Jacqueline Armstrong Gates '94***
Lisa Gilvesy '94**
Claire M C Kennedy '94****
Anton Sahazizian '94***
Daina Selvig '94***
Elliott Simcoe '94*
Katherine Tew Darras '94****
Julie Watkinson '94*

Law '95**Participation 5%****Total Giving \$3,795**

Donald Belovich '95 &

Daniela Belovich***

Vanessa Grant '95 & Philip Street***

Grant Lynds '95*

Jacqueline Masaba '95

Anne Margaret Parkinson Ullman '95*

Denny Pollock '95*

Kay Song '95*

Law '96**Participation 2%****Total Giving \$350**

Claudette Pennesi '96

Robin Tessier '96 & Monica Tessier '96*

Law '97**Participation 4%****Total Giving \$2,208**

Cynthia Carol Brown '97*

Jonas Cacchioni '97*

Sarah Colman '97**

Michelle Moldofsky '97*

Joanne Prince '97*

James Raakman '97 & Elaine Raakman*

Michael Stewart '97**

Law '98**Participation 6%****Total Giving \$5,093**

Brendan Bowles '98 & Christine Maloney*

Colleen Dempsey '98 & Geoff Hall***

Matthew Hibbert '98***

Patrick Hill '98***

Alexander Kilgour '98*

Susan Lee '98

Klaudio Leshnjani '98*

Sandra Montanino '98 &

Roberto Montanino*

Bernard Thomas '98*

Law '99**Participation 2%****Total Giving \$3,500**

Sanjay Joshi '99 & Shaheen Joshi***

Blair McCreadie '99***

Ian Michael '99 & Sarah Facey*

Law '00**Participation 3%****Total Giving \$1,270**

Frank Arnone '00*

Sonia Barrette '00

Phillip Drew '00 & Christa Bracci '00**

Jill Gunn '00*

Karim Renno '00*

Law '01**Participation 2%****Total Giving \$2,200**

Rebecca Bromwich '01, LLM '02 &

Dr. Matthew Bromwich

Robert Closner '01*

Brad Elberg '01***

Marco Gammone '01*

Law '02**Participation 1%****Total Giving \$165**

Pamaljeet Bhatti '02

Jason Singer '02

Graduating class donates almost \$8,600 to clinical program and artwork to library

The Class of Law '11 has left its legacy for future students, raising \$8,572 for their graduation gift to the school's new Elder Law Clinic and additional funds for a series of paintings for the Law Library.

Tim Edwards, Law '11 Co-President, led the fundraising campaign for the Clinic this year. He says the executive wanted to build on the \$3,500 already raised by the class through various events during their time at Queen's. Their open call for online individual donations resulted in more than \$1,400 from 88 students – 53% of the class. According to Dean Flanagan, "This is one of the highest participation rates for any graduating class gift in the history of the school – a wonderful achievement for Law '11."

The Dean was so impressed, he offered to draw from the school's general alumni fund to match the students' individual donations. That contributed an additional \$2,000, adding up to a grand total of almost \$8,600 and making this one of the school's largest-ever graduating class gifts.

Noting that hands-on practical experience gained through clinical programs is "highly valued" by Law '11, Tim says it was easy to select the beneficiary of their significant financial gift. "As the Elder Law Clinic was founded during our time at Queen's, the Class felt it was appropriate to help provide that Clinic with support during its early years."

Professor David Freedman, the Clinic's Director, welcomes the donation. "I am very grateful to the students of Law '11 for their generosity," he says. "We will use the funds to build the infrastructure necessary to provide services to seniors."

The three gift paintings ("Temporal Space" series) hang in the Law Library's main reading room, where they can be appreciated by all law students. "It is the goal of the Class of 2011 to inspire future students in the areas where they work towards the completion of their legal studies," Tim says.

Such gifts are made as part of "ThankQ," the Queen's tradition whereby graduating students give back to their school to enhance the experience of the students who succeed them.



Tim Edwards, Law '11, presents a cheque in the amount of \$8,572 to Professor David Freedman on April 27 for Law '11's graduating class gift to the Elder Law Clinic.

Christina Ulian

Law '03**Participation 5%****Total Giving \$3,307**

Tania Astorino '03

Ellen Jamshidi-Shank '03

Dianna Kyles '03***

Jeffrey Merk '03

Diana Soos '03**

Tiffany Soucy '03*

Douglas Stewart '03***

Law '04**Participation 2%****Total Giving \$2,932**

Cynthia Hickey '04 & James Campbell***

Matthew Dewar '04 & Tilly Gray '03**

Erin Metzler '04**

Leanne Wight '04 & Kevin Wight '11*

Law '05**Participation 1%****Total Giving \$183**

Ryan Conacher '05*

Jon Smithen '05

Law '06**Participation 2%****Total Giving \$200**

Kristy Balkwill '06*

Robert Kittredge '06

Nicole Stephenson '06 &

Dr. Paul-Philippe Champagne

Law '07**Participation 1%****Total Giving \$100**

Guillaume Michaud '07*

continued on next page

*Honour Roll continued***Law '08****Participation 1%****Total Giving \$900**

Patrick Magee '08**

Christopher Slade '08*

Law '09**Participation 0%****Total Giving \$0****Law '10****Participation 2%****Total Giving \$5,070**

Gillian Bookman '10 &

Steven Bookman '70****

Gerard Kennedy '10

Ryan McNeil '10

Law '11**Participation 53%****Total Giving \$5,144**

Kristen Allen '11

Aniss Amdiss '11

Curtis Armstrong '11

Monique Ashamalla '11

Christine Ashbourne '11

Samantha Barr '11

Capt. Norma Barrett '11*

Maxwell Bauer '11

Deborah Bayley '11

Jenna Beaton '11

Joshua Blum Makow '11

Brieanne Brannagan '11

Capt. Daniel Bruce '11

Genevieve Burdon '11

Timothy Burns '11

Dayna Cacciatore '11

C. Elizabeth Cai '11

Erin Caplan '11

Matthew Caputo '11

Tara Cassidy '11

Sarah Charow '11

Michael Comartin '11

Daniel Dawalibi '11

Avene Derwa '11

Catherine Dunlop '11

Ian Dupont '11

Timothy Edwards '11

Molly Flanagan '11

Sharon Ford '11

Jeremy Fox '11

Daniela Garofalo '11

Ted Gotlieb '11

Sanam Goudarzi '11

Kathryn Grieves '11

Katherine Grunencko '11

Jessica Harrison '11

Alexander Hora '11

Christopher Horkins '11

Anna Jankowska '11

Gillian Kafka '11

Rupa Karyampudi '11

Mitsumi Kawai '11

Krystin Kempton '11

Ashley Krol '11

Andrew Lahey

Andrew Lee '11

Michael Lefebure '11

Katrina Leung '11

Michael Luppino '11

Daniel MacAdam '11

Erin McNamara '11

Amelia Miao '11

Sean Miller '11

Desneiges Mitchell '11

Garth Myers '11

Noemi Paquette '11

Robert Parker '11

Meghan Payne '11

Liana Presse '11

Laura Redekop '11

Sierra Robson '11

Victoria Seth '11

Samantha Share '11

Yuvraj Sidhu '11

Courtenay Simmons '11

Alexander Sinclair '11

Gatlin Smeijers '11

Katherine Spassov '11

Mark Stoiko '11

Patrick Stratton '11

Michael Tomassini '11

Wendy Trieu '11

Noah Turner '11

Evan Valeriotte '11

Breana Vandebek '11

Mark Willis-O'Connor '11

Class of Law 2011***

Family, Friends, Faculty and Staff

Sikandar Ali, Com'08

Dr. John S. Andrew

Glenn Best, Artsci '08*

Bryan Finlay & Carol Finlay***

Dean Bill Flanagan***

Howard Goodman & Karen Gordon***

Hon. Alison Harvison Young***

Baila Kane & Murray Kane

Dr. David Kostiuik & Jill de Villafranca**

Alfred Kwinter***

Hon. John I. Laskin***

Patricia Riley, Artsci '08

Archie J. Rabinowitz*

Brian A. Schnurr*

Hon. Gary Trotter****

Dr. Ronald L. Watts & Donna Watts*

Robert Zakaib, MBA '11

Law Firms, Foundations and Corporation

Aird & Berlis LLP***

Bayne, Sellar, Boxall**

Bereskin & Parr LLP**

Blake Cassels & Graydon LLP*****

Borden Ladner Gervais LLP*****

Brown & Korte Barristers***

Cassels Brock & Blackwell LLP*****

Criminal Lawyers' Association***

Davies Ward Phillips & Vineberg LLP**

Ernst & Young LLP***

Fasken Martineau DuMoulin LLP***

Fraser Milner Casgrain LLP*****

Harold G. Fox Education Fund***

Hull & Hull LLP**

Donald F. Hunter Charitable

Foundation*****

Lang Michener LLP*

Law Foundation of Ontario*****

Law Society Foundation*

LexisNexis Canada Inc***

McCarthy Tétrault Foundation*****

McLean McCuaig Foundation***

McMillan LLP****

Nexen Inc.*

Norton Rose Group*****

Osler Hoskin & Harcourt LLP*****

Praxair Inc.***

Sherrard Kuzz LLP**

Stikeman Elliott LLP***

Stringer Brisbin & Humphrey**

Sun Life Financial Inc

Torkin Manes LLP***

V-CC Systems Inc.**

Waterloo Law Association***

Class Gifts

Thanks to these individual classes for gifts in 2010-11:

Law '65 for creating the Law 1965 Award in memory of all deceased classmates, to be awarded to students on the basis of academic achievement and participation in Faculty and University governance, student government, athletics, other extracurricular activities and participation in community projects both legal and non-legal

Law '69 for raising an additional \$11,000 towards the Classroom Renewal Project in memory of late Professor Hugh Lawford, bringing their grand total to more than \$91,000

Law '70 for launching a class gift initiative in honour of their 40th anniversary reunion in September 2010 for the Hands-on Learning Fund that supports all clinical programs at Queen's Law

Law '79 for raising \$110,000 in gifts and pledges towards the Hands-on Learning Fund

Law '80 for sponsoring lectures by two visiting professors: Claire Hill (Minnesota) on "Mindful of the Consequences: An Inquiry into the Personal and Professional Liability of Investment Bankers" and Edward Iacobucci (U of T) on "Making Sense of Magna"

Law '81 for supporting the hiring of an articling student for Queen's Legal Aid for the year

Law '84 for continuing to raise funds for the David Mullan Renewable Entrance Scholarship



Law '80 classmates present to Dean Flanagan a cheque for \$126,393, the total raised for their class gift as of Sept. 24, 2010, during a class reunion. Since then, the Class has raised an additional \$21,600 and is close to reaching its goal of \$150,000.

Dean's Excellence Fund supports student's UNICEF internship



"Thanks to the generosity of Queen's Law alumni, last summer I was able to use my legal education to make a positive difference for children in Africa. My internship with UNICEF's Child Protection section, sponsored by the Dean's Excellence Fund, allowed me to contribute to the transformation of the youth legal system in Malawi. It also gave me an insider's view of the potential impacts and challenges of law and development work in practice – an invaluable experience, as I hope to work in the field one day.

"The trip would not have been possible without the funding I received through the Dean's Excellence Fund. It's the donations from alumni that really make it possible."

JOSHUA BLUM MAKOW, LAW '11

Thanks to the Dean's Excellence Fund, students were able to participate in educational activities in 2010-11 as follows:

- Nine students interned with public interest organizations around the world.
- ELSA moot team members travelled to Washington, DC, where they participated in the competition's regional rounds, later advancing to the world finals in which they placed third (see pg. 5).
- Queen's Law and Public Policy Club hosted a panel on "Should Prostitution be Legalized?"
- Six students attended the Canadian Council on International Law Conference in Ottawa.
- Jaimie Graham and Addison Cameron-Huff, both Law '12, presented papers at the Canadian Law Student Conference in Windsor.
- Livia Jozsa, Law '12, volunteered with the Ontario Justice Network, which partnered with PBSC at Queen's to launch a high school outreach program.
- Sabrina Heyde, Law '11, attended the Practising Justice conference in Windsor.
- Shaughnessy Hawkins, Law '11, attended a writing conference in Toronto.



Make a gift today

You will make a difference to the next generation of outstanding legal professionals

- Donate to one of the Dean's Fundraising Priorities:
 - Hands-on Learning Fund to support clinical programs
 - International Fund to support student exchanges and study at the Bader International Study Centre
 - Law School Fund to support the school's most pressing needs
- Initiate a gift from your class or contribute to an existing Class Gift
- Plan a gift through a bequest in your will, a charitable gift annuity or gift-of-life insurance
- Donate to one of several other Queen's Law initiatives

For further information and to make a gift today, visit <http://law.queensu.ca/alumni.html>

Faculty News



Aimee Burch

Faculty members outside Grant Hall at the Spring 2011 Convocation: Professors Bala, Bailey, Stuart, Banks, Adell, Miller, Aiken, Pratt, Peppin, Karton, Dufraimont, Cockfield, Metcalf, Essert, Robinson and Freedman

Faculty members are busy researching and teaching, writing books and journal articles, and delivering presentations around the world. Brief highlights from the past year follow.

Associate Dean Sharry Aiken was appointed to Legal Aid Ontario's immigration area committee and presented several papers on immigration topics at U of T, York, Windsor and Queen's. She was a keynote speaker for an international conference on refugee law at York and organized many community forums on a draft anti-smuggling bill.

Professor Bitu Amani received a Senate Advisory Research Committee grant for her project on biofuel patents and optimal commercialization practices. She also presented papers on IP and restitution at American University in Washington and on the law and politics of breast milk as GDP at MIRC's Economics of Mothering Conference in Toronto.

Professor Martha Bailey had papers on custody rights and autonomy limits published in *Canadian Family Law Quarterly* and *International Survey of Family Law*. She presented her paper "Should Polygamy be a Crime?" at the Conference on Polygamy, Polygyny and Polyamory at Brandeis University.

Professor Beverley Baines delivered papers at five universities on the constitutionality of state interference with the equality rights and religious freedom of Canadian women who wear the niqab: Istanbul, Hong Kong, McGill, Concordia, and National University of Mexico.

Professor Nick Bala is involved in many research projects on such issues as children as witnesses, access to family justice, parental alienation, relocation after separation, and judicial notice in family law cases. While regularly presenting at education programs for judges and lawyers, he especially appreciates meeting alumni. He reports that he is in the best of health and spirits.

Professor Kevin Banks, Director of the new Centre for Law in the Contemporary Workplace (see pp. 8-16), has a paper on the potential effectiveness of the new international labour law in a forthcoming issue of *Berkeley Journal of Employment and Labor Law* and one on employer good faith duties in Canadian common law in the *Comparative Labour Law and Policy Journal*.

Professor Arthur Cockfield is the academic co-leader on an Office of the Privacy Commissioner document promoting guidelines for Canada's new security initiatives. He presented papers at universities in Hong Kong, Austria, the U.S. and the Bahamas and edited *Globalization and Its Tax Discontents: Tax Policy and International Investments* (U of T Press, 2010), a collection of essays honouring the late **Professor Alex Easson**.

Associate Dean Stan Corbett taught Public International Law to all students in the Global Law Programs this spring at Queen's Bader International Study Centre at Herstmonceux Castle.

Professor Lisa Dufraimont is a member of the Bala-led research team working with a \$190,000 SSHRC grant (see pp. 2-3). She contributed an article on expert evidence to *Criminal Law Quarterly* and presented papers at the County of Carleton Criminal Law Association Conference in Quebec and the 2010 Constitutional Cases Conference in Toronto.

Professor Christopher Essert received his JSD from Yale, contributed the article "A Dilemma for Protected Reasons" forthcoming in *Law and Philosophy*, presented a paper at McGill's Private Law Theory Workshop, and commented on a paper at McMaster's Philosophy of Law Conference.

Professor David Freedman secured a \$19,000 grant from Legal Aid Ontario for the new Elder Law Clinic he directs. He presented papers at LSUC's Estates and Trusts Summit and the International & Canadian Conference on Elder Law, and had articles published in *Osgoode Hall Law Journal* and *Estates Trusts and Pensions Journal*.

Professor Leslie Green was appointed the Pauline and Max Gordon Fellow at Oxford's Balliol College. He published *Oxford Studies in Philosophy of Law* (edited with Brian Leiter), chapters in *The Methodology of Legal Theory* and *Hart-Fuller: 50 Years On*, was published in *Ethics*, and gave papers at several conferences.

Professor Lynne Hanson participated in the conference "Women and Equality – Gender-based Analysis Law and Economic Rights" at Queen's.

Professor Tsvi Kahana spent 2010-11 at NYU School of Law as a Global Research Fellow and recipient of a Fulbright Research Scholarship.

Professor Joshua Karton received a PhD from Cambridge, an award from *International and Comparative Law Quarterly*, and a 2011 BLG Research Fellowship (see pg. 3). The Queen's team he coached at the Willem C. Vis International Commercial Arbitration Moot won the Best Respondent's Memorandum award.

Professor Larissa Katz co-organized a property theory workshop at NYU Law School, presented papers at private law and theory conferences at Cornell and Western law schools, and was an invited speaker at the Canadian Philosophical Association. Her articles on property law and philosophy were accepted for publication in the journals *Legal Theory* and *Jurisprudence*.

Professor Erik S. Knutsen had articles published in Canada (Queen's, Alberta, and Dalhousie law journals), the United States (Alabama and Florida State University Law Reviews), and China (*Fudan Law Review*). He was promoted to Associate Professor and won an LSS Teaching Award.

Professor Kathleen Lahey presented a paper at the Feminist Economics conference in Buenos Aires, had a paper published in a volume for the 2009 Onati Spain symposium Challenging Gender in Taxation, and provided testimony at the Parliamentary-Senate Finance and Status of Women Committees. She is involved in several funded research projects on fiscal, queer, and equality issues.

Professor Allan Manson gave a presentation on sentencing and release at the Canadian Institute for the Administration of Justice conference in Vancouver and on the *Charter* and new "law and order" legislation for the LSUC. He also appeared before the House Committee on Justice and Human Rights.

Professor Nancy McCormack, Editor of the national journal *Canadian Law Library Review*, published the *Practical Guide to Canadian Legal Research* and is writing another legal research book scheduled for publication in 2012.

Professor Cherie Metcalf's paper on corporate social responsibility as global public law was published in *Pace Environmental Law Review*. She also presented conference papers at Yale, Columbia and Stanford and received a Senate Advisory Research Committee grant for her project "Property Law Culture."

Professor Paul Miller presented "Justifying Fiduciary Duties" at the Law and Society Association Annual Meeting in San Francisco. He also contributed papers to two law journals: "A Theory of Fiduciary Liability" (McGill) and "The Future for Business Trusts" (Queen's).

SURVEILLANCE STUDIES EXPERT CROSS-APPOINTED

David Lyon, Professor of Sociology at Queen's, has been cross-appointed to the Law Faculty. As Director of the Surveillance Studies Centre (SSC) since its inception in 2000, he has led collaborative and international projects in promoting a multi-disciplinary understanding of surveillance practices. A leading global hub for research, the SSC has received SSHRC grants totalling almost \$5 million. Through the SSC, he has worked with Associate Dean Aiken and Professors Cockfield, Thorburn and Amani.



"Questions of surveillance, privacy, human dignity and human rights have deep legal dimensions," Lyon says, "so I welcome the opportunity to work together more closely with respected colleagues in Law."

Professor Bruce Pardy, an Ontario Environmental Review Tribunal member, published and spoke on environmental governance: ecosystem management, environmental assessment, international water rights, climate change and energy law. He also coached the Queen's team that won Canada's inaugural environmental law moot.

Professor Patricia Peppin wrote a chapter in *Canadian Health Law & Policy* (4th ed.) and an article for the forthcoming *Feminist Perspectives on Tort Law*. She contributed to the *Public Health* volume of Halsbury's Laws of Canada and gave presentations in Canada and at the Congress of the International Academy of Law and Mental Health in Berlin.

Professor Michael Pratt presented papers at Georgetown University and the University of Nevada Law School. He is working on a monograph on the philosophy of voluntary obligations and a contribution to a new edition of a remedies casebook.

Professor Darryl Robinson received an LSS Teaching Excellence Award, wrote an article on international criminal law discourse published in *Journal of International Criminal Justice*, and was invited to join the editorial boards of *Criminal Law Forum* and *Transitional Justice Review*.

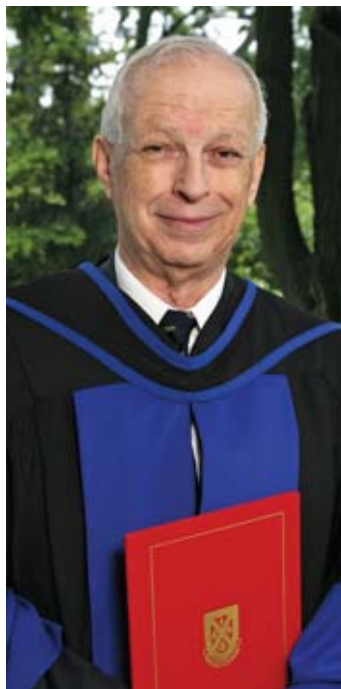
Professor Don Stuart wrote *Charter Justice in Canadian Criminal Law* (5th ed.), and co-wrote *Evidence, Principles and Problems* (9th ed.) and *Learning Canadian Criminal Procedure* (10th ed.) – all published by Carswell.

Professor Malcolm Thorburn presented papers, all of which will be published as book chapters in 2011, at criminalization and criminal law theory conferences at University of Stirling, University College London, McGill and Osgoode. Awarded a Canada Research Chair (see pg. 2), he also had his article on the "night-watchman state" published in *University of Toronto Law Journal*.

Professor Mark Walters completed a Sir Neil MacCormack Fellowship at the University of Edinburgh School of Law. He presented papers on the rule of law and A.V. Dicey there and at the London School of Economics. He also continued researching his SSHRC-funded project on indigenous legal traditions and had articles published in *Journal of Parliamentary and Political Law* and *McGill Law Journal*.

Dan Soberman: “A man of deep compassion ... distinguished legal scholar and leader”

BY ALEC ROSS



Bernard Clark

Professor Emeritus and honorary graduate Dan Soberman, 1929-2010

Professor Emeritus Dan Soberman, LLD '08, a Queen's Law pioneer, beloved faculty colleague and teacher, died on July 17, 2010, in Kingston after battles with prostate cancer and heart disease. He was a man of deep compassion, who distinguished himself as a legal scholar and leader at Queen's and in Canadian society.

His loss marked the end of an era. Soberman, 80, was one of three original faculty members in 1957, served two terms as the Faculty's second Dean (1967-77) and remained one of its most respected professors until his late retirement at 71 in 2001. Hundreds of friends and colleagues recall his grasp, both broad and acute, of corporate and constitutional law and his ability to teach the law clearly, concisely and enthusiastically.

"These are two very different areas of law, and his ability to master them reflected his intellectual breadth," says Professor Nick Bala, Law '77, a colleague of Soberman's at Queen's Law for more than 20 years. "Both areas address how people should be organized for self-governance, whether in a country or a business, and this allowed Dan to develop ideas that favoured regimes based on fundamental fairness and respect for the individual."

As clearly shown at class reunions, his students, too, had only praise for their former professor. Martha Downey, Law '81, who practises child protection law in Kingston, studied Contracts and Business Associations with him and says Soberman was "an outstanding teacher in every respect. Through his liveliness in the classroom, his ability to make sense out of voluminous jurisprudence, the practical perspectives that he brought to legal issues, and his sensible advice on matters affecting students generally and prospective lawyers in particular, he was able to 'make a difference.' He was a kind person who always showed a genuine warmth for his students and a remarkable ability to impart to them his love and enthusiasm for the law and the legal profession."

Soberman's many high-profile appointments reflected his deep understanding of people and his ability to listen and reconcile disparate points of view. One example was the resolution in 1976 of a faculty union strike at the Université Laval in Quebec. Working in French, he led a mediation process that ended a bitter 55-day standoff and resulted in that university's first faculty-administration collective agreement. In the 1990s he led a Canadian Human Rights Commission en-

quiry into the forced resettlement of Inuit from northern Quebec to remote Arctic locations in the 1950s. Many families barely survived. Soberman's comprehensive fact-finding helped lead to the long-awaited official apology by the federal government in 2009 to the families and descendants of those who were relocated.

Dan was born in Toronto to Jack and Rose Soberman in 1929. His businessman father moved the family to Kirkland Lake, Ontario, in the 1930s to open a bowling alley. It prospered through the Depression, fuelled by recreation-hungry gold miners with cash to spare, but the business collapsed when the miners went on strike in 1941. The Sobermans returned to Toronto, where Dan became a star pupil at Harbord Collegiate Institute and his dad opened another bowling alley. Giving that up, he relocated the family to Halifax, where he opened a shoe store. Dan finished high school there and enrolled in Dalhousie University, where he earned a BA and a law degree.

After admission to the Nova Scotia bar in 1952, Dan practised for a couple of years, but the academic pull was strong, and he left Halifax to complete an LLM at Harvard. Then, in 1955, at the tender age of 25 – not much older than many of his students – he found himself on the faculty at his alma mater, Dalhousie.

Two years later Dan was lured to Queen's, which had just been given the go-ahead by the Law Society of Upper Canada to establish a law school again. His partners in the effort were Queen's Vice-Principal J.A. Corry and Professor Stuart Ryan. Soberman was the last survivor. As the junior of the trio (alumni from those years still remember "young Danny Soberman") it was his job to set up the library, so he travelled to England in 1958 to obtain the requisite texts. There he



Bernard Clark

The Soberman family at the Celebration of Life with six guest speakers: Professor Emeritus Jon Thompson, UNB; Donald Savage, former Executive Director of CAUT; Dean Bill Flanagan; Principal Daniel Woolf (Artsci '80); The Rt. Hon. David Johnston, Law '66, LLD '91, Governor General of Canada; John Hucker, former Secretary General of CHRC; Patricia Soberman (MA '63); Julia Soberman, Law '89 (Artsci '85); and David Soberman (AppSci '81, MBA '83)

married Patricia (MA '63), a British teacher of French he had met a year earlier in Madrid. Pat would go on to become a faculty colleague at Queen's, teaching French. They had three children: David (AppSci '81, MBA '83), Julia, Law '89 (Artsci '85), and Gail (AppSci '87), all of whom survive Dan. Sadly, Pat died on August 21.

At Queen's, Soberman soon earned a reputation as a keen and enthusiastic teacher and a leader in legal education in Canada, which in the mid-1960s began growing by leaps and bounds. He contributed to this expansion in many ways: by co-authoring various editions (with James Smyth and Law Faculty colleague Alex Easson) of *The Law and Business Administration in Canada*, a popular university textbook now in its 11th edition; by serving as President of the Canadian Association of Law Teachers and the Social Sciences and Humanities Research Council of Canada; and as a scholar of and advocate for tenure and academic freedom. He served on a task force that helped create the 1975 *Business Corporations Act* for Canada and also on both the Ontario and Canada human

rights commissions. To great applause, he was awarded an honorary Doctor of Laws degree from Queen's at Spring Convocation in 2008.

Apart from his professional accomplishments, Dan Soberman is also remembered as a renaissance man with a remarkably wide range of interests that included keel-boat sailing, music, photography, film and Scottish dancing.

"The key to Dan was that he was just a very humane person with a genuine and compassionate interest in people," says Ron Watts, a political scientist and former Queen's Principal who was one of Soberman's closest friends. "If anyone came to him with a legal problem, even if he didn't know the person well, he'd give that problem close consideration and offer his best advice. That was the kind of person he was."

Alumni, faculty and staff joined his family and friends for a celebration of Dan Soberman's life on October 17, 2010, in Grant Hall. See the story and photo gallery at <http://law.queensu.ca/news/archives/october2010/celebrateLifeSoberman.html>

1966



William N. (Bill) Colvin, LLB '66 (BAPHE '61), died on November 3, 2010, at the age of 75. For more than 30 years, he ran a busy law practice in Huntsville, ON. An Olympic hockey team bronze medallist, he coached the Queen's Golden Gaels while attending law school and later coached minor hockey teams and played with the

Huntsville Oldtimers. Bill also served on the Huntsville Town Council for two years. He is survived by his wife Jeanne, children Bill Jr, Marc and Jamie, and four grandchildren.



William R. (Bill) Greenwood, LLB '66 (BA '63), died on April 1 at the age of 72. He spent most of his career as a partner with Clement, Eastman, Dreger, Martin and Muenier (subsequently Sims, Clement, Eastman) in Kitchener, ON. His community involvement included serving as Chair and Advisory Board member of the Salvation

Army, President of the Kitchener-Waterloo Athletic Association (Granite Club) and the Victorian Order of Nurses, and Director of the Community Care Access Centre. He is survived by his wife Arleen, daughters Leslie and Catherine (Artsci '95), and three grandchildren.



Jack H. Ward, LLB '66, a civil engineer and lawyer, died at the age of 85 on January 15. After articling, he set up his own practice in Picton, ON, and continued to practise law right up until his death. He is survived by his son Steven (Kathleen O'Driscoll) and granddaughter Casey, but was predeceased by his wife Ruby and son Lindsay.

1968



Glynne W. Gladstone, LLB '68 (BA '65), a founding partner of Kominek Gladstone, where he practised for more than 40 years, died on August 25, 2010, at the age of 68. Glynne was instrumental in initiating the first third-party liability case in Canada. He was also an avid fisherman and involved in the community. Glynne is survived by his wife Ruth, step-children Danielle and John, and step-grandchildren Lochlan and Cheyenne.

Benjamin Swirsky, FCA, LLB '68, died in Toronto on August 13, 2010. After sitting as Chairman of the Board for Alliance Financing Group Inc. from 2000 until his retirement in 2007, he remained active on its Board of Advisors. He was a former President and CEO of Slater Steel, Horsham Properties and Bramalea Limited. He was also instrumental in establishing Baycrest Hospital and served on the boards of several organizations, including Onstream Media Corporation and Four Seasons Hotels Inc. He is survived by his wife Marsha, daughter Shari and four grandchildren, but was predeceased by his son Joel.

1973



Donald Merrill Cooper, LLB '73, a Justice of the Supreme Court of the Northwest Territories, died at the age of 63 on March 28. A founding partner of Ayotte, Cooper, Geldreich, Johnson & Stefura in Yellowknife, he joined the Northwest Territories' Department of Justice in 1995, becoming Deputy Minister of Justice and Deputy Attorney General. He also served a term as Deputy Mayor of Yellowknife. Don is survived by his wife Kathy (Bentley), daughters Merrill, Megan and Margot, and step-daughter McKenzie.

1974

Howard F. Wood, LLB '74 (BCom '71), died in Toronto in October 2010. After articling with Humphrey, Locke, Ecclestone and Kane, he spent his entire career as in-house counsel for Knob Hill Farms and the Stavro family.

1977



Bernadene (Dene) Latta, LLB '77, died in Kingston in February in her 80th year after a long struggle with Alzheimer's. The former schoolteacher was a long-time Queen's staff member, retiring as research assistant to the v-p (Operations). Passionate about social justice and public libraries, native Albertan Dene was actively involved in her adopted community, including service as

Board Chair of the United Way of Kingston. She is survived by her children Allyson, Lenore, Maureen (Artsci '90) and Darren, and six grandchildren. Her son Blair (Artsci '95) predeceased her.



Fraser L. Manning, LLB '77, a sole practitioner in North Bay, died in his 67th year on August 13, 2010. Actively involved in his community, he coached minor baseball and served as President of the North Bay Friendship Force. He is survived by his wife Helen, children Heather and Scott, and grandchildren Brett and Michaela.

1978



Gordon M. Stevenson, LLB '78 (BA '72), a Toronto poverty activist, died of pancreatic cancer on December 6, 2010. He was 65. Most recently employed by Flemingdon Community Legal Services, he had worked tirelessly as a poverty law lawyer. His passions included more than 30 years of meditation with the Theravada Buddhist

Community in Toronto and the International Meditation Center in Maryland. He was also an avid sportsman and long-time member of the Toronto Men's Group. He is survived by his wife Judy (Knight) and sister Zoya.

1979



David L. Brown, LLB '79 (BA '76), died in Niagara Falls, ON, at the age of 55 on October 7, 2010. He had a successful legal career first as a sole practitioner, then partner with Martin Sheppard Fraser, and prosecutor for the Regional Municipality of Niagara. Appointed a Justice of the Peace in 2005, he became a sought-after lecturer and mentor for new justices. The former AMS President remained involved in the community with the United Way and Queensway Free Methodist Church. David is survived by his wife Cairine Coulis-Brown (Artsci '77, Ed '78) and sons Alex (Artsci '08) and Graham.

1981



Rebecca Givens, LLB '81, died in Milton, ON, on July 29, 2010, at the age of 54 after battling metastatic breast cancer. She was a litigator with the Legal Services Branch of the Ministry of Community and Social Services. The former Queen's Legal Aid volunteer remained devoted to community service throughout her career in the Ontario Public Service, volunteering with her church and other groups. She is survived by her husband Grant Rushton and children Genny, Julian and Nick.

1984



Anne Marie Levesque, RN, LLB '84, a lawyer since 1986 in Cornwall, where she started a sole general practice in 2000, died on July 7, 2010. She was 62. A MNSC graduate, she was Director of Nursing at the Glenrose General Provincial Hospital, Edmonton, AB (1978-80). With a keen interest in politics and education, she was an active member of the Ontario College of Teachers (2004-10) and St. Lawrence College Board of Governors (1997-2003). She is survived by husband Claude Delorme and sons Mark and Guy.

1988

Patricia Anne Monture, LLB '88 (LLD '09), a professor and proud Mohawk Nation member who became a well-known advocate for Aboriginal Peoples, died in Saskatoon on November 17, 2010, from breast cancer. She served on many major inquiries and commissions, including the Royal Commission on Aboriginal Peoples (1993-94), the Task Force on Federally Sentenced Women and the Task Force on Administrative Segregation. After teaching law courses at Dalhousie and Ottawa universities, she joined the University of Saskatchewan, becoming a tenured professor in sociology in 2004, specializing in penology and native justice. Both Queen's and Athabasca awarded her honorary doctorates. Patricia is survived by her sons Justin, Michael Blake and Jack, but was predeceased by her daughter Kate.

2007



Charles D. "Chuck" Feldman, LLB '07, died in Toronto on October 11, 2010. Classmates Valerie Garcia and Shael Weinreb remember him as a "valued Queen's legal community member and John Howard Society volunteer" with a "strong passion for law and debate." Chuck, who was called to the bar in January 2009, discovered his interest in practising insurance defence when he articulated with Reisler Franklin LLP. He is survived by his parents Brian and Kathryn, brother Bobby and grandmother Reta Newman.

Alumna helps prepare students for life as legal professionals

Two go to Ottawa to shadow Anne Clark-McMunagle, Law '85

BY GEORGIE BINKS

Law students can study legal concepts earnestly, but one of the best ways to experience a real taste of legal life is to see a lawyer in action. The Shadow Program at Queen's gives first- and second-year law students the opportunity to do just that: shadow a member of the legal profession for a day.

Anne Clark-McMunagle, Law '85, Senior Counsel for the Public Service Labour Relations Board in Ottawa, was one of the volunteer mentors taking part this year. She arranged for two students – Chelsea Mitchell, MA(Econ) '11/Law '13, and Gina Demczuk, Law '13 – to visit her office for a day in February, when they met board members and sat in on her meeting with an adjudicator.

In addition to private-versus-public practice, Clark-McMunagle discussed with the students how the board deals with all the labour relations for the federal government on a host of issues. "What I love about labour law is that it's people-centred, affords a work/life balance and is so diverse."

Indeed, she found that "Chelsea and Gina were most curious about whether labour law provides a lot of alternatives." They were keen to learn from her about all the career options in addition to working in a law firm – from working in-house for a union or an employer, to working in arbitration, mediation or human rights, and for every kind of employer from a union to a board or association.

The other positive aspect of practising labour law that she conveyed



Shadow Program mentor Anne Clark-McMunagle, Law '85 (seated), with Chelsea Mitchell, MA (Econ) '11/ Law '13, and Gina Demczuk, Law '13, at the Public Service Labour Relations Board in Ottawa on February 22

"I'll do whatever I can for Queen's. I remember having many career questions when I was that age. It's nice to help out."

Anne Clark-McMunagle, Law '85

to the students was its human element. "You can get a lot of personal satisfaction because it allows you to have an impact on someone's life directly. For example, you can get somebody back their job, or if they're suffering from an illness you can get them the accommodation they need – and you also get to see the results more quickly."

Gina felt the day was valuable. "I definitely could see myself practising labour law; I liked the people aspect. I liked the shadowing experience itself – such a good opportunity to learn more!"

Chelsea was happy to have the introduction to labour law, too. It sparked her interest in learning more about it so much that she has enrolled in the Employment Law course this fall. "We found out the Labour Relations Board's hearings are sometimes held in Kingston and are open to the public, so we plan to attend one."

Both would like to see the Shadow Program run longer than one day, perhaps a week, so that students could familiarize themselves with a variety of legal careers.

Clark-McMunagle found the experience enjoyable. "I'll do whatever I can for Queen's. I was happy to be involved because my husband John (Law '85, now a Superior Court Judge) and I loved our time at the law school. It really had a collegial feeling."

She would definitely recommend the Shadow Program to other alumni. "It's always interesting to talk to young people and find out what they're thinking. I remember having many career questions when I was that age. It's nice to help out."

QLR

The Shadow Program matches students with legal professionals working in a wide range of fields. For more information, see <http://law.queensu.ca/students/careerServices/shadowProgram.html>.

Alumni interested in volunteering should contact Career Services Director Leeann Beggs, leeann.beggs@queensu.ca, 613.533.6000 ext 79197.

Law alumni in the media spotlight over the past year included these three:

Judge sets 2nd precedent; Law '80 grad parlays best-seller into hit talk show

Judges never speak out on the laws they interpret – but **Justice Harvey Brownstone, Law '80**, did that with his book *Tug of War*, which spent 13 weeks on the national best-seller list and is in its fifth printing. In April 2010 he became the world's first and only sitting judge to host an Internet TV talk show. On "Family Matters," he educates the public on a wide variety of issues relating to family law, the justice system, relationships, parenting and the well-being of children.

Noting tens of thousands of hits on his Globe and Mail-sponsored online Q & A, Nancy Kinney, owner of the legal information website AdviceScene, proposed to Justice Brownstone in 2009 that he take his public outreach efforts to the next level by hosting an online legal edu-

cation program. By December 2010, he had appeared on about 200 radio and TV talk shows, made national headlines, and his show was receiving 50,000 hits a day from around the globe.

"The overwhelmingly positive response is solid validation of the tremendous hunger and need out there for reliable, accessible information about the law and the justice system," he says. "If people go to the Internet and TV for information, then we judges, people who know what we're talking about, have an obligation as public educators to provide dependable, easily accessible information."

The judiciary clearly recognizes that Justice Brownstone's public education campaign has enhanced its image. Last August, he received the "Colleague in the Spotlight" award from the Canadian Bar Association Judge's Forum. "It is tremendously meaningful to be recognized by my colleagues in the judiciary," he says, "who understand how challenging it can be for a judge to be a trailblazer."

His *Queen's* experience, he says, reinforced his commitment to public service. "My professors always encouraged me to think outside the box – to be creative and innovative – to use the law as an instrument for social change and to enhance access to justice."

This season's episodes began airing in September – not only online but also on TV. The show, which has been well received by the Canadian TV industry, was purchased by networks including CHCH TV and CHEK TV this summer for broadcast as a weekly show.

Watch "Family Matters" free of charge at www.familymatterstv.com and read about *Tug of War* in *Queen's Law Reports* 2009, pp. 48-49.

– Lisa Graham



Justice Harvey Brownstone, Law '80, host of the hit talk show "Family Matters"



Michael Casey, Law '72, President and Chairman of the renowned Calgary Stampede

Calgary grad takes the reins as Stampede's boss

Prominent Alberta lawyer **Michael Casey, QC, Law '72**, was elected President and Chairman of the Board of the Calgary Stampede in March 2011 for a two-year term.

"It's very exciting," Casey, a senior partner at Field Law in Calgary, told *Queen's Law Reports* in April. "I've been a volunteer with the Stampede for decades, and I'm humbled to take on this leadership role – particularly as we prepare for centennial celebrations in 2012."

Casey, who joined the Stampede's board in 1997, has nearly 40 years of experience in civil litigation and dispute resolution, primarily in insurance, construction and employment matters. He was recognized in the Best Lawyers in Canada guide for 2011 and as a 2010 Expert Leading Lawyer. A former

President of the Canadian Bar Association – Alberta Branch (1988-89), he also served in many volunteer positions, including President of the Junior Chamber of Commerce and Chair of the Calgary Grey Cup committee.

"Mike has been a valued volunteer with our organization since 1975," says Vern Kimball, CEO of the Calgary Stampede. "Being involved in the community has always been important to him. We are privileged to have someone of his stature as our president and chairman."

Casey says the "top-quality law education" he gained at Queen's provided the foundation for his successful practice and continues to influence his work. "I had classmates from across the country, which taught me the value of building friendships and relationships. This is something from Queen's that I've taken into my practice – and into my role with the Stampede."

Relationship-building is crucial to his role as the Stampede's ambassador. Within just the first month, Casey had hosted numerous senior management team meetings and fundraising events, made television appearances, and given presentations to myriad business leaders and tourism officials.

The 99th edition of the "greatest outdoor show on earth" received increased global attention with Prince William and Catherine, the Duke and Duchess of Cambridge, officially starting the parade. 2011 has been "the best year we've ever had," Casey told CBC News at the closing. Of the more than 1.2 million attendees, there was a nearly 10 per cent increase in visitors from outside the city.

And while it's too early to know specific plans for the centennial, scheduled for July 6 to 15, 2012, Casey says the board's goal is crystal clear. "We plan to reposition the Stampede for the next 100 years, to expand our appeal internationally – and to do something Calgary will be very proud of."

To follow Mike Casey's Stampede adventures, see his blog at www.field-law.com/blogs/stampede

– Kirsteen MacLeod

Canucks' Gillis, Law '89, is the top NHL GM

Mike Gillis, Law '89, the man who in just three years built the Vancouver Canucks team that advanced to Game 7 of this year's Stanley Cup final, has received the NHL's General Manager of the Year Award, chosen by his fellow GMs and a panel of league executives. The facts were clear: ever since 2008, when Gillis joined the then under-achieving club, they've won their division title, and in 2010-11 they easily skated off with the President's Trophy as the league's best regular season team. They are, in fact, the most successful team in Canucks' history.

Gillis says he was happy with his award as well as players Daniel Sedin's and Ryan Kesler's trophies. "When you have personal success in a team concept, it's usually a reflection of team strength."

The GM adds that his legal education has come in handy in the hockey world. "We try to be logical and consistent; that's from the legal training. Those principles have guided us since I've been here, and our record's been good."

Gillis, who hails from Kingston, played in the NHL from 1978 to 1985 before entering Queen's Law. He found the academic environment "challenging and refocusing." In the 1990s, he returned to teach the Sports and Entertainment Law course. Then he analyzed how NHL teams were

managed and what factors differentiated consistently good teams.

Queen's, he told the Globe and Mail, is where he learned that "meticulous planning, a strong work ethic and unrelenting attention to detail" could put you ahead of the pack – something that's come in handy during his time as a sports agent, Canucks' GM, and also President of Canucks Sports & Entertainment. Using that philosophy, he has built a contender by doing everything from convincing star players to re-sign for lesser salaries to ensuring players have the best nutrition plan.

He's now figuring out his team's future. "We're not going to change our core group of players. We've been active in the free agent market, but we're also going to give our own young players a chance."

If there's one thing he wishes he'd heeded more from his time at Queen's, it was not to change your game plan under pressure. He says he watched fellow students crumble under the stress of writing 100% final exams. "This year when we got to the finals we made changes that were inconsistent – not really what we were as a team. In law school, I learned it's when you're approaching the most pressure-packed time that you have to be the most calm."

He's sure to be thinking of that when his Canucks get to the playoffs next season.

– Georgie Binks



Mike Gillis, Law '89, Vancouver Canucks GM, speaks at a press conference

Co-founder of LEAF named to Order of Canada

Beth Symes, Law '76, was appointed a Member of the Order of Canada last December. The honour recognizes her work over the last 32 years fighting tirelessly for the equality of Canadian women. Symes, who practises administrative law and civil litigation at Symes and Street in Toronto, admits the tribute has a special significance for her. "It's wonderful that in Canada we acknowledge that the struggle for equality rights for women is worthy of being honoured."

When she was called to the bar in 1978, several recent legal decisions motivated her to choose her life's work. "At that time the story of women litigating in Canada was dismal. Jeanette Lavell and Yvonne Bedard, Irene Murdoch and Stella Bliss were all women forced to take legal action because they were up against the wall. Without exception they lost, and lost big."

Those decisions, coupled with Symes' experience at Queen's Law, helped to politicize her. "It was a time of real focus on civic responsibility. The profession of law became seen as one

in which you tried to make a difference and help people. Not only did Queen's consider that important, but it gave me and my classmates the tools to make that happen." Symes joined the Women's Legal Association, which also influenced her advocacy. She chose labour law as the best way for her to help.



Beth Symes, Law '76

During the early 1980s she began mobilizing female lawyers and educating women across the country. In 1985, she helped to found LEAF – the Women's Legal Education and Action Fund – and served on its National Legal Committee. LEAF took on and won a number of important battles for women.

Throughout her career, the recipient of the 1996 Law Society Medal and 2010 LEAF Founders Award has represented a wide range of women who have lost their jobs or were about to lose their profession. Currently, she co-chairs the Task Force for the Retention of Women in the Legal Profession.

One of her biggest concerns today is the effect of inadequate child care on women. "These battles are not just legal anymore," she says. "They're political as well. Combining the two will mean even more change for women."

– Georgie Binks

CBA's top award to former JAG, Law '80

Brigadier-General (Ret'd) Ken Watkin, OMM, CD, QC, Law '80, LL.M '90 (RMC '76), received the President's Award from the Canadian Bar Association (CBA) in August 2010. "As the Judge Advocate General (JAG) of the Canadian Forces, Ken Watkin served both the military and his country with great distinction," said then-CBA-President Kevin Carroll. "This award honours his dedication to the core values of the Canadian legal profession, his exemplary leadership and his exceptional military service."

The honoree responded that he views the CBA tribute not as a personal award, but rather as "recognition from the broader legal community of the work of the dedicated team of Canadian military lawyers who worked both at home and overseas, often in harm's way, to assist in maintaining the

Rule of Law. It was a privilege and an honour to lead them."

For 28 of his 33 years with the Canadian Forces, BGen Watkin, a Kingston native named in 2002 to the Order of Military Merit, served as a military legal officer, the last four as JAG. He retired in April 2010. His service in a variety of operational, military justice and legal advisory positions included responsibility for providing operational law advice on Canadian Forces operations in Afghanistan, first as Deputy JAG/Operations and then as JAG. He was legal advisor to a 1993 Canadian civilian/military board of inquiry into the activities of the Canadian Airborne Regiment Battle Group in Somalia, and he spent 11 years as Government counsel for the various international investigations and inquiries arising out of the 1994 genocide in Rwanda. Most recently, Israel called on him to be a Foreign Observer to its Independent Commission investigating the May 2010 Gaza Blockade incident.

That inquiry delayed until May 2011 his taking up a faculty

US Meritorious Service Medal to Canadian grad

Lieutenant Commander Ken Osborne, Law '03, has received the United States Meritorious Service Medal. The medal recognizes his exceptional service while deployed in support of Operation Enduring Freedom as a Legal Advisor to the Afghan National Army (ANA) for the Office of the Staff Judge Advocate, NATO Training Mission/Afghanistan and Combined Security Transition Command/Afghanistan.

Home from Kabul since January, LCdr Osborne says from Aurora, Ontario, "This award is an exceptional honour for me. It represents positive achievement in the implementation of Rule of Law initiatives under very challenging operational and legal circumstances."

During his nine-month deployment as the pivotal member of the ANA Legal Development team, he mentored Afghan leaders of the GS Legal Staff, advising on all facets of operations necessary to achieve self-sufficiency in ANA legal operations. His oversight of the Corps' Legal Mentors helped make the ANA military justice system work effectively throughout the country. He also implemented a JAG field inspection program in the heart of combat operations, increasing the effectiveness of military justice.

Colonel Gerald Carozza of the US



Lieutenant Commander Ken Osborne, Law '03

Michael Filippio, M&L Photographics

Army, Chief of ANA Legal Development, recommended him for the honour. "LCdr Osborne's outstanding leadership, experience and unwavering dedication brought about significant advancements in the rule of law here," Carozza wrote. "His performance of duty in a combat zone reflects great credit upon himself, the NATO Training Mission/Afghanistan and Combined Security Transition Command/Afghanistan, the United States of America and Canada."

LCdr Osborne, now the Deputy Judge Advocate for Canadian Forces Base Borden, enlisted in the Canadian Forces as a Training Development Officer in 1993. Since earning his law degree, he has served in many legal positions within the JAG Office, including two deployments as a Legal Officer in Afghanistan and one in Bosnia-Herzegovina.

His previous decorations include the South West Asia Service Medal with Afghanistan clasp, General Campaign Star with Rotational Bar, Canadian Peacekeeping Service Medal, NATO Non-Article 5 Medal (Bosnia), and Canadian Forces Decoration.

"Queen's Law provided me a profound foundation in the Rule of Law that supports my work as a Canadian Forces Legal Officer, both domestically and abroad in places like Afghanistan," he says. "I believe the US medal is as much a recognition of the Faculty's achievement in preparing me for my duties as it is any personal recognition of mine."

— Lisa Graham

appointment in International Law at the U.S. Naval War College in Newport, RI. "Maureen (ConEd '80) and I are looking forward not only to being on the same continent on a more regular basis," he says, "but we're also enjoying the wonderful seafood and New England hospitality."

There is no doubt, BGen Watkin observes of Queen's Law, that the broad-based grounding he received had a direct impact on his career. "It is a testament to the quality and rigour of the Queen's legal education that I enjoyed a nearly 30-year professional career involving international law, criminal law, human rights and administrative law," he says. "I doubt that Professors Stuart, Delisle, Mullan and Weisberg would have predicted in the late 1970s I might end up receiving the CBA President's Award; however, the seeds they planted ultimately took root."

— Lisa Graham



Brigadier-General (Ret'd) Ken Watkin, Law '80, LLM '90, accepts the CBA President's Award on August 14, 2010, in Niagara Falls.

Canadian Bar Association

Two alumnae 'champions' win LSUC awards

Two 1980s alumnae, both partners at Sack Goldblatt Mitchell LLP, were honoured by the Law Society of Upper Canada (LSUC) on May 25. **Cynthia Petersen, Law '89** (Artsci '86), was awarded a Law Society Medal while **Fay Brunning, Law '87**, received the Laura Legge Award.

The Law Society Medal is for exceptional service. In Petersen's case, it recognizes years of work promoting human rights and advancing the equality rights of the GLBT community. From her Law student days when she co-founded QFLAG (Queen's Friends of Lesbians and Gays) to her groundbreaking work in such areas as court battles over same-sex marriage, she has been dedicated to the cause.

LSUC Treasurer Laurie H. Pawlitza says, "Petersen's advocacy work has had a direct impact on the civil rights of thousands of Canadian families, and Canada is now an international leader in the legal recognition of equality based on sexual orientation."

Nominator Tamar Witelson, Law '99, adds, "Cynthia has deservedly won the respect of many lawyers, both on the same and opposing sides of an issue, as well as the respect of the many adjudicators and judges before whom she has appeared."

Petersen calls the award "humbling" because "it's essentially my peers who have selected me and the people who have been recognized are truly leaders of the bar."

She also has high praise for Queen's. "I got an exceptional legal education at Queen's. People are often impressed I studied at Harvard as well, but Queen's was every bit as good a law faculty as Harvard."

Petersen has previously received the Canadian Bar Association's Hero Award (2000) and the Metropolitan Community Church of Toronto's Hope and Freedom Award (2010).

She has represented clients in a number of landmark *Charter* cases, including *Jane Doe v. Metropolitan Toronto Police*, *Little Sisters Bookstore v. Canada* and *Same Sex Marriage and Hislop v. Canada*. As well, she has served as the LSUC's Discrimination and Harassment Counsel since 2002.

The Laura Legge Award is presented for exemplifying leadership within the profession. For this year's recipient, Fay Brunning, that includes championing the role of women lawyers by advocating for transparent partnership admission, parental leave policies and flexible work arrangements.

LSUC Treasurer Laurie H. Pawlitza says, "Fay Brunning is highly esteemed within the legal profession as a champion for the advancement of women in private practice and as a mentor to younger women lawyers entering the profession."

Brunning co-chaired the 2010 Women's Lawyer Symposium and has been a director of The Advocates' Society Board



Law Society of Upper Canada

2011 LSUC award recipients Cynthia Petersen, Law '89, and Fay Brunning, Law '87

of Directors and an Ottawa executive member of Women's Law Association of Ontario. She represents her firm on the LSUC's Retention of Women Working Group. As well, she initiated and chairs a multidisciplinary group tackling the shortage of qualified child custody assessors, made necessary by complaints against assessors to the health professional regulatory colleges.

One of those clients, nominator Dr. Arthur Leonoff, says, "Fay is a remarkable lawyer – prepared, incisive, skilled and a true legal advocate – profoundly dedicated to legal reform."

Brunning, who views leadership as "a gift of trust from others," says such recognition touches her deeply. "The public and the profession and the administration of justice need lawyers to be genuinely engaged in our roles in democracy. I try to promote that by example. I've had wonderful mentors and colleagues along the way."

The former Queen's Law Dean's Council member is married to Eric R. Williams, Law '72, whom she met in 1999 while arguing a case against him.

Of her gratitude for her Queen's experience, Brunning says, "The professionalism training that starts at a very personal level at Queen's Law is often carried forward by alumni wherever we've scattered. In my experience, Queen's Law grads continue to act as glue/team people within firms and organizations and in the administration of justice."

– Georgie Binks

In-house counsel honoured with national awards

Two alumni – **Peter Johnson, Law '89** (Arts '85), and **David Allgood, Law '74** (Arts '70) – have been presented with Canadian General Counsel Awards (CGCA). The CGCA, co-sponsored by the National Post and ZSA Legal Recruitment, recognize excellence in the in-house counsel community. Johnson won the 2011 award for Deal Making and Allgood accepted one of two inaugural awards for Social Responsibility on behalf of his legal team at the Royal Bank of Canada (RBC).

Johnson, General Counsel and Corporate Secretary with Shaw Communications Inc., won the award for his role in Shaw's purchase of Canwest Global Communications Corp.'s broadcasting assets. He also played a significant role in the acquisition of four major cable systems worth \$400 million, making Shaw the largest cable company in Canada. Johnson is delighted with the award. "There's a lot of blood, sweat and tears that go into the deal, so it's great to be recognized by the profession."

The Canwest deal involved a \$2-billion acquisition of all of the Global TV and Alliance Atlantis specialty channel assets, explains Johnson, "What was unique about the deal was that we had to go through several different hurdles to secure the assets." Initially run as a bidding process for a small equity stake in the company that would hold the assets, the deal transformed dramatically into the acquisition of the entire asset portfolio – 19-plus specialty channels which, being under creditor protection, required Shaw to get court sanction to ensure fairness to all stakeholders.

One of the things integral to making this particular deal work was building relationships, says Johnson, something he learned from both Shaw's founder and Queen's Law. Regarding the former, Johnson says, "J.R. Shaw has always emphasized that you can't strike a deal with someone on the opposite side of the table if you're not going to be able to look

them in the eye and develop the trust. It was paramount for our success in the deal to secure the trust. Our senior team led by our President, Peter Bissonnette, executed on that beautifully."

At Queen's, Johnson says two courses provided him with the foundational skills required: Negotiation, taught by Professor Robert Hawkins, and Legal Imagination, taught by Professor Mark Weisberg. Both influenced him greatly. "They helped me think broadly to find solutions beyond the straight and narrow path."

David Allgood, Executive Vice-President and General Counsel at the Royal Bank of Canada, heads RBC's legal department, which received an award for social responsibility. Allgood, who is also Chair of the Dean's Council at Queen's Law, says, "At RBC we've taken a lead in two areas – pro bono and diversity."

"Generally, in conjunction with Pro Bono Law Ontario, we work with unaccompanied minors who show up at Pearson Airport, act as duty counsel in Small Claims Court, and help charities with governance or incorporation issues." As for diversity's very important value at RBC, he says, "Most recently we took a leadership role in Legal Leaders for Diversity, a group of 50-plus general counsel working to promote diversity in the legal profession."

At Queen's, Allgood learned early from torts professor Michael Pickard the importance of looking at the big picture, and that translated into his views on corporate social responsibility. "He taught us the importance of thinking about the broad legal issues rather than just trying to find the black letter solution to a problem."

Of RBC's award, nominator Andrew Fleming, senior partner at Norton Rose, says, "The Royal Bank has always been at the forefront of social responsibility to the community. David Allgood has picked up on that and made the law group the miniature version of the bank itself in terms of its overall strategy."

– **Georgie Binks**



Ken Fredeen of Deloitte presents the CGCA for Deal Making to Peter Johnson, Law '89, in Toronto on June 13.



David Allgood, Law '74, accepts the CGCA for RBC Legal's Social Responsibility from John West of Norton Rose.

LLM grad honoured as 2011's "Senior Australian"

Ron McCallum, LLM '74, Professor Emeritus at the University of Sydney, was named 2011's Senior Australian of the Year. "I'm greatly honoured, and greatly humbled," said McCallum, who received the award from the country's Prime Minister on January 25 as part of Australia Day celebrations.

McCallum, 62, says his LLM studies enabled him, as a blind person, to gain academic employment in Australia. "Without my Queen's qualification I would not have got my foot on the academic ladder, so I am truly grateful."

Now a distinguished labour lawyer, academic, and equal rights campaigner, he is an inspiring figure, as was evident in the crowd's response to his address. "I asked my fellow Australians to grant to all persons with disabilities the full measure of human rights and inherent dignity that most Australians take for granted."

When he was hired by the University of Sydney in 1993, McCallum was the first totally blind person to be appointed as a professor at an Australian university, and he served as its Law Dean 2002-07. Concurrently, he presided over the Australian Labour Law Association for almost a decade.

The award has also given him a new platform for continuing to spread his message of equality for people with a disability. McCallum is one of two Deputy Chairs of Vision Australia; has headed numerous task forces and reviews; and is Chair of the United Nations Committee on the Rights of Persons with Disabilities. From 2003 until 2011, he was Chair of Radio for the Print Handicapped of New South Wales.

Among scores of other honours, McCallum was named New South Wales Senior Australian of the Year (2010); won the Queen's Alumni Achievement Award (2007); and was admitted to the Order of Australia (2006).

Australia's Disability Discrimination Commissioner Graeme



Ron McCallum, LLM '74, receives the award for the 2011 Senior Australian of the Year from Prime Minister Julia Gillard on the podium with Adam Gilchrist, Chair of the National Australia Day Council, in Canberra on January 25.

National Australia Day Council

Innes told the media that McCallum is a deserving winner and an exceptional citizen. "[He] has demonstrated clearly the contribution [that] Australians with disability can make if we are given – or create – the opportunity to do so."

– Kirsteen MacLeod

Ottawa alumnus honoured by Advocates' Society

Distinguished criminal lawyer **Donald Bayne, Law '69** (Arts '66, EMBA '01) was celebrated as the 2011 Ottawa Advocate Honoree at a dinner held in March at the National Arts Centre. The Advocates' Society pays tribute annually to a leading advocate in the region who shows distinction as counsel and as a contributor to the law profession and the well-being of the community.

In making the award, the Society considers regional barristers' professionalism, civility, and dedication to the interests of their clients, said Master of Ceremonies Peter Doody, Law '80, a partner at Borden Ladner Gervais LLP. "Don was chosen as this year's honoree because his record of representing those accused of crimes over the past 40 years shows all of those characteristics to a superlative degree."

"I regard this as a recognition of the very fine criminal bar of eastern Ontario; I was simply a representative," says Bayne, who founded Bayne, Sellar, Boxall in Ottawa in 1972. "The honour typically goes to a civil lawyer, so it's welcome acknowledgement. Nobody's more active as an advocate than a criminal lawyer."

Ontario Premier Dalton McGuinty, who once articulated for Bayne, sent his regards in a letter read out at the event: "Congratulations, Don, on your well-deserved recognition. Throughout your career, you have demonstrated extraordinary commitment to the legal profession, both as a practitioner and a mentor to those who have had the opportunity to work with you."

As a criminal lawyer, Bayne's career highlights include many high-profile cases, such as representing RCMP anti-terrorist investigators in the Maher Arar Inquiry. In 2006, Bayne received the prestigious G. Arthur Martin Criminal Justice

Dean's Council Vice-Chair honoured for pro bono leadership

Greg Richards, Law '79, a partner at Weir Foulds LLP in Toronto and Vice-Chair of the Dean's Council at Queen's Law, has been awarded The Advocates' Society Pro Bono Volunteer Award. The award recognizes his outstanding service for the past decade as Chair of the Society's pro bono projects.

Peter H. Griffin, Law '77, First Vice-President of The Advocates' Society, says, "Greg has worked tirelessly and effectively in support of our Society's pro bono projects, for which we are extremely grateful."

Richards has been instrumental in overseeing pro bono work involving everything from safeguarding the public education rights of low-income children and youth in the Child Advocacy Project to advice for personal litigants at Law Help Centres. He says, "Cases where a volunteer lawyer takes his or her time on a pro bono basis to assist some low-income child or youth to try to get them educational services to which they are entitled are so important."

Of winning the award, Richards says, "It means a lot, and I was very honoured to receive it. However, I really believe I was accepting it on behalf of all those who've made pro bono advocacy such a success. I was very gratified that the work of all those volunteer lawyers caught the attention of the Society."

He noted that it was during his time at Queen's Law, working with both Kingston and Rural Legal Aid, that he encountered people's needs first-hand. "Everyone from students having difficulty with their landlords to low-income people came to the Queen's Law student legal aid offices, and we got a sense of the vast need out there."

As well, he says the "collegial atmosphere" there instilled a desire to help others that he has carried with him through the years. "The professors were very accessible and they were



Eya Donald Greenland

Peter H. Griffin, Law '77, First Vice-President of The Advocates' Society, presents the Pro Bono Volunteer Award to Greg Richards, Law '79, at the Society's End of Term Dinner on June 15.

prepared to work with students," he recalls. "That atmosphere was contagious and it made students want to be involved in projects like legal aid. You become imbued with that kind of attitude."

– Georgie Binks

Award from the Canadian Criminal Lawyers' Association, joining such honorees as former Supreme Court Justices Louise Arbour and Antonio Lamer.

Queen's Law, Bayne says, prepared him well for success. "Many classmates remain friends and colleagues, and no law school in Canada has had as strong a group of criminal law educators," he notes. Professors such as Don Stuart and Allan Manson had a huge impact on him, he says, and on the practice of criminal law in Canada.

Bayne, a member of Queen's Football Hall of Fame and currently a member of the university's Board of Trustees, says, "I've always kept close contact. I taught at the law school for a few years; my wife Sheila [Smith, Law '69] and I have supported it financially, and I'm still in touch with many campus friends and former professors."

– Kirsteen MacLeod



Donald Bayne, Law '69, the 2011 Ottawa Advocate Honoree

Valberg Imaging

CLCW co-chair wins Ryan Alumni Award

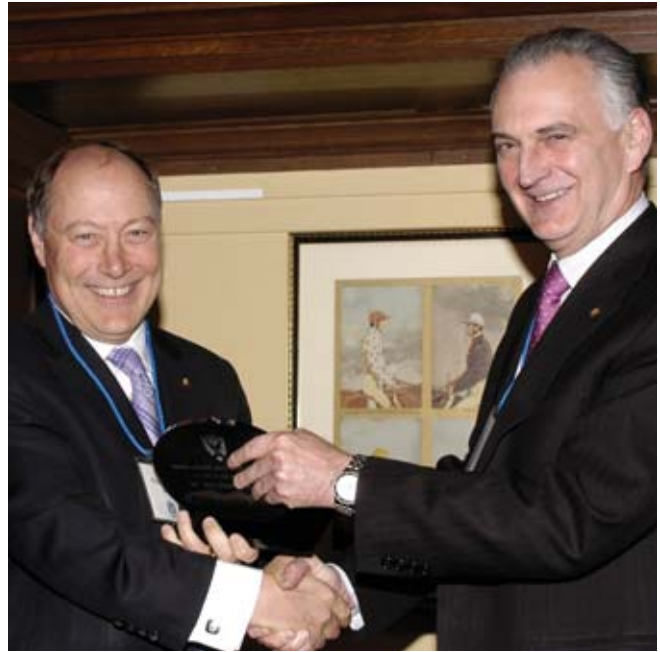
Hugh Christie, Law '81 (Artsci '78), has received the 2011 H.R.S. Ryan Alumni Award for his significant contributions to the Law Faculty, the University and the legal profession. The award was presented at the annual Law Alumni celebration in Toronto on May 4.

"This is a remarkably flattering award to receive," Christie said, "all the more so because it is associated with [the late] Stuart Ryan, who was such a wonderful person. I thank Queen's University and Queen's Law on behalf of all of us who were given the legal skills that we have and, perhaps even more importantly, for our sense of public service and collegiality. I remember Professor Ryan encouraging our class to do work that was important, and not merely remunerative. This award speaks to those priorities."

David Allgood, Law '74, Chair of the Dean's Council, which selects the recipient, extolled Christie's many accomplishments and his "tremendous involvement in life at Queen's." Christie leads a distinguished employment law practice at Gowling Lafleur Henderson LLP, where he has spent his entire career and is a partner. A past head of the firm's Employment and Labour Law National Practice Group and current head of the Toronto Group, he has argued before courts and tribunals, including the Supreme Court of Canada and both Canada's and Ontario's labour relations boards. This year, he represented the interests of Canadian employers at a UN agency as a member of the Canadian delegation to the International Labour Organization.

An AMS Tricolour Award winner and the only student to have ever been elected both AMS President and Rector, he continued after graduation to serve Queen's on the University Council, as Alumni Association President (QUAA), and as a Trustee (1991-2007), garnering a QUAA Herbert J. Hamilton Award, Toronto Branch Award and Distinguished Service Award.

Christie's most recent alma mater involvement is serving as co-chair (with Jeffrey Sack) of the Centre for Law in the



Teddy Melvin

Hugh Christie, Law '81, receives the 2011 H.R.S. Ryan Alumni Award from Dean's Council Chair David Allgood, Law '74, on May 4 in Toronto.

Contemporary Workplace (CLCW), which was launched in November 2010 to provide an intellectual home for the Canadian labour and employment law community (see pp. 8-16). An enthusiastic spokesperson for the CLCW, he helped recruit an outstanding group of Advisory Committee members and has provided valuable advice on the Centre's strategic plan, fundraising strategy, and its first public activities – the April 29th labour arbitration workshop in Toronto and June 13th video-conferenced workshop on the *Fraser* decision – both of which received national media attention.

"It's been wonderful," Dean Bill Flanagan said in his address, "to see how everyone in the field is thrilled to see this initiative at Queen's. Hugh's been a great help in that."

– Lisa Graham

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Sign up for e-News, our electronic newsletter for alumni sent in October, December and February each year. Send your email address to Dianne Butler, Alumni Relations Coordinator, butlerd@queensu.ca.

Law '71 grad cited for 'distinguished service'

Retired Justice Heino Lilles, Law '71 (Arts '67, MSc '68), won a 2011 Distinguished Service Award for outstanding service to Queen's University over an extended period. Principal Daniel Woolf (Arts '80) presented the awards at the annual University Council dinner on May 7 in Ban Righ Hall.

"The range and quality of your contributions to Queen's, stretching nearly 50 years, speak to your love of this institution," said Woolf, quoting the honoree's nominators. "In every aspect of your life and career, your commitment to community and social justice has been self-evident."

Lilles, a Queen's Football Hall of Fame member, also excelled academically. Following his articling year, he spent 15 years as a professor at Queen's Law, developing an international reputation as an expert in young offender law. During that time, he also served concurrently as Executive Assistant to the VP-Services (1981-86) and as the University's Director of Legal Services (1986-87).

Even though Lilles began a 20-year judicial career in 1987 at Yukon's Territorial Court – where he served two terms as Chief Judge and from which he retired in 2007 – he continued to serve his alma mater. As a member of both the Board of Trustees (1995-2007) and the University Council (1994-2007), he travelled untold thousands of miles from Whitehorse.

"I was extremely honoured to receive the award," Lilles says, "because Queen's has been such an important part of my life."

In addition to his many official roles, he has personal connections to the University: he and Sheila (Scott, Arts '68, or '82) met on campus, were married by Padre Laverty in the Queen's Chapel, and started their family while at Queen's. Oldest son Greg is an Arts '90 grad.

"It has been my privilege," Lilles says, "to have been able to recognize, in a small way, what Queen's has given me over the years by giving back to Queen's through service."

– Lisa Graham



Retired Justice Heino Lilles, Law '71, with his Distinguished Service Award from Queen's University Council

Dean's Key recipient attends Harvard as Knox Fellow

Gerard Kennedy, Law '10, began pursuing an LLM at Harvard this fall as the recipient of a Frank Knox Memorial Fellowship. The award, given to three Canadian students for graduate studies at Harvard University each year, includes tuition, health insurance and a \$25,000 living expense stipend.

His former professor Mark Walters, Law '89, is confident that Kennedy, who clerked at the Superior Court of Justice in Toronto last year, will continue to excel. "Gerard was one of the top students in his year. He set very high standards for himself and never ceased working to meet them, bringing to his work a sense of intellectual curiosity and a capacity for critical reflection that are fundamental to legal scholarship."

Kennedy calls the award an "overwhelming honour" and says he feels "very fortunate." He will study how international human rights law affects domestic criminal law in the way states procedurally can and should go about prosecuting international and transnational crimes.

His interest in the area was stimulated by studying at Queen's Bader International Study Centre at Herstmonceux Castle and interning at the International Criminal Tribunal for the former Yugoslavia in The Hague (supported by the Dean's Excellence Fund; see pg. 31). "I have become painfully aware," he says, "of the limited extent to which the United Nations and many other international bodies can effectively assist in realizing human rights and combating international and transnational crime."

"This," he adds, "has led me to wonder how domestic law, both criminal and constitutional, can assist in this regard."

– Lisa Graham



Gerard Kennedy, Law '10, Knox Fellow

Two in Ontario named “Rising Stars – Leading Lawyers Under 40”

Anil Aggarwal, Law '96, and **Jacqueline Armstrong Gates, Law '94**, were recently honoured as “Rising Stars – Leading Lawyers Under 40” on Lexpert’s prestigious 2010 list of 40. Winners were nominated by peers and selected by Lexpert’s advisory board.

Aggarwal, a partner practising corporate/securities law at Fasken Martineau DuMoulin LLP in Toronto, is known for expertise in structuring investment products. He developed a self-sustaining practice early in his career, was named a partner at his firm in 2003, and was appointed Vice-Chair of its Ontario business law section in 2007.

One of the Toronto office’s top billers, he acts as counsel to investment funds, dealers, advisors and managers, as well as public and private corporations. “Most rewarding to me is working closely with clients not only as their legal counsel, but as a trusted advisor who really gets to know their businesses.”

Among his high-profile roles, he has been outside counsel for Manulife Financial’s Individual Wealth Management Division for more than 12 years – half that time as lead counsel – and lead counsel on many multimillion-dollar initial public offerings.

Queen’s Law prepared him well, Aggarwal says. “The School has tremendous faculty, strong curriculum, and teaches students to think in a critical and analytical way to problem solve. That’s the most important skill I carried with me from my law education, and I use it every day.”

Armstrong Gates, a partner at Gowling Lafleur Henderson LLP in Kitchener, specializes in civil litigation with a focus on commercial and banking law. Over 15 years of practice, she has acquired a reputation for expertise in shareholders’ disputes and has argued cases at all levels of court in Ontario. “What’s most satisfying is that you can really help people, as



Anil Aggarwal, Law '96, a partner at Fasken Martineau DuMoulin LLP in Toronto



Jacqueline Armstrong Gates, Law '94, a partner at Gowling Lafleur Henderson LLP in Kitchener

litigation matters can be a real quagmire,” she notes.

Armstrong Gates is the office’s Advocacy Department Head and previously led its mentorship program. Within the Ontario Bar Association, she has played many leadership roles, including chair of Law Day, the OBA’s single largest educational initiative, for which she developed Kitchener-Waterloo’s program.

Active in several community organizations, including co-founding the Empowered Women’s Social Networking Group, she was named to the Waterloo Record’s “Top 40 Under 40” Leaders in 2010.

Armstrong Gates credits Queen’s Law for an excellent legal education. “It was a great foundation. As my niece could tell you, I think everyone should go to Queen’s.”

– Kirsteen MacLeod

Canadian Lawyer names three grads in Toronto among ‘Most Influential’

In August, Canadian Lawyer magazine published its second annual list of the “Top 25 Most Influential” in the Canadian justice system and legal profession.

Beth Symes, Law '76, was named to this year’s list. Canadian Lawyer calls the Symes & Street partner a “strong advocate, not only of women’s rights, but of strengthening the role of women in the legal profession.” Voters called her “the best lawyer in Canada, bar none.” For her work in promoting women’s rights, she has also been appointed to the Order of Canada (see pg. 40).

David Allgood, Law '74, and **Justice Colin Campbell, QC, Law '65**, made the inaugural list in one of the magazine’s most read features of 2010.

Canadian Lawyer said Allgood, RBC’s Executive Vice-President and General Counsel since 2000, had become a “leader in the value-billing initiative” and was “changing the big client law firm

relationship model” in Canada, “cementing his status as one of the country’s top general counsel.”

Justice Campbell of the Ontario Superior Court chaired a task force whose work resulted in Ontario’s e-discovery guidelines and then worked tirelessly for Sedona Canada and the province’s e-discovery implementation committee. Canadian Lawyer said, “Lawyers applaud Campbell’s championing of best practices for dealing with electronic evidence so as to ensure the cost of litigation will not continue to prevent cases from being resolved on their merits.”

To read the articles “The Top 25 Most Influential,” by Gail Cohen, published in August 2011 and August 2010, go to www.canadianlawyermag.com/3800/the-top-25-most-influential.html and www.canadianlawyermag.com/The-Top-25-Most-Influential.html, respectively.

Alumni lead Canadian Lawyer Magazine's top personal injury firms

Queen's Law alumni hold leading positions in four of the five personal injury boutiques named tops in Canada by Canadian Lawyer magazine in April. The firms (alphabetically, below) were selected for providing superior client service and expertise.

HOWIE SACKS & HENRY LLP

One major victory for founding partner **Jim Howie, Law '78**, resulted in a notable settlement and changes in tracking Ontario blood samples of newborn babies. He also represented a teenager so severely disabled in a car accident that he received \$9 million in damages. Howie is a past-president of the Toronto Lawyers Association (2002-03) and has been among the National Post's "Best Canadian Lawyers" since the list's inception.

To Howie, law is a matter of "helping people deal with disasters that have come into their lives" – as taught him by such Queen's professors as John Whyte, Law '68, Noel Lyon, Marvin Baer, Law '65, and special lecturer Alan D. Gold, Law '70.

OATLEY, VIGMOND LLP

For **Jim Vigmond, Law '81**, and his co-founding partner Roger Oatley, the outstanding case concerned two men severely injured by a drunk driver. Of the combined \$24-million settlement, the \$12.5-million award to Vigmond's client is the largest on record in Canada for a spinal cord injury. The partners are lead sponsors (\$100,000 annually) of a peer-support program for people with spinal cord injuries.

Vigmond's other honours include a 2009 LSS sessional teaching award for the Queen's Personal Injury Advocacy course, being listed among the Best Lawyers in Canada since 2008, and fellowship in the Litigation Council of America.

Among the "great professors" who inspired and motivated him, he singles out David Mullan, LLM '73, as "very influential in channeling my efforts into the litigation track."

SINGER, KWINTER PERSONAL INJURY LAWYERS

Founding partner **Alf Kwinter, Law '70**, points proudly to cases *Plester vs. Wawanesa* and *Pereira vs. Hamilton Township*, in which he won record judgments against fire insurers that had

refused payouts, blaming arson. In another Kwinter case, the Supreme Court of Canada ruled that even if a person dies while committing a crime, the life insurance beneficiary can still collect. "The most wonderful thing in the world," he laughs, "is going to the Supreme Court. You wish your parents and all your doubting high school teachers could be there."

Kwinter's one year at Queen's Law made an enormous impact. "The best professor I ever had is now Governor General Dave Johnston [Law '66, LLD '91], who taught me property law. Queen's was a terrific atmosphere, great for learning."

THOMSON ROGERS

L. Craig Brown, Law '78 (Artsci '75), is one of three alumni partners at Thomson Rogers who lead a distinguished personal injury practice (the others being **David Payne, Law '82**, and **Wendy Moore Johns, Law '93**). Brown and Thomson Rogers were lead negotiators for a 20-firm consortium handling the largest class action settlement in Canadian history: the "socially and politically significant" \$5-billion deal for Aboriginal victims of the residential schools, "compensating them for not just the racist education many received, but the sexual abuse," he says. Brown also has won precedent-setting judgments at trial for a woman mauled by a tiger at Ontario's African Lion Safari and for a boy catastrophically injured when the front wheel of his bicycle collapsed.

Describing his student involvement with the rural Legal Aid program as "a tremendous experience," Brown adds, "My law education at Queen's was the finest I could have received in Canada. The five other Queen's graduates at our firm feel the same way."

For more on the top five personal injury firms, read "A Cut Above" by Robert Todd, April 2011 issue of Canadian Lawyer, at www.canadianlawyermag.com/a-cut-above.html

– Georgie Binks



Howie Sacks & Henry LLP

Jim Howie, Law '78



Oatley Vigmond LLP

Jim Vigmond, Law '81



Singer, Kwinter Personal Injury Lawyers

Alf Kwinter, Law '70



Thomson Rogers

L. Craig Brown, Law '78

Law '77 alumnus re-elected chair of Miller Thomson LLP

The partners at Miller Thomson LLP acclaimed **Gerald Courage, Law '77**, as Chair of the firm on January 26, awarding him a second consecutive term. After leading one of Canada's top 10 largest law firms safely through substantial growth in the past three years, he was the natural choice to face future challenges.

His re-election reflects the firm's forward-thinking yet measured approach to growth. After doubling in size in the past five years, the firm recently merged with Balfour Moss in Saskatchewan, a move Courage regards as significant since it makes Miller Thomson the first firm operating in five provinces. It can also boast a reputation as a North American "Go-to Law Firm," a distinction it earned for three years in a row from Corporate Counsel magazine.

Courage says his Queen's Law education indirectly helps him with his current position – in effect, running a business. "It helps me understand lawyers and gives me a wide-angle lens to look at all aspects of problems before we arrive together at a conclusion."

That's a process he credits particularly to two professors: Mark Weisberg and Marvin Baer, Law '65. He especially remembers Weisberg saying, "Before you come to the conclusion that a case is wrongly decided, think about all the reasons it might be rightly decided."

"That advice," Courage says, "has been extremely helpful in solving any business or strategic problems."

– **Georgie Binks**

Dean's Council member heads Western Law

Iain Scott, Law '77, a valued member of the Queen's Law Dean's Council since 2009, stepped down to begin his own law deanship at uwo in London on September 1.

After first practising commercial law, specializing in financial restructuring and reorganization, Scott had just completed a full eight-year term as Chair and CEO at McCarthy Tétrault LLP, one of Canada's largest law firms. He oversaw a two-pronged strategy to strengthen the firm's 600-plus

lawyers and implement outstanding legal service delivery to clients across Canada via a team-oriented approach. Marc-André Blanchard, his successor, told the Globe and Mail that Scott's leadership "transformed the firm into a truly integrated, national unit."

Scott is the second Queen's Law grad to be appointed Dean of a Canadian law school in as many years; UNB's Dean Ian Peach, Law '89, LL.M. '09, is the other.

Of Queen's, Scott says it was many friends and two particular professors who "helped shape my approach to professional practice and law firm leadership." He recalls the "cryptic and critically analytical teaching" of Marvin Baer, Law '65, and the "energetic, engaging and sometimes elliptical teaching" of Michael Pickard that "problems and issues are to be addressed and solved rather than ignored or avoided."

– **Lisa Graham**

Law '87 alumnus presides over Alberta's largest polytechnic

On March 1, **Glenn Feltham, Law '87**, began his appointment as President and CEO of the Northern Alberta Institute of Technology (NAIT) in Edmonton. He welcomed the challenge of continuing NAIT's tradition of strong and visionary leadership: "I believe that through embracing an entrepreneurial spirit and focusing on the needs of Alberta, NAIT will become recognized as one of the world's premier polytechnics."

Feltham, who also earned a BA (Alberta), BCom and MBA (Montana) and a PhD in Accounting (Waterloo), has worked across Canada as a professor and senior administrator in business schools. His posts included Director of Undergraduate Business Programs (Wilfrid Laurier), Chuck and Norma Childers' Chair (Saskatchewan Enterprise), Department Head of Accounting (Saskatchewan), and CA Manitoba Chair in Business Leadership and Dean (Manitoba's Asper School of Business). He also served a term as President of the Canadian Academic Accounting Association.

While excited about moving on to NAIT, Feltham remains proud of his Law School alma mater. "An education at Queen's is transformative; irrespective of where you go in life, it will provide the foundation for success."

– **Ryan Hardy**



Miller Thomson LLP

Gerald Courage, Law '77



Jackie Noble

Iain Scott, Law '77



NAIT

Glenn Feltham, Law '87

1966

Alex Mesbur, Law '66, retired on Jan. 31 after 42 years of practising business law in Toronto at Blaney McMurtry LLP, where he had been a partner since 1975. Alex, who graduated from Queen's Law with the University Medal for Highest Standing, also earned a BA (*magna cum laude*) from the University of Saskatchewan in 1963 and an LLM from the New York University School of Law in 1967. He was the founding chair of the Queen's Faculty of Law Advisory Council and also served as President of the Queen's Law Alumni Association (Toronto) for several years.

1969



John T. "Terry" Huzil, Law '69, and Shirley Hannan of Lethbridge, AB, were married on Oct. 16, 2010. They celebrated with family and a few close friends.

1971



Mary E. Martin, Law '71, author of *The Osgoode Trilogy*, which was inspired by her years of legal practice, published a new novel in 2010. *The Drawing Lesson: The First in the Trilogy of Remembrance* is set in the world of art and received an honourable mention at the 2011 New York Book Festival in the fiction category. Her second book in this trilogy, *The*

Fate of Pryde, will soon be released. Read about the new novels at <http://remembrancetriology.com/>

1973

Don Macdougall, Law '73, was reappointed a member of the Immigration Appeal Division of the Immigration and Refugee Board of Canada for five years, effective Aug. 1. He is assigned to the Toronto office.

1974



Justice Alan Ingram (right) and **Justice Bryan Shaughnessy**, both **Law '74**, and both of Ontario's Superior Court of Justice – Alan in Peterborough and Bryan in Oshawa – have something new in common. On June 25, Alan's son David (Ed '02) married Bryan's daughter Kaitlin (Arts '06) at Trinity College School in Port Hope, ON. Mothers of the groom and bride are Dr. Jennifer Ingram (Meds '74) and Patricia Shaughnessy. Alan's daughter **Kalen Ingram, Law '12**, was a bridesmaid.

LSUC Benchers 2011-15

Following the April 29 election at the Law Society of Upper Canada, three prominent alumni will serve on its governing board in the Toronto region for the next four years.



Alan D. Gold, Law '70, a criminal lawyer and founder of Alan D. Gold Professional Corporation, was re-elected for a third term. Earlier he participated in the debate "Neuro-

science, Neurolaw?" about the connection between brain science and criminal law on TVO's "The Agenda with Steve Paikin." (Watch the Nov. 24, 2010, episode at www.tvo.org/cfm/tvoorg/theagenda/index.cfm?page_id=42).



Beth Symes, Law '76, a partner at Symes and Street, was re-elected to a third term. Beth, who was named to the Order of Canada on Dec. 30, 2010 (see pg. 40), is also a member

of the Advisory Committee for the new Queen's Centre for Law in the Contemporary Workplace (see pp. 8-16). She practises administrative law and civil litigation.



Wendy Matheson, Law '86, a Litigation Partner at Torys LLP, placed first in voting among all new Toronto candidates. She also received recognition this year in Lexpert/Thomson

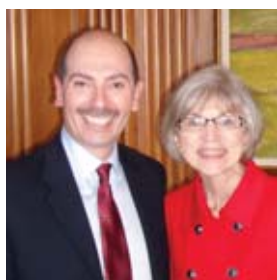
Canada's *Canadian Legal Lexpert Directory*, Chambers & Partners' *Chambers Global: The World's Leading Lawyers for Business*, the *Client's Guide*, and Woodward White's *Best Lawyers in Canada*.

1976



Gerald Sadvari, Law '76, will be leaving McCarthy Tétrault at the end of 2011, after 33 years. He is forming a family law boutique with his law partner, Stephen Grant, to be called Grant & Sadvari. His son Eric, Law '09, is practising next door to their new premises with Martha McCarthy & Co.

1980



Justice Harvey Brownstone, Law '80 (pictured with Chief Justice Beverley McLachlin), was invited to give a Fireside Chat to the law clerks at the Supreme Court of Canada in May. The clerks included **Mathew Good** and **Michael Perlin**, both Law '09, who report that Harvey, the first provincial court judge to address this audience,

was warmly received as he spoke about the challenges of delivering justice in the provincial courts and the difficulties facing the family law system.

1985



Janet Fuhrer, Law '85, was elected President of the Intellectual Property Institute of Canada in October 2010 at IPIC's 84th Annual Meeting. IPIC is the professional association of patent agents, trade-mark agents and lawyers practising in all areas of IP law across Canada. IPIC has more than 1,700 members, including practitioners in law firms and agencies of all sizes, sole practitioners, in-house corporate IP professionals, government personnel and academics.

Members' clients include virtually all Canadian businesses, universities and other institutions that have an interest in IP (e.g. patents, trade-marks, copyrights and industrial designs) in Canada or elsewhere, and also foreign companies that hold IP rights in Canada. Janet also is a partner in the IP firm Ridout & Maybee LLP's Ottawa office. She can be reached at jfuhrer@ridoutmaybee.com or 613.236.8804 and welcomes contact from former classmates and friends.

Timothy Jaques, Law '85, is enjoying his work as Editor for Brunswick News Inc. at the Tribune in Campbellton, NB.



Thomas Prowse, Law '85, was profiled by Jordan Furlong, Law '93, in the story "Leading the Way" about highly innovative start-up law firms, published in the CBA National (September 2010, pp. 20-26). Tom, now IP & Procurement Counsel at GENBAND, is the founder of n2one inc., a common sourcing model for legal services delivery. Read the CBA article at

<http://cbanational.rogers.dgtpub.com/2010/2010-09-30/home.php>

1987



Njeri (Ndegwa) Kariuki, Law '87, was recently honoured with an award upgrading her to Fellow by the Institute of Certified Public Secretaries of Kenya. She was also appointed to a statutory body, the Council of Legal Education, which sets and implements standards of legal education in Kenya. Njeri is the only female Chartered Arbitrator in Africa, save for Nigeria, but looks forward to the day when other women join her in the male-dominated category of the Chartered Institute of Arbitrators.

1990



Martin Denyes, Law '90, was appointed Fasken Martineau's Regional Managing Partner for Ontario on Feb. 1. He is now responsible for overall operations in the Toronto and Ottawa offices, where there are more than 550 people, including more than 200 lawyers. Martin, an employment and labour lawyer, is also a member of the firm's Partnership Board.

1993

Lucy McSweeney, Law '93, was appointed Children's Lawyer for Ontario by the province's Attorney General on Sept. 18, 2010. Previously she was a member of senior management in the Crown Law Office-Civil for four years, and she has appeared in all levels of court, including the Supreme Court of Canada. She is also a member of the Association of Family and Conciliation Courts, National Association of Public Trustees and Guardians, The Advocates' Society and the Ontario Bar Association, for which she was an executive member of the Constitutional, Civil Liberties and Human Rights Section for 10 years prior to her appointment.



Brahm Siegel, Law '93, is the contributing editor of *Consolidated Family Law Statutes and Regulations 2011* and co-author of *McLeod's Family Law Rules Annotated 2010*. Read about the books, published by Carswell, at www.carswell.com/description.asp?docid=7806 and www.carswell.com/description.asp?docid=6886

1994



Daina (Groskaufmanis) Selvig, Law '94, and husband Alex are proud to announce the birth of their daughter, Alessandra Laura, on Aug. 27, 2010. She has a big brother, Max, who was born on Oct. 3, 2008. The family lives in Boston, MA, where

Daina became in-house counsel with Pfizer, Inc. after obtaining an LLM from Harvard in 2006.



Anton Sahazizian, Law '94, and wife Laura are pleased to announce the early but safe arrival of John Levon "Jack," born on April 14, weighing 5 lbs. "and almost one oz."

1996



Peter C. Goode, Law '96, has been recognized as one of Canada's leading private equity and corporate mid-market lawyers in the 2011 edition of *Lexpert's Annual Canadian Legal Directory*. He is a partner in the business law group of McCarthy Tétrault LLP in Calgary.

1998



Dreeni Geer, Law '98, was appointed Acting Head of Unit for Middle East, North Africa, Europe and Central Asia at the Raoul Wallenberg Institute of Human Rights and Humanitarian Law in Lund, Sweden, in May 2010. She has worked in human rights and international development for more than 12 years with the UN, NGOs, government and academic institutions.

Patrick Hill, Law '98, followed his wife Andrea Meyer, a diplomat, on a 2007 posting to Riyadh, Saudi Arabia, and spent two years practising corporate and securities law there with Baker McKenzie before returning to the Privy Council Office in Ottawa in September 2009. He is currently Assistant Director, Legal Operations and Counsel Group, which advises the Prime Minister and senior public servants on a broad spectrum of public law matters, with a particular emphasis on constitutional and administrative law. He also instructs on high-profile litigation. Patrick, Andrea and their children Helena, age 5, and Julien, almost 2, are enjoying their home posting in Ottawa before the next overseas jaunt.

1999



Karen Alinauskas, Law '99, married Nathan Love on Jan. 17 in New York. Their courtship and wedding were featured in the New York Times (www.nytimes.com/2011/01/23/fashion/weddings/23alinauskas.html).

2001



Lucy Soce, Law '01, and husband Richard Bazinet are proud to announce the birth of their daughter, Madison Isabel Bazinet-Soce, on Oct. 30, 2010.

2002



Eric Vance Gottardi, Law '02, was promoted to partner at Peck and Company in Vancouver, BC, in 2010. That year, he and Lesley Michelle Rey (Artsci '02) also welcomed a son, Dashiell R.R.



Greg Sullivan, Law '02, is now practising family law with Baker and Baker Professional Corporation in Toronto. He can be reached at gsullivan@bakerandbaker-law.com or 416.964.2215.

2003

Kirsti Mathers McHenry, Law '03, and her wife Jennifer welcomed their first child, Ruby Cecilia, to the world on Sept. 10, 2010.



Samantha (Vaccaro), Law '03, and **Matthew Graff, Law '04**, are proud to announce the birth of their twin daughters, Mia Veronica and Alexa Victoria, on Dec. 28, 2010, in Oakville, ON.

2004

Matthew Graff, Law '04: See 2003.

2005



Charlotte Feasby and husband Andrew Stead, both **Law '05**, are the proud parents of one-year-old Philippa Anne Feasby Stead, who was born in May 2010.



Denise Sayer and Trevor Shaw, both **Law '05**, were married last July and are now the proud parents of baby boy Theodore Frederick Sayer Shaw, who arrived on May 21 weighing 7lbs./7ozs.



Heather Wood London, Law '05 and **Greg London, MIR '04/Law '07**, are excited to announce the birth of William Stuart Wood London on March 6, 2011, weighing 7lbs./1oz. He is a happy, healthy and smiley little guy who is growing faster than his parents can believe!

2007



Claire Hicks, Law '07, married Bryan Rusche in January 2010. Their daughter, Paige Leigh, was born on June 5, 2010, weighing 7lbs./11oz., at Mount Sinai Hospital in Toronto. The three of them are settling into their home in Parkdale, in the city's west end.

Greg London, MIR '04/Law '07: See 2005

2009



Mathew Good, Law '09, will be joining Hordo Bennett Mounter LLP in October, practising class actions and commercial litigation. He completed his articles at the British Columbia Court of Appeal and the Supreme Court of Canada, where he clerked for Chief Justice Beverley McLachlin in 2010-11. He returns to Vancouver,

where his parents, **Ed Good, Law '82**, and **Anna Maddison, Law '81**, also practise.



Michael Perlin, Law '09, joined Lax O'Sullivan Scott Lisus LLP in Toronto in September as an associate. He completed his articles at the Court of Appeal for Ontario and clerked for Justice Rosalie Abella at the Supreme Court of Canada in 2010-11.

Send your news for

QUEEN'S Law REPORTS 2012

You told us that Alumni Notes is one of the sections you read most in Queen's Law Reports. We invite you to share your personal or professional news with your classmates by emailing your submission and high-resolution digital photo to editor Lisa Graham, grahaml@queensu.ca.



Dean's Council Members 2010-11

David Allgood, Law '74 (Arts '70), Chair
Executive VP & General Counsel
Royal Bank of Canada

J. Gregory Richards, Law '79, Vice-Chair
Partner, WeirFoulds LLP

T. Anthony Ball, Law '90
Partner, Cunningham Swan LLP

Betty DelBianco, Law '84
Executive VP, Chief Legal and Administrative Officer
Celestica Inc.

Thomas A. Houston, Law '78 (Com '75)
Managing Partner (Ottawa)
Fraser Milner Casgrain LLP

Claire M.C. Kennedy, Law '94
Partner, Bennett Jones LLP

Kelley McKinnon, Law '88 (Arts '87)
Partner, Gowling Lafleur Henderson LLP

Sheila A. Murray, Law '82 (Com '79)
Executive VP, General Counsel and Secretary
CI Financial Corp.

Leslie A. O'Donoghue, Law '88
Executive VP, Operations
Agrium Inc.

James M. Parks, Law '71
Partner, Cassels Brock and Blackwell LLP

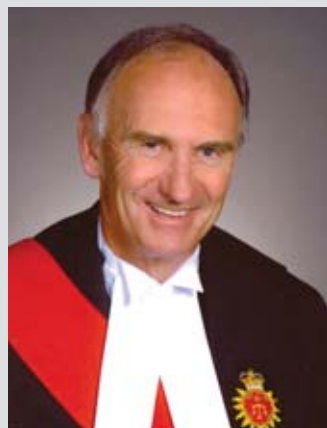
W. Iain Scott, Law '77
Former Chair and CEO, McCarthy Tétrault LLP;
appointed Dean of Law, UWO, September 2011

Stephen P. Sigurdson, Law '84
Senior Vice President and General Counsel Canada
Manulife Financial

Michael A. Smith, Law '90
Partner, Kaye Scholer LLP

Kent Thomson, Law '82 (Arts '79)
Head, Litigation Practice
Davies Ward Phillips Vineberg LLP

Judicial Appointments



Peter Annis, Law '71 (Arts '68), was appointed to the Superior Court of Justice in Ottawa on June 18, 2010. A civil litigation specialist, mediator and arbitrator, he practised with the Department of Justice, Scott & Aylen and Vincent Dagenais Gibson LLP. He served as Chair, Canadian Artists and Producers Professional Relations Tribunal (2007-08); President, Association des juristes

d'expression française de l'Ontario (2000-02); and Trustee, Carleton County Law Association (2005-08). He conducted a study on work stoppages in the private federal sector (2008) and wrote a monograph on judicial bilingualism in Ontario (1985).



Paul J. Henderson, Law 81, was appointed a Judge of the Superior Court of Justice in London's Family Division on October 29, 2010. At the time of his appointment, he was a sole practitioner specializing in family law and civil litigation and an LSUC Bench. Previously, he was a partner with Brian Hanna and Daniel Barichello. He has been a legal agent for the Office of the Children's Lawyer, a Deputy Judge of

the Small Claims Court and a Federal Assistant Crown. He is a past President of the Halton County Law Association.



Glen H. Poelman, Law '82, was appointed a Judge of the Court of Queen's Bench of Alberta in Calgary on August 6, 2010. Since 1983, he practised civil litigation at Macleod Dixon LLP, with an emphasis on commercial, oil and gas, transportation, intellectual property and employment law. He chaired the firm's litigation department for seven years.

Don Higa, QC, Law '83, was sworn in as a Judge of the Provincial Court of Alberta on April 25, 2011. The past President of the Canadian Bar Association's Alberta Branch (2003-04), he was previously the Director of Professional Development and Risk Management at Macleod Dixon LLP, a consulting lawyer to Thackray Burgess on corporate litigation and insolvency, and co-managing partner of Evans Higa Burgess LLP.



John A. McMunagle, Law '85, was appointed a Judge of the Superior Court of Justice in Ottawa on June 18, 2010. A sole practitioner specializing in criminal defence trial litigation, he had previously practised with McCann Law Offices, Wakefield & McMunagle, and Karam, Greenspon. He had served as a prosecutor for the LSUC since 2004, was a member of the Canadian Armed Forces Reserves

(Judge Advocate General since 1999), and a part-time prosecutor for Elections Canada.

Deborah L. Chappel, Law '89, was appointed a Judge of the Superior Court of Justice on March 4, 2011, presiding in the Family Division in Hamilton. A sole practitioner since 2006, she was also in-house counsel for the Ontario Ministry of the Attorney General, Children's Lawyer (2008-09); Department of Justice Canada, Aboriginal and Business Law sections (2000-06); Catholic Children's Aid Society of Hamilton (1977-99); BC Ministry of the Attorney General, Family Law Group (1996-97); and Children's Aid Society of Hamilton-Wentworth (1992-96).



Brian W. Abrams, Law '96, was sworn in as a Judge of the Superior Court of Justice in Kingston's Family Division on February 3, 2011. At the time of his appointment, the former RCMP officer was a partner with Templeman Menninga LLP, where he had practised general litigation, insurance defence, family and criminal law since 1998. He had been a Standing Agent (Ad Hoc Drug Prosecutor) for the

Department of Justice Canada since 1999 and a volunteer with the Ontario Lawyers' Assistance Program Peer Counselling since 2000.

Queen's Legal Aid celebrates 40 years

Dozens of alumni returned to campus on May 28 to celebrate Queen's Legal Aid's 40th anniversary with current review counsel, staff and students.

QLA showed off its student workroom, recently upgraded thanks to generous donations made by Craig Slater, Law '81, and Kevin McElcheran, Law '80, in

honour of Slater's late wife Karen McCullough, Law '80. McCullough, a Robinson-Ryan Award recipient at QLA who went on to spend almost her entire career as Staff Lawyer and Executive Director of Legal Aid Ontario clinics, died in 2008 at the age of 53 from cancer. "Karen absolutely loved QLA," Slater said. "I hope students put the workroom to very good use and that Karen's enthusiasm and commitment to helping those less advantaged is a little bit of an inspiration."

Guests enjoyed a reception, panel discussions on the clinic's past,

present and future, multi-media displays of memorable QLA moments, and a dinner at the University Club, where they shared fond memories.

"It was great to reconnect with fellow QLA alumni and its hard-working lawyers, staff and law students," says Laura Kraft, Law '08, an associate with Gowling Lafleur Henderson LLP in Ottawa. "The event demonstrated to our family and friends the invaluable role that QLA plays in providing social justice to members of the Kingston/Napanee community and to students of Queen's University."



Kevin McElcheran, Law '80, and Craig Slater, Law '81, cut the ribbon on the upgraded student workroom at a ceremony in memory of Karen McCullough (*portrait inset*), Law '80.



Professor Nick Bala, Law '77, and Peter Radley, Law '65, discuss QLA's past.

Aimee Burch



Caseworker Mally MacGregor, Law '13, David McKillop, Law '86, Director of Legal Aid Ontario, and Justice Geoffrey Griffin, Law '82, of Napanee's Ontario Court of Justice, discuss the clinic's future.

Christina Ulian



Alumni watch the panel discussions "QLA Past, Present and Future."

Aimee Burch



Sue Charlesworth, Law '81, QLA Senior Review Counsel, chats with Peter Chilibeck, Law '83, at the reception.

Christina Ulian



Christina (Rivers) Rorabeck, Law '04, holds up a QLA t-shirt, one of the gifts given to guests at the dinner.

Aimee Burch

WEST COAST ALUMNI RECEPTIONS (APRIL 4-7)

CELEBRATE QUEEN'S LAW – TORONTO (MAY 4)



Teddy Melvin



Teddy Melvin



Teddy Melvin

PUB NIGHT IN TORONTO (FEBRUARY 17)



7



8



9



Carlos Amat Photography



Carlos Amat Photography



Carlos Amat Photography

REUNIONS 2010 AND 2011



Aimee Burtch



11



12



Aimee Burtch

1 Dean's Council members discuss "The Changing Role of In-house Counsel": Sheila Murray, Law '82; David Allgood, Law '74; Kelley McKinnon, Law '88 (Moderator); and Stephen Sigurdson, Law '84.

2 John Ronson, Law '79, J. Greg Richards, Law '79, and Steven Trumper, Law '80

3 Lucy Soce, Law '01, Natasha Hutchinson, Law '05, Ryan Conacher, Law '05, and Catherine Stephen, Law '01

4 Kate MacLennan, Law '10, Gwen Feeny, Law '09, Emily Joyce, Law '10, and Kristina Athanasopoulos, Law '10

5 Peter Wong, Law '83, and daughter Lucinda Wong, Law '14; Bryan West, Law '10; and Dan Kostka, Law '08

6 Phil Ponting and Peter Jull, both Law '72

7 Vanisha Sukdeo, Law '06, Julia Soberman, Law '89, and Gordon Baker, Law '70

8 Justice Douglas Cunningham, Law '67, Geoffrey Adair, Law '67, Norman Jamieson, Law '65, and Dean Bill Flanagan

9 Nicole Stephenson, Law '06, Geoff Leung, Law '09, Jeffrey Fung, Law '08, Trish Appleyard, MIR '06/Law '09, and Brad Allgood, Law '10

10 Back row (l-r): Robert Martin, Bruce Hillyer, Peter Archibald, Joel Cohen, Justice Donald Cooper, Allan Strader, and Doug McCallum. Front row: Justice James Turnbull, Jack Chong, Gordon Baker, George Bonn, Russell Colvin, and David Smye

11 Janet Bradley, Justice Judith Beaman, Justice Helen MacLeod-Beliveau and Leslie Ault

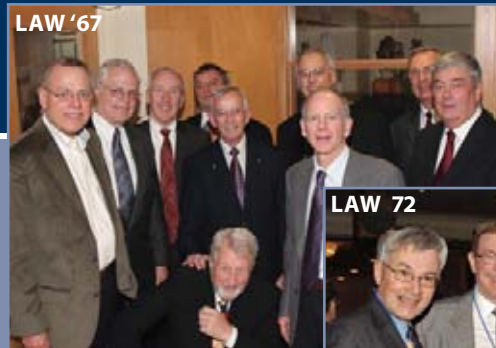
12 David Eaton, Marianne Miller and Justice Wendy Malcolm

13 Samantha Horn, Patrick Flaherty, Stephanie Willson, Cathy Valestuk, David Chernos, Christa Nicholson and Gillian Purvis

Class Reunions 2012

Start making plans to return to Queen's Law!
Spring Reunion Weekend is May 25-27

MEMORIES OF 2007 REUNIONS



- For details on events for classes celebrating an anniversary in 2012, contact your Class's reunion coordinator:
- 1962** Gordon Bale bale@kos.net
John McKercher jsmckercher@gmail.com
 - 1967** John McLatchy jmclatchy@rogers.com
Gord Mylks hgmyl@bell.net
Gordon Thompson gordon.thompson1@zurich.com
 - 1972** Neil Sharpe saxland@gmail.com
 - 1977** Inga Rinne inga@kermis.com
 - 1982** Tom Cooke thomasgeorgecooke@rogers.com
Dennis O'Leary doleary@airdberlis.com
 - 1987** Cathy Ballantyne Catherine.Ballantyne@ontario.ca
Jeff Loudon Jeffrey.Loudon@sunlife.com
 - 1992** Kirstin Lund kirstinalund@gmail.com
Cindy Glen glen.cindy@shaw.ca
 - 1997** Matthew Holmberg matthew.holmberg@empire.ca
Bonita Thornton bonita.thornton@forces.gc.ca
 - 2002** Lisa Mallia lisa.mallia@gmail.com
 - 2007** Kimberley Broome kimberley.broome@ontario.ca
Jill Daley jill.daley@nortonrose.com
Ryan Treleaven RTreleaven@heenan.ca

For details of Law Faculty events, contact Dianne Butler, Alumni Relations Coordinator, butlerd@queensu.ca or 613.533.6000 x 78471
For University reunion news, see <http://www.queensu.ca/alumni/networking/reunions.html>



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