

Queen's | LAW REPORTS ONLINE

JULY 2018



GROWING FACULTY TALENT

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recognized scholars

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criminal law legend*
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ON THE COVER
New professors Ardi Imseis, Alyssa King, Noah Weisbord, Ashwini Vasanthakumar, Robert Yalden, Sabine Tsuruda and Benjamin Ewing. (Photo by Andrew Van Overbeke)

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Karton sharing in unprecedented £1.1-million European dispute study



Associate Dean (Graduate Studies and Research) Joshua Karton

The “black box” of international commercial arbitration might be giving up some of its secrets soon, and Professor Joshua Karton will be part of the team getting a peek inside.

Arbitration is an increasingly important means for resolving cross-border commercial disputes, but it remains mysterious. The process is often compared to a black box because the decisions of international arbitral tribunals are nearly always kept confidential – even the mere existence of a dispute is usually secret. “A dispute goes in, a decision comes out, and no one really knows what happens in between” observes Karton, Associate Dean for Graduate Studies and Research, who specializes in international commercial law and dispute resolution.

Karton is a part of an international research team awarded a grant worth 1.1 million pounds over five years from the U.K. Economic and Social Research Council, to study how European arbitrators actually make decisions in cross-border commercial disputes. Led by Dr. Tony Cole of the University of Leicester in the U.K., the 10-member team includes not just lawyers but also sociologists and psychologists. Karton

is the only team member from North America. He brings to the team not only his knowledge of international arbitration law and practice, but also experience conducting interview-based studies of international arbitrators, experience he gained researching his 2013 book, *The Culture of International Arbitration and the Evolution of Contract Law*.

Grants of this size are rare in legal research, especially for a niche topic like international commercial arbitration. The money will make possible a study of unprecedented size and scope: 400 on-location interviews and focus groups in 130 locations across Europe and Central Asia. The goal? A full picture of how international arbitrators actually make decisions across legal, sociological, and psychological dimensions: how factors like arbitrator diversity, market incentives, intra-tribunal dynamics, and social networks shape the delivery of commercial justice in Europe. Says Karton, “International arbitration researchers may not get a grant of this size again for a long time. This project is an exciting and possibly unique opportunity to do ground-breaking work on an important but poorly-understood field.”

— JENNA RUMEO

\$250K support from LFO

Bala innovations to help self-represented family litigants

Professor Nicholas (Nick) Bala, Law’77, has taken on a lead role in developing a project on Limited Scope Family Law Services, and obtaining \$250,000 in Law Foundation of Ontario (LFO) funding over three years.

The project aims both to increase the capacity of the Family Bar to provide ‘unbundled’ legal services and to stimulate demand for such services by increasing awareness of the value and availability of such services,” explains Bala, who is one of Canada’s leading experts on issues related to children and families in the justice system.

In recent years, a growing number of family litigants – often for financial reasons – have been appearing in court unrepresented. This has created huge challenges in the justice system while jeopardizing the rights, safety, and interests of all those who lack representation or proper legal advice. “‘Unbundling’ is a growing response to the changing demand for legal services in a range of contexts, not just family law, and one of the innovations needed for the provision of legal services,” says Bala.

With that goal in mind, the LFO-funded project will facilitate access to and use of “unbundled” services – that is, representation or advice for one or more stages of the legal process. The

project will provide education and precedents for lawyers, and facilitate access to them by creation of a website searchable by location and type of services of these lawyers. The project also will develop and support implementation of different models of affordable, limited-scope legal assistance for Ontario residents, including privately paid duty counsel at family courts. A pilot program started in June in Simcoe County to provide a trial run for project implementation, with expansion across the province in the fall.

A research component of the project will study the perceptions of judges, lawyers, other justice system professionals, and clients of the pros and cons of the new services being offered and how their delivery can be improved. Bala will be collaborating on the research with Rachel Birnbaum, a professor of Social Work at King’s University College, Western University, as Principal Investigator.

“Law school curricula are also changing to ensure that students are aware of the need for these types of innovations,” says Bala. “I plan to involve Queen’s Law students in research that’s related to this project, and already address issues related to self-represented litigants and unbundling in my Family Law courses.”



“‘Unbundling’ is a growing response to the changing demand for legal services in a range of contexts, not just family law, and one of the innovations needed for the provision of legal services,” says Professor Nick Bala.

Providing students with exceptional learning opportunities

When Professor Erik Knutsen talks about teaching and learning it quickly becomes clear that he is passionate about the topic.

It's one of the reasons he re-designed three Faculty of Law core courses.

For this work and his ongoing efforts to foster active learning and student engagement, Knutsen is the 2018 recipient of the [Chancellor A. Charles Baillie Teaching Award](#), which recognizes undergraduate, graduate or professional teaching that has had an outstanding influence on the quality of student learning at Queen's University.

"Erik Knutsen's dedication to providing students with exceptional learning opportunities is truly inspiring," says Jill Scott, Vice-Provost (Teaching and Learning). "He has purposefully redesigned his courses to ensure that they are engaging, relevant and provide students with the kinds of hands-on experiences and skills they will need in the legal profession. Professor Knutsen is deliberate and purposeful in his use of evidence-based pedagogies and yet he also has the ability to make learning come to life."

The recognition, he says, is humbling considering the number of exceptional educators across the various faculties and departments at Queen's. He also says the work wouldn't have been possible without the "incredible support" he has received from Dean Bill Flanagan, associate deans, fellow faculty members, and Queen's Law students.

In nominating Knutsen for the Chancellor A. Charles Baillie Teaching Award, Dean Flanagan pointed to the trailblazing role he has taken in an area of study that has long been resistant to change.

"Erik is on the forefront of rethinking how we can teach law in a way that is more engaging for our students and with better learning outcomes," Flanagan says. "He cares deeply about his students' development and growth, continually finding new and innovative ways to teach them about the law and also professionalism."



Professor Erik Knutsen is the 2018 recipient of the Chancellor A. Charles Baillie Teaching Award.

In redesigning three core courses in the Faculty of Law, Knutsen tried to place himself in the position of the students with the end goal of providing them with the skills they need to become a lawyer. He then incorporated as much active learning and student engagement as possible throughout each course to help develop the skills they will need in the workplace.

That meant creating "experiences" for the students.

"So I took all the things I wanted to impart in my courses and thought of them that way, as experiences rather than as didactic learning/information," he says.

Typically, he divides class time into three sections: a limited period of information delivery; an exercise or group work; and time for feedback to discuss the lessons learned.

Take, for instance, selecting an expert witness in a lawsuit, a key skill for a lawyer but one they are unlikely to experience before actually having to do it.

Traditionally, students would read about some recent cases and discuss it in class. That still happens but under the redesign the students are tasked with selecting an expert witness for a hypothetical case. They are given the CVs of actual expert witnesses and are required to make a selection. Further, they have to defend their expert's qualifications with relevance to the law and the case and explain why they did not choose the other three experts.

"As a result, the students walk out of there with a totally different experience than had they read some cases about what happened to somebody else and we talked about the rules and reviewed them. They had to apply it and think about why, and it was made to feel real to them," Knutsen

says. "So to me that is taking the learning to a different place. The simple version is I've always told my students you have come here to learn as much as you have come here to have an experience."

This teaching leadership and innovation has extended to other faculties and departments as well, having taught a professional competencies course at the School of Medicine, and contributing to the Faculty of Law's foundational course for Queen's undergraduate students (LAW-201: Introduction to Canadian Law).

He is also a founding member of the teaching team for the Masters of Science in Healthcare Quality program, a two-year interdisciplinary blended/online program on patient safety for midcareer healthcare professionals. The program is a joint effort between the School of Nursing, School of Medicine, Faculty of Law, Smith School of Business, School of Policy Studies, and Faculty of Engineering and Applied Sciences. In addition to serving on the program design and approval team, Knutsen developed and taught the course Law, Risk and Healthcare.

This work, he says, has been immensely rewarding.

"Best thing I ever did. Getting out of your own world, an academic silo setting, and learning how other disciplines, other professors and other students operate has been absolutely invigorating because it forces you to challenge your own assumptions about your own discipline," he explains. "If I meet them halfway and they meet me halfway, it's fantastic because as much as they are learning about a world that they haven't seen before, I am learning about how nursing, medicine, and management operate. It's fascinating and different."

— ANDREW CARROLL

Professor Knutsen has now started his term as Associate Dean (Academic). See next page.

New Associate Dean ready to tap the ‘amazing potential’ of growing talent at Queen’s Law



Erik Knutsen, newly appointed Associate Dean (Academic), is forming a plan to make the Queen’s Law experience even better as the school moves toward a more creative delivery of various programs.

Two months ago, [Professor Erik Knutsen](#) won a [top award](#) for his outstanding influence on the quality of student learning at Queen’s University. Now in his new post as Associate Dean (Academic), the internationally recognized expert in insurance law, tort and civil litigation oversees academic programming in the law school that is welcoming seven new professors to its faculty complement, an increase of 30 per cent since 2015.

During his first week on the job, Associate Dean Knutsen spoke with *Queen’s Law Reports* about his new role.

What have you been doing to prepare for your new role as Associate Dean (Academic)?

In terms of preparation, I’ve been meeting with the former Associate Dean (Academic), Professor Cherie Metcalf, who has been most gracious and helpful in the transition. She has done a tremendous job in the last three years and I am in awe of her commitment and professionalism in all she does. I’ve also been learning as much as I can from our administrative team, including Assistant Dean of Administration Deanna Morash and Assistant Dean of Students Heather Cole. We really are fortunate to have such outstanding, committed and creative professionals here at the law school. And I’ve been reading a lot! A lot of the law schools’ policies and procedures and ways of doing things.

As Associate Dean, what will you do first?

First order of business is to get to know the operation of the academic program from the administrative side. That includes, for me, chatting with faculty members on a casual basis to find out where things are at with them, and what ideas they might have as to curriculum or programmatic innovations. We have a growing, cutting-edge program here, and seven new faculty members. There is amazing potential to be supportive of new ideas as we move toward creative delivery of our

various law programs. Queen’s Law is really at the forefront in law teaching, and my aim is to push that even further, providing opportunities for our world-class scholars to interact with Queen’s Law students in innovative, relevant and exciting ways.

Which aspects of your new role do you look forward to most?

I most look forward to learning about opportunities where it might be possible to make students’, faculty’s and staffs’ experiences better. Sometimes, it only takes a very small and often cost-free move to dramatically improve a thing. I’m excited to learn from my colleagues, students and staff about what we could do to make this wonderful law school even better.

What are your top priorities for academics at the Faculty?

My top priority is to get a lay of the land as quickly as I can, particularly with respect to how we might set about on a path to make some modifications to our academic programs for the better. That means creating opportunities to do a lot of listening, which I’m excited about. I’m proud to work here and I’m very fond of the friendships I have across faculty, staff and students. There is an amazing collective good here waiting to be tapped. I look forward to learning from others about their vision for the law school. I find that notion inspiring, as people often have incredible ideas for things but simply need the opportunity to voice them and some support to help them come true. While we cannot be all things to all people, I suspect there is a lot of wisdom here to be tapped already. Our Dean, Bill Flanagan, has already led the way in this with new programs offered to new audiences like our undergraduate certificate program, exciting new courses like the Trade Law Lab and experiential learning opportunities, fostering the use of dynamic teaching technology like live polling and online interaction, and of course ushering in many new and vibrant faculty.

International expert in labour law and dispute resolution arrives at Queen's

After serving on the European Union's Court of Justice as a référendaire for 18 months, [Professor Samuel Dahan](#) flew from Luxembourg to Kingston in January, beginning his faculty appointment at Queen's Law.

This latest Queen's National Scholar brings a wealth of experience to his new position in academia. He has been an advisor to the European Commission's Directorate General for Financial Affairs, has consulted for the European Commission, the OECD, the French Ministry of Foreign Affairs and private corporations, and has clerked for the Conseil d'Etat (French Administrative Supreme Court). In addition, he has taught law and negotiation at the Harvard Kennedy School of Government, Cornell Law School, the Ecole Nationale d'Administration (ENA), ESSEC Business School and Ecole Normale Supérieure. He holds a PhD in Law from the University of Cambridge, graduate degrees from the University of Paris 1 Sorbonne and the University of Brussels, and an LLB from the University of Nice. His research interests include law and technology (AI, machine learning applied to law), dispute resolution (negotiation, mediation and arbitration), labour law and employment law, and European Union law (competition and finance).

Six months into his new role, Professor Dahan talked to *Queen's Law Reports* about his most recent professional experience, his new role with the Queen's Centre for Law in the Contemporary Workplace (CLCW) and his current research.

What did you do as a Référendaire at the Court of Justice of the European Union, and what did you find particularly interesting about this work?

Working as a cabinet member for a President Chamber at the Court of Justice of the European Union was a fascinating experience for many reasons. Drafting judgments for the highest judicial body in the European Union is both exciting and intimidating. As you may imagine, the kinds of legal questions are very diverse and



Professor Samuel Dahan, who joined the Queen's Law faculty and the Centre for Law in the Contemporary Workplace in January, is working on the development of the Conflict Analytics Lab, a Legal Tech think tank on machine learning and data analytics applied to conflict resolution.

the stakes can be very high. For instance, as a référendaire (legal secretary) for the French Chamber president of the Court of Justice of European Union, I was the rapporteur in several high-profile competition and labour law cases. This included the Laboratoires Servier case, the largest case to date concerning patent settlement agreements in the pharmaceutical sector, which concerned both an abuse of dominant position and reverse payments, and resulted in a nearly 500 million euro fine).

I must add that being a référendaire is even more exciting given the fact that the political hurdles the EU has undergone over the last few years (including, but not limited to, Brexit). The Court has played a significant role as a lawmaker in important cases, notably in the field of state aid, cartels, internal markets and social policy. This makes the référendaire job very enriching, but the stakes and sensitivity of the cases sometimes add several layers of complexity. Happily, I believe the Court is well equipped to tackle these issues.

In terms of the functioning of the institution, judges appoint their own team of référendaires, resulting in a wide variety of degrees of experience among them. It's a bit similar to the clerkship process, but different in that being a référendaire can be a career position.

The job can be very academic insofar as it is about finding optimal solutions from a purely legal perspective. It's quite different from private practice, in which the lawyer's job is often to defend the client's interests at any cost.

Finally, I very much enjoyed the multicultural dimension of the cases and the institution itself. The working language of the Court is French, which can make the functioning of the institution especially interesting, considering that most judges are not native French speakers.

What do you look forward to most about working with the Centre for Law in the Contemporary Workplace?

As a member of the CLCW, I am looking forward to collaborating with Professor Kevin Banks on the development of a new organization, the [Conflict Analytics Lab](#) (CAL), which will constitute a consortium of experts on the intersection of dispute resolution and technology. We are going to gather experts from leading universities (Queen's, Cornell, HEC Paris and Di Tella), as well as the public and private sectors (the European Court of Justice, several European competition authorities and members of the judiciary) to develop and reflect on new artificial intelligence instruments for dispute resolution specialists. We also aim to develop new machine learning instruments that organizations can apply to mediation and negotiation. Finally, I am hoping to develop new courses on technology and dispute resolution, as well as a new clinic on Alternative Dispute Resolution and technology.

Tell us about your current research projects.

My research draws on the application of advanced machine learning to law. Thanks to significant developments in technology, we are able to process wide pools of data, such as how much compensation an employee may receive for unfair dismissal, or how likely competition law judges are to confirm regulatory agency fines. (European Commission, Competition Law Tribunal and FTC). Our aim is to construct our own database and develop new big-data algorithms, able to process a large amount of data in a very short time, allowing us to explore the best alternative to a negotiated agreement ("BATNA") for the involved parties. The general idea is to evaluate whether is worth litigating through a thorough evaluation of alternatives before the judge. For instance, is it worthwhile for Apple to appeal their thirteen-billion euro fine before the CJEU?

Another interesting project we are working on is something we are calling an "organizational conflict index." This may be our most ambitious and most complex project, and probably also the most sensitive. Based on a carefully selected subset of data – such as the number of claims brought against an organization, the number of dismissals and the number of resignations – we hope to measure whether organizations are more averse or more prone to conflict, as well as how they address conflicts in the workplace.

How would you describe your experience so far at Queen's Law?

In the winter term, I taught employment law, and began preparing for the ADR class next semester. Being at Queen's has been a terrific experience so far. I have just spent nearly two years in Luxembourg, waiting to join my colleagues in Kingston while fulfilling my commitment to the Court. I am honoured and delighted to finally be here at Queen's, and I am looking forward to continuing to engage with my students while pursuing further collaborations with my colleagues.

New book by Queen's Law professor an insider's account of 'international law's supreme crime'

State leaders are now personally responsible for aggressive war. Under amendments to the Rome Statute, which took effect July 17, starting an unjust war violates international law and is prosecutable as the crime of aggression at the International Criminal Court (ICC).

"The crime of aggression is the newest, most controversial and least understood international crime," explains Queen's Law Professor Noah Weisbord, whose forthcoming book *The Crime of Aggression* (Princeton University Press) imagines the future of international justice in the age of drones, cyber-attacks, insurgents and autocrats.

Weisbord decided to study the crime of aggression, "international law's supreme crime," for his doctoral dissertation at Harvard in 2004 after meeting Benjamin Ferencz, an advocate for an international rule of law and permanent criminal court who in 1947–48 served as one of the prosecutors at the Nuremberg trials against leaders of Nazi Germany's *Einsatzgruppen*.

Banning unjust war and holding individual leaders personally accountable for planning, starting, or waging aggressive war is not a new

idea. Nuremberg and the tribunals set up in the 1990s for the former Yugoslavia and Rwanda had a great influence on the development of the crime of aggression. But neither were permanent.

At the Rome Conference in 1998, states agreed to give a permanent tribunal the jurisdiction to prosecute individuals for genocide, crimes against humanity and war crimes. They could not agree on a definition or jurisdiction for the crime of aggression. Weisbord helped draft the law for the ICC and advised the diplomats who adopted the amendments parties agreed to in 2010. Weisbord is first to say that criminal accountability will not end war. "But it has the potential to influence the practice of domestic and international politics so that aggressive war is no longer a tempting option."

An expert on the criminal law and intergroup conflict, Weisbord was a law clerk for Luis Moreno Ocampo, the ICC's first prosecutor, and spent time in Rwanda researching the community-based genocide trials known as gacaca. Weisbord came to Queen's Law in 2017 as a visiting professor and joined the faculty as an associate professor in May 2018.

— ALEXANDER MCPHERSON



Professor Noah Weisbord is completing his book, *The Crime of Aggression*, which Princeton University Press calls "a riveting insider's account of the high-stakes legal fight to enact historic legislation and hold politicians accountable for the wars they start."

ANDREW VAN OVERBEKE

Post-doctoral fellow to bring philosophical and legal expertise to Queen's Law

Adding strength to strength, Queen's Law will see the addition of a leading thinker in political and legal thought this summer. Through the Queen's Research Opportunities Funds, the Faculty of Law will be welcoming Geoff Sigalet as a post-doctoral fellow to work with Professor Grégoire Webber, MSM, the Canada Research Chair in Public Law and Philosophy of Law.

The appointment is the extension of collaborative work between Sigalet and Webber. "In 2016, Geoff and I organized a conference on constitutional dialogue at Princeton," Webber says. "We are finalizing our jointly edited manuscript coming out of that conference, which will be published by Cambridge University Press under the title *Constitutional Dialogue: Rights, Democracy, Institutions*."

Geoff will be joining Queen's Law after completing his doctorate in political theory under the direction of Professor Phillip Pettit at Princeton University. In the 2017-18 academic year, he held an appointment as Lecturer and Fellow in the Constitutional Law Center of Stanford Law School. He holds a BA (Hon) from the University of Alberta and an MA from McGill University.

"Geoff's doctoral research in public law and political theory has already made an important contribution to constitutional thought," Webber says. "I look forward to the year ahead and to Geoff's many contributions to the life of the Faculty and Queen's."

The appointment promises to be a productive one for both scholars, and promising for the advancement of political and legal thought at Queen's. "At Queen's, I look forward to developing my thinking

on rights and practical reasoning, and to begin a new project on the philosophical foundations of political constitutionalism," Sigalet says. He speaks highly of the Colloquium in Legal and Political Philosophy, first convened by Webber and co-creator Jean Thomas in 2015. "In three short years, Professors Thomas and Webber have established the Queen's Colloquium as a primary site for legal and political philosophy."

"Queen's Law is a preeminent centre for legal scholarship and research excellence," says Dean Bill Flanagan. "Geoff Sigalet is an ideal candidate for appointment as a post-doctoral fellow. His work on judicial review and constitutional interpretation align with an area of outstanding research strength in the Faculty."

"As Queen's University continues to build on its role as an international leader in political and legal thought, it is a pleasure to welcome a promising scholar like Geoff."



"I look forward to developing my thinking on rights and practical reasoning, and to begin a new project on the philosophical foundations of political constitutionalism," says post-doctoral scholar Geoff Sigalet.

Get to know Mohamed Khimji, the Allgood Professor in Business Law

[Professor Mohamed Khimji](#) is on a mission to help even more Queen's Law students get and be successful in "the big business law jobs." Now two years into his leadership position as the inaugural David Allgood Professor in Business Law, he sat down with the *Queen's Gazette* to talk about his experience so far.

Why did you decide to join Queen's?

I have been in academia for a while now. I started at Dalhousie University in the Law school there, and later taught at the University of Western Ontario where I became a chair in corporate finance during my last year. Then the opportunity came up at Queen's to take on the David Allgood professorship, which struck me as a very interesting and exciting opportunity.

For this role, the Faculty of Law was looking for someone to provide leadership to the business law program and increase its research profile. The opportunity to drive this initiative was very appealing. As an academic, it is an opportunity to go beyond teaching and research and to get involved in administration.

If you look at the major areas of practice, Queen's is very strong in all of them. This is about taking the business law program a step further.

What got you interested in business law?

Like a lot of law students, I didn't really know what I wanted to do. Business law is the default thing to do. It's easy to default into it because the business law firms tend to have a very structured hiring program – if you just flow through it, you get a job and you get into it.

I happened to like it, so I stayed in it and I went to graduate school. I got a bit lucky...I took a leave of absence from my firm to do a master's with a plan to leave my firm and do a PhD later. Once I published my LLM thesis, Dalhousie offered me a job – I didn't need to obtain my PhD.

It made no sense to move to Nova Scotia, but when you're young and naïve you make bolder decisions. So I packed up my car, moved to Halifax, and that started my teaching career.



Mohamed Khimji joined Queen's as the inaugural David Allgood Professor in Business Law.

How has teaching been at Queen's?

I very much enjoy teaching at Queen's and I like the students. They're very smart and engaged. I think Queen's students are especially nice to deal with as people. I get along with them very well, and part of that might be my leadership role in the business law department.

One thing I want to do is help the students to be more successful here. I want more of them to get the big business law jobs, I want more of them to be successful when they get those jobs. The learning curve is quite steep and I want them to be as prepared as possible, so I engage with them in terms of where we might improve.

Tell us about your research.

Last year I won a Social Sciences and Humanities Research Council (SSHRC) Insight Development grant for a five-year empirical study on shareholder democracy.

This is a big corporate governance issue right now – the extent to which we allocate power to shareholders and management. There are different opinions about what is best for society, what is best for capital markets.



Hometown:

Dar-es-Salaam, Tanzania



Alma mater:

London School of Economics and Political Science (LL.M.)



Research areas:

Shareholder democracy, business law



Hobbies include:

Champions League football (soccer), listening to Indie pop music, cooking

I want to find out why shareholders engage and how shareholders engage, and the extent to which they engage.

What I am working on now is a qualitative study where I am interviewing the different players in the shareholder democracy infrastructure. The interviews are necessary to find out information that is not publicly available.

After this, I want to combine some quantitative analysis with the publicly available information and make some policy recommendations.

What are you most proud of in your career?

I have been in academia long enough where some of my earliest students are now quite senior in the profession. My proudest moment is when I had one of my former students come back to my class to deliver a guest lecture.

This student was a partner in a transactional law practice and he gave a lecture in my mergers and acquisitions class. That was a very proud moment – the student coming back to teach the teacher.

How are you settling in?

My family and I have been living in Toronto. We enjoy the time we spend in Kingston, however. I like the small town community feel. I like bumping into people on my way to work and on my way home from work – I like knowing who my neighbours are.

I find I don't bump into my students as much as you might think in a city this size – which means I don't see them in compromising situations and they don't see me in compromising situations!

The Faculty of Law is great and has been very welcoming. It's an exciting time to be here with the hiring of seven new faculty members starting in July. We have become more diverse in terms of subject matters and methodologies.

I am also looking forward to working with Robert Yalden again. We will be working closely together as he was appointed the inaugural [Stephen Sigurdson Professor in Corporate Law and Finance](#).

Any hobbies or interests?

I love football (or soccer as Canadians like to call it) and I cheer for Liverpool in the Champions League.

When I was growing up in Tanzania, you could support one of two football teams. It was either Liverpool or Manchester United. My family happened to frequent this teashop that supported Liverpool, so they became my team. It has been an exciting season – Liverpool reached the final, but then lost quite badly in the final.

I also really enjoy cooking. Right now I am interested in Sichuan cuisine and I am a huge Fuchsia Dunlop fan. She is a food writer who went to the famous Sichuan cooking school for a year. I use her books...I love the spice.

And, of course, taking care of my son who is five months old!

Queen's becomes first Canadian law school to participate in Transactional LawMeet



Queen's Law Transactional LawMeet team members Christina Kim, Dixon Sunthoram, Bharbara Parken and Felix Moser-Boehm outside the Georgetown University Law Center.

A team from Queen's Law spent February 23 at Georgetown University in Washington, D.C. taking on regional competition at the 2018 Transactional LawMeet. The three-member team was Christina Kim, JD/MBA'19, Felix Moser-Boehm, Law'18, and Dixon Sunthoram, Law'19. Bharbara Parken, Law'18, served as the team's student advisor. The team was co-supervised by Amelia Miao Law'11, and Professor Mohamed Khimji.

The problem presented to teams was described on the Transactional LawMeet website:

This year's case involves the acquisition of all the outstanding capital stock of Volt Process Design Company (Volt) by an affiliate of Beijing Global Investors Limited (BGI). Volt is a process control software company based in Philadelphia. It is controlled by its Founder, Dr. Ronald Richards, and his children. BGI is a Beijing-based private equity investment firm. While BGI invests primarily inside China, its newest fund is pursuing a strategy of investing in privately-held companies based in North America or Europe that can benefit from BGI's network to expand their businesses in China. The teams in this year's LawMeet® are being asked to draft and negotiate the acquisition agreement for this US\$2.25 billion transaction.

"Competing in the Transactional LawMeet on behalf of Queen's Law has been a highlight of my law school experience," says Parken. "As a team, we learned how to draft and negotiate deals under the close mentorship of practising corporate lawyers – a completely unique opportunity at Queen's."

This year's case challenged the team to navigate and respond to complex deal terms in a private equity context and to effectively arrive at an agreement reflecting their client's interests. At the regional round of the competition, the team negotiated the deal with law students from across the United States and received individualized feedback from prominent transactional lawyers.

"The practical and intensive nature of the Transactional LawMeet makes it an invaluable experience for law students with an interest in corporate practice," says Parken. "I have no doubt the skills learned throughout the competition will assist me as I enter a career in corporate law."

Queen's Law would like to thank adjunct professors Marlin Horst and Michael Whitcombe, Law'85, for generously providing guidance and feedback to team members during their preparations; Law Library Head Amy Kaufman, Law'04, for ensuring the team had access to any resource it needed; Carol Johnson for administrative assistance; Megan Hamilton for providing voice/expression training; and the Moot Court Committee for co-ordinating the team's participation.

The school's participation in the meet was funded through a generous gift made by the [Class of Law'80](#) to the Business Law Program. The Transactional LawMeet is designed to prepare students who seek to be transactional lawyers on how to structure and negotiate a simulated deal on behalf of a fictional high-profile client. In preparation for the meet, students participate in client conference calls, draft relevant provisions and mark up opposing provisions. Teams participate in two rounds of in-person negotiations and their work is judged by expert practising lawyers.

Road to transactional law mapped out by Queen's Law alumni

What does a corporate lawyer do? What is M&A? Does one need a commerce degree to thrive in business law? Samantha Horn, Law'91, Robert Khazam, Law'14, and Andrew Sapiano, Law'16, answered these and other questions from students interested in corporate law.

They returned to their alma mater as part of the second annual Law'80 "Careers in Business Law" series for this year's exploration of the "Road to Transactional Law."

"We wanted to provide students exposure to relevant and growing issues in business law," explained Diane Wu, Com'18/Law'19, an executive member of the Corporate Law Club. "Many students in our club are interested in transactional work and our panelists did a great job discussing how young lawyers can play a part."

Horn, a partner at Stikeman Elliott in Toronto, focuses her practice on mergers and acquisitions and financing for private equity and venture capital. "What I love about corporate is that we are all working towards the same goal," she told students. Sometimes she represents the buyer and other times the seller. When the deal goes through, both sides achieve their desired result.

Transactional lawyers and litigators both look out for their clients' interests, just in different settings, the panel explained. Sapiano, an associate at Cunningham Swan in Kingston, highlighted the role transactional lawyers have as advocates. He and Khazam, an associate at Osler, Hoskin & Harcourt in Toronto, valued what they had learned in litigation rotations during their recent articles. Khazam explained that transactional lawyers also have to think about how drafted text would appear to a court and to their litigator colleagues.

The trio had practical advice for students hungry to learn about business law. Khazam gained experience working as a student caseworker in the Queen's Business Law Clinic. Horn recommended that students consider

courses in tax law, real estate, employment law, and securities transactions, given that M&A lawyers need some knowledge in many areas to properly advise their clients.

"We are thrilled they were able to make the time for our panel!" exclaimed Wu. "We think the students were able to gain a lot of important insight from these practitioners."

The Careers in Business Law series is made possible by a gift from the Class of Law'80. The student-run Corporate Law Club organized and promoted the event moderated by Professor Mohamed Khimji, the David Allgood Professor in Business Law.

— ALEXANDER MCPHERSON



Careers in Business Law panelists Samantha Horn, Law'91, Robert Khazam, Law'14, and Andrew Sapiano, Law'16, at a reception in the student lounge, where they mingled with students after the discussion.

Inaugural Lederman Visitor offers innovative ‘four-sided’ view of ‘Reconciliation’

“Reconciliation,” a term that’s much discussed these days because of a game-changing confluence of events and a growing public awareness of Indigenous rights, confounds many Canadians. However, according to Professor Mark S. Dockstator, that doesn’t have to be the case.

As the inaugural William R. Lederman Visitor to Queen’s Law sees it, understanding Reconciliation and building a conceptual framework that will help all sides come to grips with the key issues is really all a matter of perspective.

Dockstator explained why he feels this way during a visit to campus (January 30–February 6). He took part in the First Nations Negotiations course taught by David Sharpe, Law’95, taught a two-day immersive session on Indigenous legal traditions and delivered the inaugural William R. Lederman Lecture on the theme “Reconciliation in Canada: Difference Perspectives.”

A member of the Oneida Nation of the Thames (near London, Ontario), he was the first Indigenous person in Canada to earn a doctorate in law (writing an LLD thesis at Osgoode Hall entitled “Toward an Understanding of Aboriginal Self-Government”). In addition to teaching at Trent University, since 2014 he has served as President of the First Nations University of Canada, located in Saskatchewan.

In his Lederman Lecture, Dockstator explained that seeking a “360-degree vision” of any issue is central to the Indigenous approach to life and to problem solving. “To really understand something, you have to walk around it and get to know it. That’s sometimes called respect,” he said.



Professor Mark S. Dockstator presents his Lederman Lecture on “Reconciliation in Canada: Different Perspectives” at Queen’s Law on February 5.

To illustrate his point, Dockstator used the vision of a house as a metaphor. A passerby sees only the side of the dwelling that faces the street. But those who walk around the house and view all four walls with “caring eyes” will have a markedly different perspective and a far deeper knowledge of that house. The history of Indigenous-Canadian relations is analogous. “It’s one history, but from an Indigenous point of view there really are four different perspectives,” he said.

There’s the “familiar” Eurocentric one – akin to a superficial, “drive-by” impression of

that figurative house – that’s premised on the notion Canada was founded and built only by the English and French; Indigenous people had no role to play. A second perspective is that Indigenous people will gradually become assimilated and will lose their distinct identities. A third perspective, which began emerging in the 1970s, was advanced by a growing Indigenous self-awareness, a rising tide of First Nations self-government, and a nascent recognition by the courts of the validity of legal issues being raised by Indigenous people. And the fourth perspective is that any interaction between Canada and First Nations peoples should be nation-to-nation. “A

new paradigm is emerging,” said Dockstator. It involves recognition of all four perspectives and the notion that Reconciliation involves “Four R’s” on the part of Indigenous people – resistance, resilience, renaissance, and recognition.

Dockstator’s innovative ideas resonated with his lecture audience. “The issues he talked about are ones that are in my blood, part of my life since I was born,” said Stacia Loft, Law’20, a member of the Mohawks of the Bay of Quinte (near Deseronto, Ontario).

Isabelle Crew, Law’18, who’s non-Indigenous but is striving to develop an understanding of the dynamics of the legal interactions between companies and Indigenous Peoples in advance of articling at Osler, Hoskin & Harcourt LLP, immersed herself in Dockstator’s two-day Indigenous Legal Traditions course and took in his Lederman Lecture. “I found it tremendously informative. The lecture served as a connecting piece that helped me develop a framework for viewing the complex issues involved in Reconciliation,” Crew said. “That will be useful to me as I go forward in my legal career.”

The [William R. Lederman Visitorship](#) was established with a generous donation from the Honourable Hugh Landerkin, QC, Law’67, in September 2017. Through the visitorship, which commemorates the school’s first Dean, distinguished individuals of national or international renown in law are brought to Queen’s for short-term visits, engaging in the intellectual life of the Faculty.

— KEN CUTHBERTSON

Winning entry chosen in first-ever Indigenous Art competition



Hannah Claus showcases her proposal, which consists of wampum belts made of translucent purple coloured and frosted clear acrylic sheets and hung vertically from the ceiling.

“Words that are lasting,” an artwork by Montreal (Tiohtià:ke) visual artist Hannah Claus that is visually stunning and infused with historical symbolism, has emerged as the winning entry in the first-ever Indigenous Art Commission competition at Queen’s Law. That initiative is an important element of the law school’s multifaceted response to the Calls to Action of Canada’s Truth and Reconciliation Commission.

Claus’s vision involves a suspended art installation based on wampum belts that will

hang from the ceiling in the law school’s atrium airy expanse. Made from translucent purple-coloured and frosted clear acrylic sheets, these laser-cut forms will interplay with the natural light that floods the atrium.

“I’m elated to have my project chosen as the artwork,” says Claus. “Wampum belts are mnemonic aids utilized by the Haudenosaunee and other Indigenous peoples within oral nation-to-nation agreements. They represent legal documents as reflected in this distinct worldview. It seems a

fitting acknowledgement, as Queen’s University is located on traditional Haudenosaunee and Anishinaabe territory.”

That is a truth that resonated with the 12 members of the committee who chose the winning entry in the Indigenous Law Commission. Says Dean Bill Flanagan, the group’s chairperson: “Hannah’s art installation will beautifully represent Indigenous legal traditions and reflect part of the commitment of Queen’s Law to respond to the calls to action in the Truth and Reconciliation Report.”

Committee member Kanonhsyonne (Janice C. Hill), Director of the university’s Office of Indigenous Initiatives, agrees. “The representation of wampum in the Faculty is representative of the oldest agreements or contracts between not only Indigenous peoples and settlers, but amongst Indigenous peoples as well,” she notes.

“It’s most appropriate given there are wampum agreements between Haudenosaunee and Anishinaabe peoples, and so this work is representative of both groups of

Indigenous peoples acknowledged as the original landholders.”

This is a reality of which Hannah Claus – being a visual artist of English and Kanien’kehÁ:ka / Mohawk ancestries and a member of the Tyendinaga – Mohawks of the Bay of Quinte – has long been aware.

A 1997 graduate of the Ontario College of Art and Design, she earned a Master of Fine Arts

degree from Concordia University in 2004 and now teaches contemporary Indigenous art as a sessional lecturer at Kiuna, a First Nations post-secondary institution, in Odanak, Quebec. Claus’s artworks have appeared in exhibitions across Canada and the United States, as well as in Germany, Switzerland, Mexico, and Chile. In addition, they are included in various public collections, among them the Canada Council Art Bank, the City of Montreal, and the Department of Global Affairs Canada.

Concurrent with her studio practice, Claus serves as vice-president on the board of directors for the Aboriginal Curatorial Collective, an Indigenous national arts service organization for Canada’s First Nations, Inuit, and Métis artists and curators.

Claus is now at work creating “words that are lasting,” the artwork she has envisioned for the Queen’s Law atrium. “The timeline for its installation is still to be determined, but I hope it will happen sometime this fall,” she says.

She visited campus in June to discuss plans for that. During that time, she also sat down with renowned Indigenous architect Douglas Cardinal, a member of the Indigenous Art Commission selection committee (who received an honorary Doctor of Laws degree at the law school’s June 6 convocation ceremony) to record a video that highlights and explores the themes embodied in the “words that are lasting.”

— KEN CUTHBERTSON

New courses to enhance ‘readiness to practice’

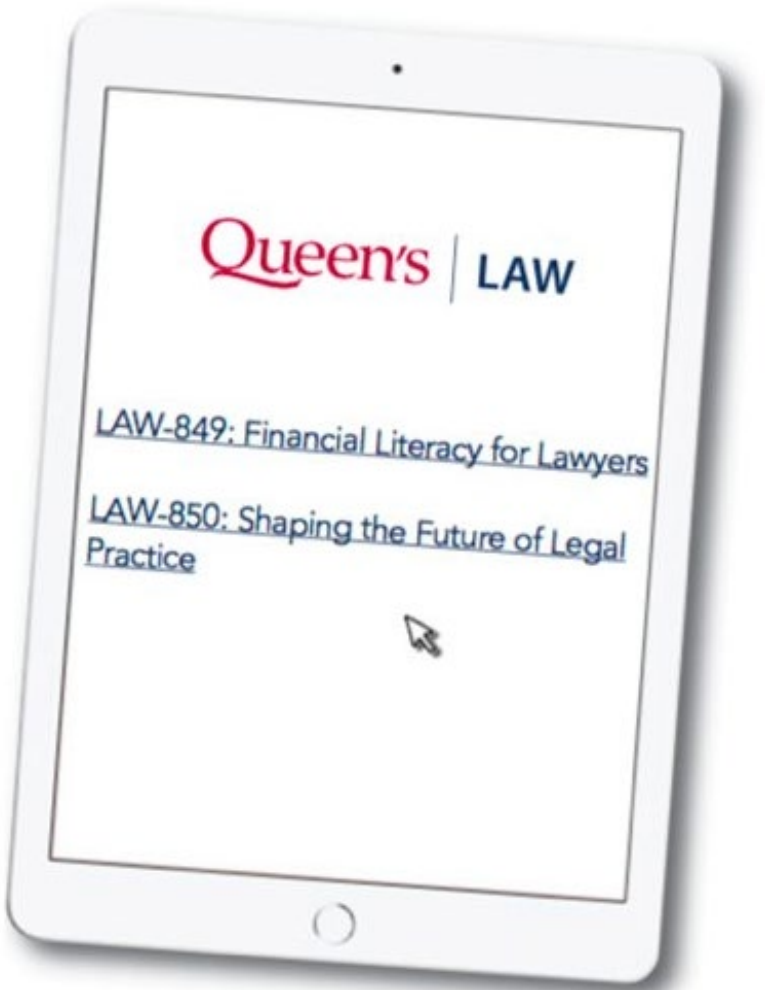
As the legal industry changes with the times, so must law students. Queen’s Law is adding new material to its curriculum to ensure this happens, with two new courses intended to address a potential “skills gap” between law graduates and the industry they work in.

“Queen’s Law already has among the highest placement rates of any law school in Canada,” Dean Bill Flanagan says. “Listening to our alumni, however, there’s a clear and identified need for students who have not only received a strong knowledge of the law, but also a practical grounding in how it is practised in the 21st century.”

That’s why the school will be offering two new courses for both JD students and legal professionals this fall. “We’ve created two courses intended not only for JD students, but also for legal professionals,” says course developer and program designer Shai Dubey, Law’94. “Our intent is to prepare Queen’s Law students with not only the legal knowledge they need to lead in the Canadian legal sector, but to accelerate their success with the kinds of skills that will let them hit the ground running in practice.”

The first of the two courses, Financial Literacy for Lawyers, will address an important need. “We want to make sure that our graduates have the financial acumen they need to thrive in a rapidly changing legal environment,” Dubey explains.

Preparing students for the law as it is at present is only half of the puzzle. The second new course coming to Queen’s Law, Shaping the Future of Legal Practice, has its eye on what’s to come. “How will technology and artificial intelligence affect the delivery of legal services?” Flanagan asks. “We’re already seeing new and different



business structures forming in law. Innovation is becoming more and more a core skill for legal practitioners. We need to encourage students who see themselves as future entrepreneurs, and arm them for coming technologies and changing client demands that will have a profound impact on the delivery of legal services.”

These new courses will be a strong complement to the Faculty’s traditional core strengths. “We are as dedicated as ever to our core curriculum, with its emphasis on legal reasoning and legal knowledge,” Flanagan says. “These new courses will expand our toolkit and help ensure our students are ready for practice in a rapidly changing profession.”

New undergraduate course ‘lifts the hood’ on constitutional law

For anyone interested in their rights, obligations, and relationship to government, a new online course is opening up new opportunities. Canadians interested in the foundational documents of their nation can now get an in-depth look into public law like never before.

“Public law has to do with the exercise of government power,” says course developer and instructor Jonathan Shanks, Law’07, counsel with Justice Canada’s Constitutional, Administrative & International Law Section. “When the government requires you to have a driver’s license to drive a car, or a fishing license, that’s public law – the relationship between government and individuals. And constitutional law takes it one step further. It’s the basic framework for our democracy in Canada, and the framework for our laws.”

The course, LAW-205/705: Public and Constitutional Law, began classes in May. While the subject matter is broad, Shanks uses case law to give students a specific lens on how the *Constitution* applies directly to our lives.

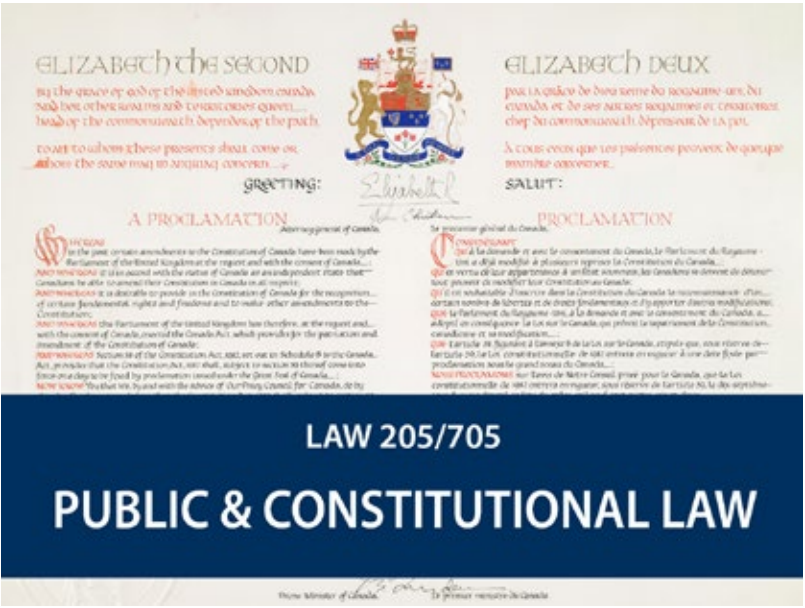
“We read a lot of cases, which brings the subject from a high level of abstraction down into concrete scenarios,” Shanks says. “We examine the broad rights guaranteed in the Canadian *Charter of Rights and Freedoms*, such as freedom of expression, and look at specific cases where the courts have struggled with particular types of expression, like whether hate speech or false news are protected forms of expression. Examining broad constitutional principles in particular factual situations lets us understand how rights are interpreted in context.”

As part of the Queen’s Certificate in Law, it is a wholly online undergraduate-level course. Students can take it for course credit (with a letter of permission for non-Queen’s degree program students), but the course is also open for lifelong learners and professionals seeking a greater understanding of public law.

“Anyone who wants to be a productive, engaged, civic-minded member of society will get a lot out of this course,” Shanks says. “Births have to be registered – so the moment you come into life in this province, you’re being affected by public law! Think of your day, from the moment you get up to when you go to sleep at night ... there’s almost no part of your day that isn’t regulated in some way by the government.”

Understanding government – whether you’re a believer in the system or an activist seeking to change it – is core to being a part of society, Shanks says. “Every day half of the people who go to court lose,” Shanks says. “The rights in the *Charter* are constantly being interpreted and reinterpreted by the courts. For example, in the 1990s the Supreme Court found that a ban on assisting someone to commit suicide was constitutional. In 2015, the Supreme Court decided that such a ban violated the *Charter*. Examples like this show that the law isn’t static, it is infused with values and principles that can evolve to take into account changes in society.”

Following this summer semester, Public and Constitutional Law will be offered periodically online. More details about this course, and other Certificate courses, can be found at takelaw.ca.



The Canadian Constitution is unpacked and demystified in a new Queen’s Law course.

Latest *Queen's Law Journal* issue a product of students, faculty and alumni

The [Queen's Law Journal](#) celebrated its latest publication with its first-ever issue launch on January 22. A student-run editorial board supervised by two professors produces the scholarly journal, and this Fall 2017 issue also includes contributions by alumni.

"The *Queen's Law Journal* has long had the reputation of being one of the finest law journals in Canada," says Professor Grégoire Webber. He and Professor Jean Thomas are the joint faculty advisers who support the board by reviewing recommendations and helping to set the *QLJ*'s overall strategy. "Our vision for the *Journal* has been to build on those solid foundations and to seek to make the *QLJ* the very best Canadian law journal."

Three of the eight articles are by members of the Queen's Law community. The new issue includes a review of John Borrows' *Freedom and Indigenous Constitutionalism* by Professor Mark Walters, Law'89. Walters was also a professor in the Faculty of Law from 1999 until 2016, when he took up his current post as the F.R. Scott Professor of Public and Constitutional Law at McGill.

Alexandra Hebert, Law'16, law clerk to Supreme Court Justice Russell Brown, examines the inconsistent approach to pre-sentencing reports for Indigenous offenders, known as Gladue reports after a landmark Supreme Court case. She argues for a statutory requirement making these reports available to all Indigenous offenders.

Patrick Hart, Law'06, reviews the Canadian jurisprudence on the justiciability of religious disputes in anticipation of the Supreme Court of Canada's upcoming decision in *Wall v Judicial Committee of the Highwood Congregation of Jehovah's Witnesses*. He argues that this jurisprudence has often been misinterpreted and proposes a new test for judicial intervention in such disputes. Hart is an associate with Jackie Handerek & Forester in Leduc, Alberta.



Dean Bill Flanagan, 2017-18 *QLJ* co-editors-in-chief Graham Bevans and Isabelle Crew and faculty advisor Professor Grégoire Webber at the *QLJ* Fall 2017 issue launch in the student lounge on January 22.

Other articles in the multidisciplinary issue include scholarship on constitutional issues of religious freedom, self-defence laws and the royal succession.

Dean Bill Flanagan congratulated the *QLJ* team on their latest issue. He described the *Journal* as a "fantastic opportunity for a law student" to learn more about the research and writing faculty members do outside of the classroom.

"The editorial board has quite a lot of responsibility," Webber explained at the launch. Student panels internally review all submissions and decide whether to accept the article for

publication. It's a model inspired by the major law journals in the United States, and made possible by student dedication. "We trust your judgement," Webber said, "and that's because you exercise it so responsibly."

Isabelle Crew and Graham Bevans, both Law'18, were the editors-in-chief for 2017–18. They thanked the faculty, administration, Lederman Library staff and the broader Queen's Law community for their support. "We take tremendous pride in putting out an academic publication and contributing to the world of legal scholarship," said Crew.

Both editors-in-chief thanked the 22 upper-year board members and the 35 first-year volunteer editors for their hard work and dedication. Highlighting the teamwork behind the printed page, Bevans explained that "each issue of the *Queen's Law Journal* represents a lot of time, commitment and effort on the part of everyone involved and it just would not be possible to produce such a publication without those contributions."

The *Journal* is just one of the ways Queen's Law offers experiential learning to students in all years. First-year volunteer editors learn about legal research and the details of legal citation within weeks of coming to law school. Second- and third-year students may apply to take on additional responsibilities on the editorial board for course credit. Students manage all aspects of the editorial process. Students review submissions, check citations, proofread draft articles, write abstracts and manage all aspects of layout and production.

"All of the members of the *QLJ* Board and our volunteer editors do this work because they value not only the opportunity to contribute to legal academia, but to advance their own skills and work as part of a team of passionate, dedicated people," said Crew.

The *Queen's Law Journal* is a peer-reviewed legal publication with an international audience. Since 1971, it has published research, analysis, topical commentary, and reviews by scholars and practitioners from across Canada and around the world. Issues appear twice a year, in late fall and in the spring. Visit the [QLJ website](#) to subscribe.

— ALEXANDER MCPHERSON

Queen's hosts national conference to upgrade legal education



Karla McGrath, LLM'13, Brandon Karonyataye Maracle, Law'21, and then-Associate-Dean Cherie Metcalf, Law'02, at the ACCLE-CALT conference "The Whole Lawyer 2.0" held at Queen's Law this spring.

More than 150 professional legal educators from across the country met at Queen's Law recently to engage in a broad conversation about new ways to reimagine legal education. At "The Whole Lawyer 2.0" conference, 77 presenters – including 17 Queen's Law community members – shared their research on topics ranging from ethics to technology as they looked at how to re-orient the framework of legal thinking towards a more modern and comprehensive perspective.

"The program was tremendous, offering so much variety and exploring many broader topics and concepts that will inform our work in ways we may not even see," says Karla McGrath, LLM'13, Executive Director of the Queen's Law Clinics and conference co-organizer.

"It's always great to leave a conference with new ideas and teaching tools," she adds. "For me, the best of these were reflections on the role of law schools in the licensing process, the call for feminist curiosity and the opportunity to further engage a variety of Indigenous issues and perspectives."

The event, held from May 31 to June 2, brought together two of Canada's leading legal teaching associations: the Association for Canadian Clinical Legal Education (ACCLE), and the Canadian Association of Law Teachers (CALT). Renu Mandhane, Chief Commissioner of the Ontario Human Rights Commission, delivered the keynote speech.

"This conference is always as much about networking with colleagues as it is about attending the learning sessions," says McGrath. "It was very special to be able to showcase the Queen's Faculty of Law, the Queen's Law Clinics and the city of Kingston for our provincial, national and international colleagues."

Queen's Law professors, graduate students and alumni discussed their manifold topics.

Professor Sharry Aiken both presented and moderated on panels concerning teaching social justice and empathy in the law school classroom.

Basil Alexander, a PhD candidate, provided insights from his qualitative research regarding cause lawyers

and the key skills, influences and approaches that they see as important for them to be effective.

Professor Beverley Baines, Law'73, gave a presentation that reclaimed the histories of some early women law professors in Canada.

Faisal Bhabha, Law'02, an associate professor at Osgoode Hall Law School, participated in an interactive conversation about some of the pressing and foundational questions facing legal education, by engaging in a thought experiment with other members of his panel.

Christa Bracci, LLM'18, an adjunct instructor at Queen's Law, discussed the findings of her qualitative research study involving stakeholders in Ontario legal education, described the taxonomy she uses to ground what constitutes "skills" and where instruction around skills might best be anchored in the legal education curriculum.

Lisa Cirillo, Law'96, the Executive Director of Downtown Legal Services, the University of Toronto's Community Legal Clinic and the ACCLE Conference Chair, spoke on legal clinics and student representation in legal matters.

Heather Cole, Law'96, Assistant Dean of Students at Queen's Law, and Katherine Prescott, the school's Education Innovation Developer, jointly presented on an ambitious and pioneering project to develop artificially intelligent simulations to offer students the opportunity to test their critical thinking skills in a safe environment with no risks to real clients.

Kerri Froc, PhD'16, an Assistant Professor at the University of New Brunswick's Faculty of Law, explored the phenomenon of Canadian legal schools employing predominantly U.S. and U.K. trained law professors.

Sari Graben, LLM'04, an Associate Professor of Law & Business at Ryerson University, spoke about the concept of technology as a legal system and how it fits into calls for legal reform.

Debra Haak, PhD candidate, drew on the concept of the practising lawyer as a problem solver, to propose an expanded role for facts in legal education.

Professor Erik Knutsen and his panel discussed how they have employed experiential learning to help

students develop practice foundations for matters regarding interviews, drafting pleadings, discovery, confidentiality, and recognizing and resolving legal issues.

Michele Leering, PhD candidate, chairs the Legal Education Working Group of the Canadian Bar Association's Access to Justice Subcommittee that produced the *Experiential Learning Guide*, a resource for Canadian law students that was piloted at Queen's. The group's workshop outlined the *Guide's* main features, explained how they worked together in the spirit of collaborative action research to gather ideas, materials and feedback, as well as solicited feedback on next steps with the revised *Guide* being released nationwide this fall.

Brandon Karonyataye Maracle, a Kenien'keha from Tyendinaga Mohawk Territory, helped open the conference. He will be joining Queen's Law this fall as a JD student.

Professor Mary-Jo Maur, Law'85, LLM'93, discussed the benefits and challenges of new approaches to teaching and evaluation in large classes of 50-plus students, and considered the feasibility of developing an online "Teaching and Evaluation Exchange Portal" hosted by CALT.

In addition to being one of the conference organizers, Karla McGrath joined Rachel Law, Law'18 (Arts'15), an articling student with the Queen's Law Clinics, to examine how student legal clinics, particularly the Queen's Family Law Clinic, apply the advantages of a limited scope retainer to clinic work allowing students to maximize the impact of limited resources to assist a greater number of clients.

Asked about her insights into the difference between teaching law and teaching to become a lawyer, McGrath mused, "Some perceive a tension between the doctrinal stream (teaching students the law) and the clinical stream (teaching students to practice law). I think that the key is a balance between the two with the faculty providing the foundation upon which the clinical experience rests. Bringing the two types of instructors together as we did during this conference creates an opportunity for each to learn from the other and for all of us to move toward establishing and maintaining that balance."

— ASCHILLE CLARKE-MENDES

FLSQ conference explores intersectionality of gender, racialization and class

Feminist Legal Studies Queen's hosted a two-day conference in early March exploring "(Re)Production: Inequalities of Gender, Racialization, and Class."

On March 2, Professor Jocelyn Downie of Dalhousie's Schulich School of Law gave the keynote address. The subject of her talk was a feminist perspective on medical assistance in dying (MAID) in Canada.

"We need medical assistance in dying in Canada that is infused with feminism," Downie argued. Her lecture explained how feminists and persons with disabilities have been at the forefront of the push to legalize medical assistance in dying since the 1990s. Women have championed reform of the law, pursued *Charter* challenges, and as health-care professionals they provide medical assistance in dying to their patients.



Professor Jocelyn Downie presents "A Feminist's Perspective on Medical Assistance in Dying in Canada: Past, Present, Future" in Robert Sutherland Hall on March 2.

Downie described a fight that is not yet over. There are renewed challenges to the MAID regime in part because the statutory requirement that death be "reasonably foreseeable" excludes conditions like physical disabilities or purely mental conditions. Women are less likely to be found competent to consent to their own medically-assisted death and are less likely to have advocates for access.

The seven panels that followed over the two days were comprised of Canadian and American academics, students and other experts. They covered such topics as the legalities of gendered expression, labour, and identity; food insecurity and other intersections with human rights; and the impact of taxation policies on equality rights.

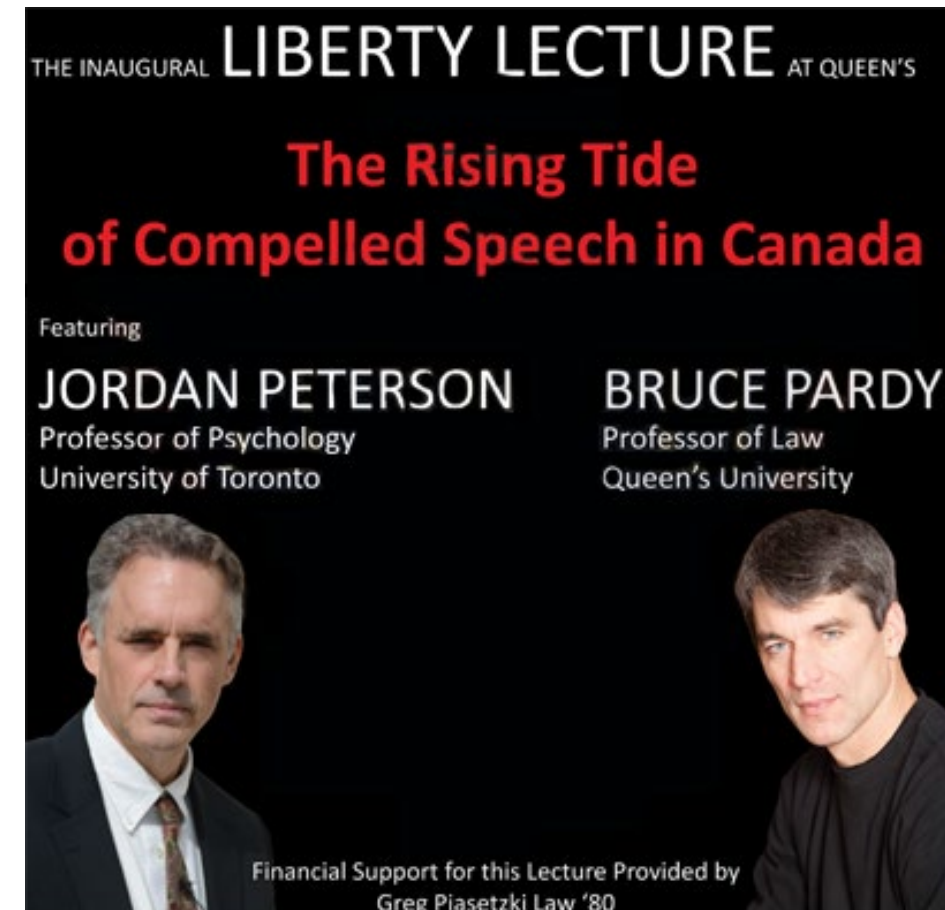
Queen's Law faculty made a strong showing at the panel discussions. Professor Patricia Peppin presented a paper on changes in pharmaceutical law and access to safe and effective treatment. Professor Lisa Kelly gave a paper on state restrictions on child discipline. Debra Haak, a PhD student and instructor, presented on her research topic of the criminal law around prostitution and sex work. Professor Bita Amani's paper discussed "Toward an Edible Society: Rethinking Innovation and Sustainability in Consuming the (M)other."

The conference also highlighted the research work of JD students. Danika Winkel, Law'19, analyzed the role of the law in the international commercial surrogacy industry. Rylan McCloskey, Law'20, explored the resistance of armed forces to integrating women.

FLSQ, co-directed by Professors Bita Amani and Kathy Lahey, is an autonomous research group at Queen's fostering scholarship in feminist legal studies. Each year, FLSQ holds a conference to celebrate International Women's Day.

— ALEXANDER MCPHERSON

New Liberty Lecture series hosts Jordan Peterson



A capacity crowd of 900 came to Grant Hall on March 5 to hear Professor Jordan Peterson of the University of Toronto give the inaugural Liberty Lecture. Peterson was in conversation with Queen's Law Professor Bruce Pardy on "The Rising Tide of Compelled Speech in Canada."

"Everyone has the right to liberty, to decide how to present themselves, how to be who they want to be," said Pardy. But liberty, he added, goes both ways. "Liberty is not the right to demand that the world validate the choices that you make" and compel speech.

Peterson agreed on the importance of resisting compelled speech. "Something wouldn't be serious if it didn't have the possibility of frightening and offending people."

Peterson and Pardy spoke for about 40 minutes on topics including Bill C16 and the Law Society of Ontario. They then responded to questions

from the audience for the remainder of the 1.5-hour lecture, centering largely around freedom of speech issues, with Peterson as the main speaker and Pardy providing clarification around points of law.

With Peterson a controversial figure for past comments on preferred pronouns for transgender persons, among other things, the event was protested by students both inside and outside the venue. A banner was unfurled on stage, the presentation was briefly disrupted by a person shouting at the speakers to "get off the stage."

The Liberty Lecture series was established and supported by Greg Piasetzki, Law'80. Its funding terms state the lecture series' intent as "bring to the Queen's University campus authorities on topics related to the law and politics of individual liberty, its central role in liberal democracy and Western culture and the forces that threaten it."

— ALEXANDER MCPHERSON

Queen's Law scholars address international audience on 'Law at the Crossroads'

Queen's Law was well represented at this year's Law and Society Association (LSA) Conference, with many faculty and grad students presenting their work for the exploration of cutting-edge sociolegal topics centred on the "Law at the Crossroads" theme.

"LSA is a huge conference – one of the biggest legal academic conferences in the world – and brings together an incredibly diverse group of scholars from law, the social sciences and the humanities, as well as practitioners," says Joshua Karton, Associate Dean of Graduate Studies and Research at Queen's Law. "If there's a takeaway from such a vast enterprise, it's that socio-legal research is in robust health as a field, with international scope and multidisciplinary variety."

Because of its size and diversity, the LSA annual meeting offers researchers several advantages.

First, it is almost uniquely valuable for meeting like-minded researchers. "Every presenter is able to find a dedicated, passionate specialist audience for their work – people who focus on the same issues, use the same methods, have the same social concerns and goals, and so on," says Karton.

LSA also provides participants with an unparalleled opportunity for informal discussions across disciplines and theoretical traditions as well as more traditional formal exchanges. The substantial level of international participation also facilitates cross-national research connections and expanded research perspectives.

In addition, says Karton, "There's a huge number of theme-based 'Collaborative Research Networks,' which have in-person meetings at the conference and maintain communication networks throughout the year."

This year's conference was held June 7-10 at the Sheraton Centre in Toronto, where 13 Queen's Law community members shared their research. Faculty presenting included Sharry Aiken, Bitu Amani, Joshua Karton, Lisa Kelly, Lisa Kerr, Kathy Lahey



Queen's Law had a huge presence at the Law and Society conference, one of the biggest legal academic conferences in the world, demonstrating the breadth of Queen's scholars' involvement in research with direct social impacts.

and Patti Peppin. Graduate student presenters included Basil Alexander, Kuukuwa Andam, Debra Haak and Michele Leering. PhD alumni Manoj Dias-Abey and Adelina Iftene also participated.

"Queen's had a huge presence at the conference," says Karton, commenting on how that shows the breadth of Queen's scholars' involvement in research with direct social impacts. "It was really gratifying for me to see such large numbers of faculty, postdocs and grad students presenting papers and organizing panels."

Professor Sharry Aiken, an expert in immigration and refugee law, participated in a panel discussing the praxis of immigrants' rights organizing today through dialogue between local activists and scholar advocates.

Professor Bitu Amani presented a paper entitled "Eat This!: Gender Inequality, Culture, and the Politics of Food" on the International Law and

Gendered Inequalities panel. This work sought to show how food practices and policies are not amoral but interpretive, and therefore demand critical reflection to complement the public consultative work of the federal government. An intersectional feminist lens informs this work and is instructive for framing national policy debates as Canada moves toward the articulation of a national food policy and seeks to advance gender equality and women's empowerment as one of the five themes for its G7 presidency.

Associate Dean Karton spoke on "The Persistence of Culture? 'Chinese-Style' International Commercial Arbitration in a World of Globalized Legal Practice." Despite being a niche topic, his panel still managed to have an audience of about 20, and there was a lively Q&A/discussion session at the end, with informed and helpful questions and comments.

Professor Lisa Kelly was involved in three discussions: "We Don't Need No (Legal) Education? Foundational Questions for the Future of a Discipline," "Intersectionality CRN," and "The Work of Discretion in Policing, Prosecution, and Sentencing."

The first was a panel that brought together a series of researchers and participants from a wide range of sites of legal education to stimulate a conversation about foundational questions. What is the purpose of legal education, and how does this purpose differ across different venues and modes? Given these various ends, what means for improving and attaining these ends are most appropriate?

The second was on women's equality as a foundational principle in feminist legal theory. This cross-jurisdictional conversation concerned the gap between the promise of the law to ensure equality, and its application. It also examined the role that culture plays in narrowing or broadening that gap. Subtopics included: women's representation in public office in Italy; female genital mutilation in Nigeria; women in the legal profession in Chile and Spain; and the gendered bathroom debate in the U.S.

Kelly's third presentation was in collaboration with Professor Lisa Kerr, and discussed the role of discretion in the criminal justice system in Canada and the U.S. They drew on comparative perspectives, to consider both the repressive and emancipatory potential of discretion in reforming or resisting the criminal law power of the state.

Professor Kathleen Lahey and her co-coordinator of the Law and Society Association Collaborative Research Network #38 (International SocioLegal Feminisms), organized the panel International Law and Gendered Inequalities, which featured legal scholarship focusing on questions and contradictions that emerge when international human rights laws are invoked to address gendered inequalities at the national level. Empirical



(continued)

accounts exploring the domestic impact of human rights-based approaches illustrated how international law interacts with and exacerbates the intricacies of domestic laws that perpetuate gender discrimination. Papers were presented by leading scholars from Brazil, Ireland, Canada, and Sudan. Lahey's paper, "Gender and Taxation in Developing Countries: The Roles of CEDAW, the Addis Ababa Action Agenda, and the SDGs," presents comparative legal and statistical findings demonstrating the impact of developing country tax and expenditure policies on gender inequalities, poverty, and income inequalities.

Professor Patricia Peppin presented on her paper entitled "The Duty to Refer for Medically Assisted Dying: Conscientious Objection in Context." As the name suggests, the presentation discussed the duty to refer, as part of the common law duty owed by health professionals to patients, substituting an effective path to treatment when the professional can't provide it. This debate has reached a new forum with Canada's legalization of medical assistance in dying. Peppin argued that the duty to refer should not be overridden by the assertion of freedom of conscience or religion. Conscientious objections should not be viewed as freestanding rights standing in isolation. Viewing in context requires attention to patients' right to health protected through international covenants, the power imbalance between doctors and patients, and fiduciary obligations owed by the dominant health practitioner to vulnerable patients.

PhD candidate Kuukuwa Andam's presentation was entitled "'Behave like Women': Lesbians, Bisexual and Queer Women in Ghana," and discussed the abuse of rights of sexual minorities in the country. Andam argued that Ghanaian female sexual minorities battle the dual challenge of sexism, and homophobia, consequently enduring diverse forms of physical, psychological and sexual abuse. The following research questions were considered in her paper: What are the cultural, colonial, social and religious factors driving homophobia in Ghana? What types of discrimination do female sexual minorities in Ghana encounter? To what extent can local and international legal principles be used to address these injustices?

Debra Haak, PhD candidate, presented on a panel "Contesting Consent and Sexual Agency in Law and Society." Her paper is entitled "Re(de)fining

"Prostitution" and "Sex Work:" Attending to the Role of Consent in Constructing Problems and Imagining Legal Responses." Haak argued that the word "prostitution" and the term "sex work" are not synonymous, and that attending to how they are defined and used in texts relevant to legal decision-makers has the potential to better identify what is known and not known about the experiences of those who exchange sexual acts for compensation, and whose interests and rights are and are not implicated when evaluating constitutionality.

Basil Alexander, a PhD candidate, presented "Canadian Cause Lawyering: Key Trends and Issues from an Empirical Investigation." He explored the complex relationships between social change and various legal actors, including cause lawyers, legal organizations and social movements.

PhD candidate Michele Leering's presentation, entitled "Exploring Action Research as an Enabler of Innovation in the Justice Sector: Tackling the Wicked Problem of Access to Justice," observed innovative research in the access to justice field. That included novel scholarship on methods to meet the legal needs of both consumers and communities, as well as on the application of methodological approaches to the field.

Manoj Dias-Abey, PhD'16, a postdoctoral fellow with the Centre for Law in the Contemporary Workplace, co-ordinated a roundtable of academics and advocates to discuss the legal strategies adopted by farmworkers in Canada and the United States.

Adelina Iftene, LLM'11, PhD'15, an Assistant Professor of Law at the Schulich School of Law, presented on "Access to Early Release for Individuals with Dementia Incarcerated in Canada: Challenges and Consequences."

"The chance to have an impact with our research is why we do what we do," says Karton. "In order to have an impact, our research needs to find its way to people who are interested in it and can make use of it."

— ASCHILLE CLARKE-MENDES

Queen's hosts conference on contemporary international humanitarian law concerns

Known as the "Law of Armed Conflict," international humanitarian law is the body of wartime rules that protect people affected by armed hostilities. Two current problematic areas of the field were the focus of the conference "Vulnerabilities in Armed Conflict: Exploring Child Soldiers and Sex as a Weapon of War."

The event, co-organized by Queen's Centre for International and Defence Policy (CIDP) and the Red Crescent Movement, with assistance from Queen's Law, was held on March 9 in Sutherland Hall.

"Humanitarian law is sometimes called the 'vanishing point' of law because law is at its weakest in armed conflict," said co-organizer Professor Darryl Robinson, who observed that law nevertheless plays a valuable role in reducing violence and mitigating suffering even in armed conflict. The legal community, NGOs and watchdogs play crucial parts in the research and advocacy for standard-bearing in armed conflict.

"The organizers wanted to introduce students to international humanitarian law," says Robinson, "Rather than a general conference, they wanted to drill down into some specific contemporary issues of great concern."

The conference was conducted by experts from various perspectives – military, Red Cross, academic and non-governmental organizations. There were two panels: the first unpacked various problems arising from the prevalent use of child soldiers; and the second examined responses to endemic sexual violence.

Blaise Cathcart, retired Judge Advocate General of the Canadian Armed Forces, was the keynote speaker. His talk, from his perspective as a military legal advisor, was about child soldiers and sexual- and gender-based violence during armed conflict.

Sabrina Henry, Legal and Policy Officer, Canadian



Red Cross (CRC) and International Committee of the Red Cross (ICRC), Canadian Delegation, presented the introduction.

Jonathon Somer, Senior Legal Advisor for IHL at the CRC, moderated the panel on child soldiers. Zama Neff, Executive Director for the Children's Rights Division for Human Rights Watch, discussed the child soldier's perspective, and a speaker from the Peace Support Training Centre of the Canadian Armed Forces discussed the soldier/training.

Stefanie von Hlatky, CIDP Director, headed the session on sexual violence. Andrew Carswell, ICRC's Senior Delegate to Canada, gave insight into the ICRC's perspective.

For the second panel, University of Windsor professor Sara Wharton, who researches international criminal law and transnational criminal law, spoke on the sexual and gender-based violence, and the role of tribunals such as the International Criminal Court. Dr. Susan Bartels of Queen's Department of Emergency Medicine talked about militarized sexual violence in the eastern Democratic Republic of Congo.

This conference provided students a helpful introduction to international law, responses to armed conflict and protection of vulnerable persons.

— ASCHILLE CLARKE-MENDES

Refugee law expert headlines Queen's University alumni branch dinner in Montreal



Professor Sharry Aiken, keynote speaker at the Queen's Montreal Alumni Branch Dinner, sets the record straight on the hot topic of refugee law and policy in Canada and the U.S.

Is there really a “flood of refugees” crossing the Quebec-Vermont border? Does Canada need to clamp down on an influx of illegal migrants? Professor [Sharry Aiken](#) encouraged Queen's grads to take a critical look at these attention-grabbing headlines and ask some important questions. As the keynote speaker at the Montreal Alumni Branch Dinner on May 15, she separated truth from fiction in her presentation “Refugees at the Border: Queue Jumping or Policy Failure?”

In a Q&A session, Queen's Alumni Relations staff spoke with Professor Aiken about the topic of her presentation.

What is your critical take on the situation at the Quebec-Vermont border?

It's a subject that has been in the headlines off and on since President Trump assumed office. People are familiar with the story. They have seen the pictures of migrants coming over the Quebec border from the U.S. with all their belongings in bags. They are being received in Canada with

growing alarm from border officials. I would like to clear up some misconceptions that are out there. Refugees are often described as “illegal migrants” and some people say we need to “clamp down” and “fortify the border” in order to stop the flow. My take is there is more to the numbers and there is more than meets the eye.

Do you feel the current political climate in the U.S. – with talk about building a wall and Muslim travel bans – has had an influence in Canada and made refugee law a hot topic here?

Refugee law and policy is always a hot topic in both Canada and the United States. It is seldom far from the headlines. Countries all over the world grapple with the appropriate policy response in the face of an unrelenting flow of people. Right now the number of refugees is higher than it has been since the end of Second World War, and this poses a challenge to receiving states. So, in my view, it is not more of a hot topic today than it was three years ago or 10 years ago.

Are you happy with the way the Trudeau government has been handling the refugee crisis from Syria?

The Trudeau government should be commended for its timely and effective resettlement targets in relation to Syrian refugees. In the face of the escalating crisis in Syria, Canada stepped up and temporarily increased the annual quota for resettling refugees from Syria – both by government and through private sponsorships. But we need to understand that resettlement is a drop in the bucket. We should be working with international partners to press other receiving states around the world to increase their targets and renew their commitments because the crisis in Syria – as well as in other parts of the world – is far from over.

Getting students involved in academic research

One year [into a two-year, SSHRC-funded study](#) on financial literacy education resources, research assistant Lucy Sun, Law'19, joined Queen's professors Gail Henderson (Law) and Pamela Beach (Education) in sharing preliminary research findings. The group made their presentation at the Canadian Society for Studies in Education conference “Congress 2018,” held at the University of Regina in May. Congress brings together thousands of scholars from across the social sciences and humanities every year.

Henderson, Beach and Sun, along with Faculty of Education PhD candidate Jen McConnel, are conducting the study to gain a better understanding of the resources made available to teachers through the Financial Consumer Agency of Canada's financial literacy database and of how teachers evaluate financial literacy resources for use in their classrooms.

The presentation focused on the first phase of the study, which examined resources in the database and compared key themes among three categories of resources: those produced by financial services companies, those sponsored by financial services companies and those neither produced nor sponsored by financial services companies. This third category includes resources produced by government, non-profit organizations and individuals.

“The concern with financial services companies producing or sponsoring resources is that the companies are in a conflict of interest between maximizing profits and actually educating students to manage their finances wisely” explains Henderson. “The frequency of key themes was fairly consistent across the three categories, but some, such as banks as safe places to put your money and understanding financial products, were more frequent in resources produced by financial services companies. More analysis is needed to determine whether this is evidence of a conflict of interest in these educational materials, which is what the team will be doing this summer.”

As Beach knows from her previous research, elementary teachers are using online resources to seek out information related to classroom practice.



Professor Gail Henderson and Lucy Sun, Law'19, at the Canadian Society for Studies in Education conference in Regina, where they co-presented early research findings from their team's [Financial Literacy Project](#).

“The results of this phase of the study will assist teachers in identifying accessible, high-quality and credible educational materials related to financial literacy” says Beach. “The next two phases will explore teachers' views of financial literacy education and the role of financial literacy resources in teacher learning and instruction. Hearing directly from teachers can provide important feedback on the usefulness of resources in the database as well as whether teachers perceive a conflict of interest in these educational materials.”

The presentation was part of a roundtable panel titled “Empowering Students & Questioning Content.” The presentations focused on how education curricula are created and perhaps influenced externally by government and the private sector. Faculty from the nearby First Nations University were among the audience members.

The opportunity for students to participate in academic conferences like Congress allows them to gain experience in presenting and insight into an academic career path. Sun commented how memorable this experience has been for her: “I have learned so much about the process of conducting rigorous, empirical research and how to apply this research to answering novel research questions. I'm so grateful that Queen's Law offers these experiences to students and that I was able to be a part of it.”

International conference unites academics and advocates on migrant worker issues

The Queen's Centre for Law in the Contemporary Workplace (CLCW) hosted a conference on April 20 and 21 that explored the complex issue of labour migration from both an academic and practical perspective.

"Canadian employers are relying increasingly upon temporary migrant workers to meet their labour needs," says Kevin Banks, CLCW Director. "These workers enter Canada under formal labour migration programs, as well as through a variety of other less-understood means, such as labour mobility arrangements created by trade agreements – but current law and policy do little to address their poor working conditions."

"These are pressing issues that affect not only workers, but all who benefit from their work – which is to say, all of us," says Manoj Dias-Abey, PhD'16, a post-doctoral fellow with the CLCW and one of the conference organizers. "An open dialogue between scholars and advocates both generates scholarship informed by practice on the ground and provides advocates with the cutting-edge research they need to support migrant worker issues."

True to its mandate, the conference was a potent mix of leading academics in labour law research, and boots-on-the-ground migrant worker advocates. "Our guests ranged from Professor of Mobilities, Migration and Citizenship at the University of Bristol, Bridget Anderson, to a fieldworker who is one of the national spokespeople for the Coalition of Immokalee Workers," Dias-Abey says. "We worked to form practical and productive connections between those who analyze these issues and those who see the perils facing migrant workers first-hand every day."

The 35-plus guests at the conference included such academics as Jean-Luc Bedard, a specialist in the mobility of foreign-trained professionals; Cornell professor Shannon Gleeson; UQAM faculty Dalia Gesualdi-Fecteau and Colin Grey; the B. Phinzy Spalding Distinguished Professor of History at the University of Georgia, Cindy Hahamovitch. Queen's Law was also well represented with Banks and Dias-Abey joined by professors Sharry Aiken, Samuel Dahan and Lisa Kelly.

Migrant worker supporters and advocates included Chris Rampsroop, from Justicia for Migrant Workers, Santiago Escobar of UFCW Canada, and Joey Calugay, a community organizer for the Immigrant Workers Centre.

Another aspect of collaboration is the CLCW partnership with the CRIMT Institutional Experimentation for Better Work Partnership Project, a multi-centre research project dedicated to the study of how companies, workers, unions, governments and other organizations engage in experimentation to achieve work that is better for all concerned.

The result was two days of presentations, conversation and cooperation. Sessions included a keynote by Bridget Anderson, and panels that ranged from discussions of academic papers to roundtables of migrant organization leaders.

"We are deeply appreciative of all our partners and attendees for their participation in what was a truly unique opportunity to meet and discuss one of the key labour issues of today," says Banks. "By opening up a dialogue between scholars and advocates, we have started to generate scholarship informed by practice and to provide advocates with knowledge that will be helpful as they strive to support and organize migrant workers."



Keynote speaker Bridget Anderson, Professor of Mobilities, Migration and Citizenship at the University of Bristol, delivers a talk at the CLCW's labour migration conference.

NATALIE MONIZ-HEINNE

Queen's Law wins Canada's arbitration moot



Queen's Law team members accept the Mathews Dinsdale trophy from the competition's panel of judges at the Ontario Labour Relations Board in Toronto on January 28. (L-R) Stephanie McLoughlin (student coach), Larysa Workewych (student researcher), Adriana Zichy (advocate), Kevin Banks (coach), Ginette Brazeau (Chair, Canada Industrial Relations Board), Justice Malcolm Rowe (Supreme Court of Canada), Bernard Fishbein (Chair, Ontario Labour Relations Board), Geoff Dunlop (advocate), and Geoff Tadema (student coach).

For the second year in a row, Queen's Law mooters are champions in the Mathews Dinsdale National Labour Arbitration Competition.

On January 28, advocates Geoff Dunlop and Adriana Zichy, both Law'19, appeared before Justice Malcolm Rowe of the Supreme Court of Canada; Ginette Brazeau, Chair of the Canada Industrial Relations Board; and Bernard Fishbein, Chair of the Ontario Labour Relations Board. The team prevailed over the University of Toronto in the finals.

Professor Kevin Banks, returning as faculty coach for the tenth year, was full of praise. "Geoff and Adriana were poised in the face of a barrage of questions, concise and articulate in their arguments in chief, and brief but brilliant in reply," he said.

The team had the support of former Dean and Professor Emeritus Don Carter, Law'66, and Kingston labour lawyers Carol MacKillop, Law'94, and Vince Panetta, Law'95. The trio have volunteered their time and insights many times over the past decade and Banks is "convinced that their efforts and insights have been key contributors to the success of Queen's teams."

The previous year's winners, Stephanie McLoughlin and Geoff Tadema, both Law'18, served as student coaches to Zichy and Dunlop. Larysa Workewych, Law'18, assisted with research.

"It was an honour to work with such a dedicated group of people, who also happen to be really fun to spend time with," said Zichy. "I think our great working relationship was the key to our success."

Dunlop agreed, adding that the pair were able to enjoy the argument "because of our coaches' help with the

preparation." The mooters argued two problems about grievances. "The first involved a teacher who kept Percocet in her desk, and the second was about a janitor who refused a breathalyzer at work," Dunlop explained. He handled the teacher's grievance and Zichy dealt with the janitor's.

"The moot was a scary but thrilling experience," said Zichy. "I learned how to make a set of facts come to life and tell a story in a way that is authentic and persuasive."

The student coaches emphasize how hard Dunlop and Zichy practised, drawing on the experience of the 2017 champions. "Geoff and Adriana gave 110 per cent each and every practice, and really made our job as coaches extremely easy, not to mention, a lot of fun," McLoughlin explained.

Tadema believes preparation is the hardest part of mooting. The competition sets the time constraints and arbitrators ask the questions, so "good oralists are able to think on their feet while relying on knowledge of the facts and the strength of their submissions."

"This meant numerous practice rounds with student coaches and practitioners who were able to provide invaluable feedback on the strengths and weaknesses of our arguments and cases," said Workewych. "I'm missing our weekly team meetings," she added.

Queen's students have been strong performers in the Mathews Dinsdale moot: a team from Queen's Law has reached the finals in six of the past 11 years.

— ALEXANDER MCPHERSON

Law'12 grads return to discuss their varied paths to career success

At Queen's Law, students past and present are part of a strong community of peers and mentors that begins at school and carries on after graduation. On February 2, six Law'12 alumni – Sonia Beauchamp, Jonah Goldberg, Brooke MacKenzie, Caity O'Connor, Husein Panju and Brittany Sargent – returned to their alma mater to discuss the diverse ways in which their careers have unfolded.

"Queen's Law Five Years Out" began with a panel discussion with the six alumni. Afterwards the panelists met with current students for one-on-one 'coffee chats.' The Law Students' Society Alumni Relations Committee and the Career Development Office partnered for the event.

"A career in law can go in so many different directions," Goldberg reminded the students at the panel. Likewise, students come into law school and enter into legal careers from a variety of backgrounds.

"I didn't come to law school with a grand plan to become a particular type of lawyer," Goldberg said, telling students about his career. He studied history before coming to Queen's Law and began his professional career at Torys in Toronto. He is now counsel for Strategy & Innovation at the Royal Bank of Canada.

Paul Kenney, Law'19, a committee member, said he enjoyed learning about "so many interesting and successful career paths that emerged from opportunities outside the official recruitment processes."

Beauchamp had a career as an accountant before coming to Queen's. She knew she wanted to be a criminal lawyer because "you get to give a voice to a lot of people who don't have voices." Today, she does exactly that as a Crown attorney in Toronto, where she specializes in prosecuting child abuse, Internet child exploitation, and child pornography offences.



Law'12 panelists (back row, 2nd –4th and 6th–8th left) Husein Panju, Brooke MacKenzie, Brittany Sargent, Sonia Beauchamp, Caity O'Connor and Jonah Goldberg in the faculty lounge with Dean Bill Flanagan (back row, 5th left) and Alumni Relations Committee students.

"Sonia gave me a lot of insight into what working as a Crown is really like," Kenney said, appreciative of the chance to have had a conversation with Beauchamp.

MacKenzie studied theatre as an undergraduate and initially planned to be a teacher. Coming to law school, she knew she wanted to be a civil litigator, but she did not expect to start her own firm. After beginning her career at McCarthy Tétrault, she co-founded MacKenzie Barristers, a practice focusing on civil appeals and professional responsibility and liability issues.

"The benefits of being in a small firm are that you can choose your clients and build your practice." MacKenzie encouraged students to think about their career path on an ongoing basis. "I'm glad I

had good mentors reminding me to do that." Panju worked at all three levels of government before his current role as an in-house counsel and public affairs consultant for StrategyCorp in Toronto. He highlighted the applicability of legal skills to consulting, including point-first writing and client management. Outside of work, Panju is also the creator and host of the first legal-based podcast in Canada, *Lawyered*. This award-winning program features interviews with top Canadian lawyers who take a critical look at current legal issues. It has listeners worldwide.

"It's quite open to you to go into private practice, leave private practice for a period of time, and go back into private practice," said Sargent, who worked at Blakes in Calgary and McCarthy Tétrault in Toronto before working at the Ontario

Securities Commission. She is now an associate in the Corporation and Commercial Group at Bennett Jones in Toronto.

After graduating from Queen's, O'Connor went on to take an LLM at the University of California, Los Angeles. She articulated with Warner Horizon Television, and then was admitted to the California Bar in 2015. She is now Production Counsel for NZK Productions, the corporation behind *The Bachelor*, a reality TV series. "Know that you don't have to be perfect," O'Connor advised.

"Talking to Caity helped to give me a better understanding of entertainment law," said Darien Murray, Law'20, who had a coffee chat with O'Connor after the panel. Murray noticed how supportive the Queen's Law alumni network is. "All the alumni on the panel were so happy to see each other and while they talked, they kept bringing up old classmates and the network that has followed them into the workforce."

"The Alumni Relations Committee provides law students with a special forum to network with Queen's Law alumni for the purposes of enriching student-alumni relations, encouraging active participation by alumni and broadening the scope of extra-curricular learning opportunities offered to students," explained Dianne Butler, the Coordinator of Alumni Relations for the Law Faculty.

"Whenever asked, our alumni are always willing and delighted to meet, engage and mentor law students," she added.

"Five Years Out," now in its fourth year, is a fixture in the annual career development and alumni calendars at Queen's Law. Jeremy Mutton and Sayde-Hope Crystal, both Law'19, moderated this year's panel.

— ALEXANDER MCPHERSON

A peek behind the camouflage curtain for law students

It's a world often only seen through procedural TV shows and movies. But on March 20, Queen's Law students were given an exclusive opportunity to meet and speak with lawyers working with The Office of the Judge Advocate General (JAG) at Canadian Forces Base (CFB) Kingston. JAG lawyers, who have diverse military and legal backgrounds, wanted to share their experiences with Queen's Law students interested in learning more about this exciting career path.

"This is the 100th anniversary of the legal branch of the Canadian Armed Forces, and to mark the anniversary, we've been holding events across Canada," says Captain Peter Briffett, Law'17, currently completing his articling requirements at CFB Kingston. "Our idea was to reach out and create an information session as an event, and present what we do, and what it's like to be a lawyer in the Forces."

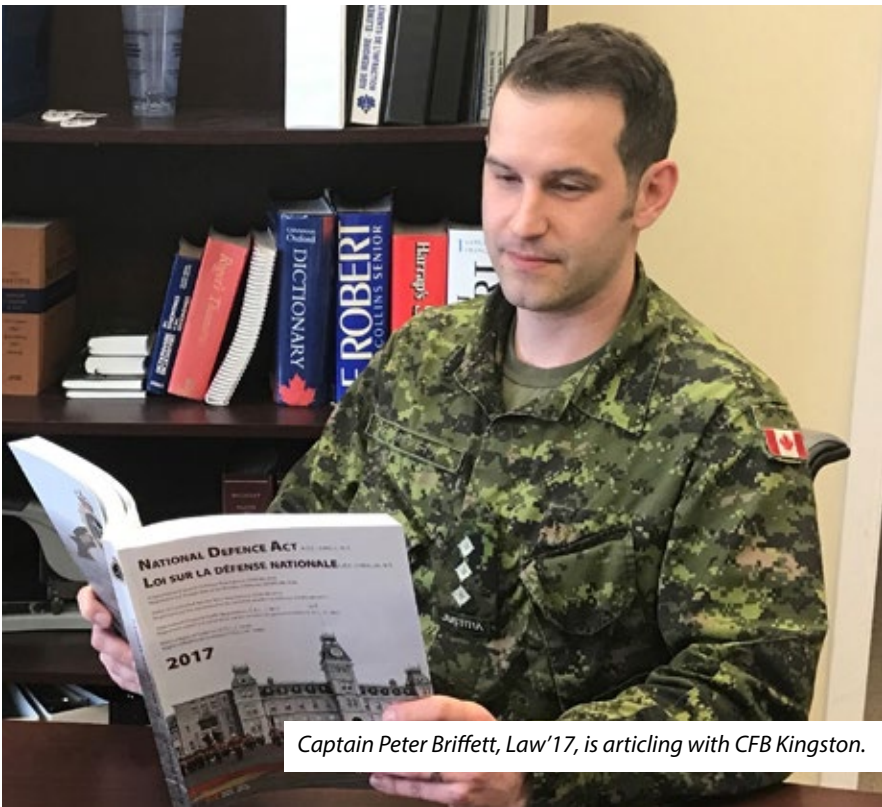
Individuals come to military law via "one of two scenarios," Briffett says. "The first way to work for the military legal branch is to serve, and

then be selected through a competitive selection process to be sent to law school. This was my path. The other avenue is to first be a young lawyer with a few years of experience, apply to the Forces, and join the Forces as a legal officer." As he explains it, both career tracks are equally weighted, with a key difference in training: "I learned about the Forces first, and law second. Direct entry officers already have a background in law, but then have to learn about working in the military."

"This event was really about that second career path, direct entry officers," he says. "Future lawyers may not have considered this as an option yet – a career in the office of the JAG may not have yet crossed their minds."

The event saw a number of military legal experts join Captain Briffett to answer students' questions and discuss the realities of JAG with their Queen's Law guests. They included Major Eric Carrier, a former military prosecutor and now Deputy Judge Advocate; Major David Duggins, also a Deputy Judge Advocate in Kingston and with a number of past deployments around the world; and Captain Kelly Lynch, a former business and real-estate lawyer who joined the forces in 2006. She enrolled in 2016 and has never looked back.

"The public often doesn't have a clear idea of what a military lawyer does," Briffett said. "It's always exciting to be able to share this alternative career path, and answer questions about it."



Captain Peter Briffett, Law'17, is articling with CFB Kingston.

Law'92 tax expert speaks at inaugural student club event

Sunita Doobay, Law'92, a Canadian and U.S. tax lawyer with Tax Chambers LLP in Toronto, returned to her alma mater on February 5 as a guest lecturer. She and Mark Brender, a partner with Osler, Hoskin & Harcourt in Montreal, spoke to students about their practice experiences and prevalent tax law issues at the first event organized by the newly formed Queen's Law Tax Club. She'll be back this fall to teach Taxation of Trusts and Estates.



Sunita Doobay, Law'92, and Mark Brender, at Queen's Law, where they spoke to students and met members of the new Queen's Law Tax Club.



Criminal law scholars analyze Stanley trial


Queen’s Law faculty organized a panel discussion that critically examined the trial and acquittal of Gerald Stanley in the killing of Colten Boushie and the Crown decision not to appeal the case.

[Watch the video](#) that was streamed live on March 28 from the queensulaw Facebook channel.

Queen’s | LAW

THE STANLEY CASE

A conversation with Mohawk lawyer Stephen Ford and law professors Don Stuart and Noah Weisbord; moderated by Professor Lisa Kelly



Career Development Office key to grads’ early career success

A JD degree opens the door to a diverse array of career options, both within the legal profession and outside it. However, such variety can make the job search process seem overwhelming for students trying to map out their career paths. To help Queen’s Law students navigate the process and achieve their individual goals, the school’s Law Career Development Office (CDO) has been working closely with students to help them discover where their passions lie and which career path will work for them. [Results continue to be impressive](#), with students clearly benefitting from this customized approach.



Roger Sawh, Law ’15, is now Legal Counsel with Desjardin Insurance, but when he was a student, he had no connection to the practice of law. “CDO provided from the very beginning of my time at Queen’s Law indispensable support in helping

me understand the magnitude and complexity that goes into entering the legal workforce,” he says. “Quite frankly, the process is pretty intimidating! However, the resources available through the great career development team genuinely made a lot of difference.”

Meagan Berlin, Law ’16, a former Law Students’ Society president, is now a practising lawyer with Woodward & Company LLP, a firm that works exclusively for First Nations governments, organizations, and individuals. Services offered by CDO, she says, helped her manage anxiety about the unknown. “Staff took a holistic approach – linking what I was looking for and pursuing during job search



periods to what I had originally expressed, and communicated over time as to what my ideal work life would look like,” she says. “It helped me not waste stress or energy on things that I ultimately would not be happy with, in the short- or long-term.”

Hayley Pitcher, Law ’14, now with the Ontario Attorney General’s Constitutional Law Branch,



emphasizes how thinking more broadly about her career gave her confidence to pursue a path in public law. “I found working with CDO at Queen’s Law to be an invaluable resource and it helped me explore the options available,” she says. “They helped me to develop a realistic action plan to target my

search, craft an impressive application and hone my interview skills. With their assistance, I achieved my goal to work in public law.”

After practising on Bay Street, Rayomond Dinshaw, Law ’15, is now Senior Policy Advisor with the Ontario Ministry of Health and Long-term Care. He relied on skills he attained through training and support at CDO to make a career change. “The Career Development Office helped me realize my career aspirations, explore non-traditional career options, build my network, refine my interviewing skills, identify transferable skills, and make the most out of my time at Queen’s Law.”



— ANTHONY PUGH

Queen’s Law scores win for local charity

It was a blowout as the Kingston Frontenacs trounced the Oshawa Generals 7–1 on February 2. But that night at the K-Rock Centre, there was an even sweeter victory. At the first-ever Winter Classic, Queen’s Law community members raised \$500 for the Boys and Girls Club of Kingston & Area.

The Winter Classic, which saw Queen’s Law and its men’s hockey team join forces with the city’s OHL club, was another of the school’s community outreach endeavors.

“It was great to see members of the Queen’s and Kingston communities come out for a fun night on the ice,” said Heather Cole, Law’96, Assistant Dean of Students. “This was a wonderful way to engage our communities. We had families with children, students, staff, faculty and alumni taking part.”

For the price of admission, more than 100 Queen’s Law community members enjoyed a private pre-game reception in the club lounge and sat together to cheer on their playoff-bound Fronts.

“The crowd was energetic and engaged in the game,” said Colby Harris, Law’19, event co-organizer and Assistant Captain of the Queen’s Law hockey team. “As always, it was great to show up and enjoy an event with the rest of the Queen’s Law community.”

Many ticketholders (of all ages) also took to the ice for a skate with the school team before the puck dropped. “The Winter Classic was great!” exclaimed Captain Elliott Cheeseman, Law’18. “It was awesome to have the QL team reach out to the entire community. It was also a cool experience being able to skate at the K-Rock Centre and watch the Frontenacs game after.”

Proceeds from ticket sales went to the local Boys and Girls Club, an organization that provides after-school and evening programming to children ages 4-18.

Harris has started gearing up for next year. “I hope we can get an even bigger group out,” he says. “It’s a fantastic way to get involved in the greater Kingston community – and a great way to support the Boys and Girls Club.”

— LISA GRAHAM



Members of the Queen’s Law men’s hockey team with Queen’s Law community children on the K-Rock Centre ice during the pre-game skate for the Winter Classic.

ANDREW VAN OVERBEKE

Queen’s Law hosts local youth in Pathways event

Queen’s Law hosted its first “Pathway to Law” day, in partnership with [Pathways to Education](#), in Kingston on March 29. Pathways provides support services to at-risk high school aged youth to help them successfully graduate from high school and transition into postsecondary education, training or employment.

This recently established partnership with Pathways is part of the Law Faculty’s efforts to increase community engagement and outreach in Kingston. Heather Cole, Assistant Dean of Students, believes that strengthening ties with such community agencies assists the law school in many ways. “Queen’s is committed to enriching the diversity of its student body,” she says. “We want to create a pipeline to law school for students who have been traditionally under-represented. Bringing them here for a day shows them the wealth of opportunities available to them, right in their own backyard.”

The visit kicked off in the morning with open discussions between the attendees and some current law students, and then moved into a panel discussion to talk about different paths not only into law school but also after graduation. Students were given tours of the law school, provided with lunch in the student lounge and then had the opportunity to sit in on a real law school class.

Aimee Burtch, Manager of Admissions and Outreach, comments on the impact the day had on the students attending: “I overheard students talk about how they had never considered coming to law school and had no idea what the experience would be like. They could not believe how friendly the students were,

how open the professor (Erik Knutsen) was to ideas and how willing people were to speak with them, including our Dean.”

The law school hopes to make the Pathways visit an annual event. “The hope is that students will see law school as a real possibility,” says Cole. “We want to expand young people’s ideas of who can come to law school and expose them to some of the benefits of a law degree.” The Pathways visit demonstrates the law school’s commitment to increasing its presence in the local community.

Professor Knutsen, who welcomed the students into his class, says the day was just as important for current students as it was for those visiting from Pathways. “Queen’s Law students were extremely impressed with our efforts to showcase law as an option for a diverse group of students,” he says. “Many told me they wished they had the same kind of opportunity when they were in high school.”



Pathways to Education students attend a class at Queen’s Law

Queen’s Law welcomes new students at the school and across the country

Over reading week in February, recruitment and outreach staff joined alumni and students across the country to welcome students admitted to Law’21 at receptions in Vancouver, Edmonton, Calgary, Toronto and Ottawa.

“The receptions allowed students the opportunity to find out what it is like to attend Queen’s,” said Aimee Burtch, the school’s Recruitment and Admissions Manager.

On March 4, the Faculty invited students offered admission and their families to Welcome Day at the law building. Current Queen’s Law students from all years spent the day showing attendees around the school, taking them on tours of Kingston and answering their questions.

“For me, Welcome Day is about giving back to the QL community,” said Moosa Raza, Law’20. “As soon as I heard about volunteers being recruited for Welcome Day, I knew I had to be a part of it.”

Admitted students met current Queen’s Law students and had the chance to learn about some of the many ways the Faculty aims to develop and nurture the whole student body, from academics to social activities and volunteer organizations. Law’21 offerees learnt about services the school offers like unlimited career counselling and a free tutoring program.

Attendees heard from students about clubs, the Law Students’ Society student government, service organizations like Pro Bono Students Canada, and experiential learning opportunities like the Queen’s Law Clinics, the *Queen’s Law Journal* and the *Canadian Labour & Employment Law Journal*.

Six months before term begins, admitted students had their first mock class with Professor Erik Knutsen. The three-time winner of the Queen’s Law Teaching Award, teaches and researches in the

areas of tort law, civil procedure and insurance.

At lunch and during the tours, there was lots of time for questions.

“My favourite part of Welcome Day was sitting down with three or four potential 1L students and fielding their questions,” Raza said. “I was so excited to be able to talk about my experiences all the while highlighting the amazing opportunities available to law students during their time here.”

Students wanted to know about the Queen’s Law community. Raza was happy to tell them. “I was able to meet prospective QL students and tell them all the exciting things I have done so far in my first year here, and the things I am looking forward to during my time here, all the while promoting inclusiveness for those who also consider themselves visible minorities.”

Queen’s remains a top destination for applicants. The admissions office reviewed over 2,700 applications, up from just over 2,400 last year.

— ALEXANDER MCPHERSON



Students and alumni discuss things Queen’s Law at a reception in Vancouver.

Queen’s Law alumni help Law’18 prepare to pass the bar



“As a law student, the bar exams can seem daunting,” says Law’16 alumna Emma Cotman who gives back by helping graduating students prepare for the bar.

CUNNINGHAM SWAN

With the help of Queen’s Law alumni in late February, the class of 2018 was already looking ahead to one of their first major challenges post-graduation: licensing exams in June. Passing the bar is the first step to practice, and proper preparation both increases a student’s chances of success and goes a long way towards relieving any anxiety. Andrew Sapiano and Emma Cotman, both Law’16, shared their strategies for licensing exam success with about 60 third-year JD students. Both practise in Kingston at Cunningham Swan. Sapiano also co-presented last year.

For Emma Cotman, volunteering to help students get ready is a way of giving back – and as a recent graduate, she can easily recall the stresses involved in preparing for the bar. “As a law student, the bar exams can seem daunting,” says Cotman. “When a student knows what to expect going into the exams it can relieve a lot of additional stress. I had the guidance and tools I needed to prepare for the exams and succeed, which was largely a result of the support and efforts of Queen’s Law students before me.”

Since 2011, recent Queen’s Law alumni have presented tips on how to study for and write the Ontario licensing exams in partnership with the Faculty’s Career Development Office (CDO). The format of the session has varied, but “it consistently provides recent alumni working in Kingston the opportunity to return to the law school and give back,” says Michael Molas, a career counsellor in the CDO.

“Emma and Andrew did an excellent job explaining what to expect and how to study,” says Ethan Gordon, Law’18. He found the talk “very helpful” as he was looking toward preparing for the licensing exams and the start of his articles at Bennett Jones in Toronto.

“One of the greatest things about being part of the Queen’s Law community is the sense of collegiality,” says Cotman. “When Queen’s Law students excel, it is a success that is felt throughout the entire Queen’s Law community.”

— ALEXANDER MCPHERSON

Three new grads build on 'best school experience' at Queen's Law Clinics

Like all Law'18 classmates, Rachel Law, Jane Mundy and Justin Turner strode across the convocation stage to accept their degrees on June 6. But these three are staying on at their alma mater with new roles. As articling students with the Queen's Law Clinics (QLC) this year, they'll expand their skills while continuing to assist those unable to afford legal services in the greater Kingston area.

"My favourite part of law school was my time at the QLC," says Law, who is splitting her articles between the Queen's Family Law Clinic (QLFC) and Queen's Legal Aid (QLA). "The directors and review counsel at the QLC are exceptional role models and I am very lucky to be able to be in a position where I can continue to learn from them while helping to bridge the access to justice gap."

Describing her years as a student caseworker with both clinics as a "deeply meaningful experience," she says, "Working first-hand with clients and actually seeing the impact of the legal process on individuals really made me aware of the importance of access to justice and the difficulties self-representing litigants face. It was this awareness that made me want to article at the QLC."

With the QFLC, she is assisting self-representing litigants prepare court documents and navigate the court process.

With QLA, she is assisting and representing clients at a number of courts, boards and tribunals in criminal, human rights, social benefits and landlord issues, to name a few.

"As an articling student," she says, "I am most looking forward to applying all that I have learned (and all that I will learn), being able to help clients during what are often the most

complex and trying experiences they will face, and assisting student caseworkers navigate their roles."

For Jane Mundy, articling student with QLA and the Queen's Business Law Clinic (QBLC), being a student caseworker was "invaluable" and one of her "best law school experiences." That, she says, is because she gained a "sense of the practicalities of working as a lawyer while being able to learn and improve with support from clinic lawyers, staff, and other students. The best part was working with clients to help them resolve their legal issues or get results they wanted or needed."

Like Rachel Law, with QLA Mundy is assisting low-income residents of the Kingston and Napanee areas, as well as Queen's University and St. Lawrence College students with a wide range of legal issues.

With the QBLC, she is providing legal assistance to start-ups, entrepreneurs, businesses and not-for-profit organizations in southeastern Ontario who might not otherwise be able to afford legal services. These services include drafting and reviewing legal documents for business organization and intellectual property matters.

"Student caseworkers often transfer files to new caseworkers following transition periods," says Mundy. "As a QLC articling student, I am looking forward to seeing clients' matters through to the end and working on new and more complex legal issues."

Justin Turner is articling with the Queen's Prison Law Clinic (QPLC), helping inmates incarcerated at the local correctional institutions. His work involves administrative law, small claims, parole hearings and quasi-criminal law at disciplinary



Justin Turner, Jane Mundy and Rachel Law, all Law'18, are completing their articles at the Queen's Law Clinics, where they are continuing to learn from "exceptional role models" as they "help bridge the access to justice gap."

court. What he likes best about his new job is "working directly with the clients, advocating and advancing their legal interests under unique circumstances."

"Queen's Law Clinics really give you a chance to experience law beyond an academic setting," he says, noting how the experiential work builds upon the academic foundation laid through law courses. "It is very satisfying work as you get the opportunity to make a real difference in a person's life and the work really does matter. I feel that doing my articles at QLC will give me great experience from which to launch my legal career."

That's a sentiment all three QLC articling students share.

"I've had such a great experience with the Queen's Law Clinics and I'm thrilled to have the opportunity to continue learning and improving as an articling student," says Mundy. "And, as a Kingstonian, it is a privilege to be a part of providing necessary legal services to members of this community."

— LISA GRAHAM

Nervous, excited': Queen's Legal Aid Director appointed to Nunavut Court of Justice



Susan Charlesworth, Law'81, in 2015 in Nunavut. "My job at Queen's Legal Aid has really prepared me for this role," she says.

"A bit nervous, a bit overwhelmed, but mostly happy and excited": two years after returning from Nunavut, Queen's Legal Aid Director Susan Charlesworth, Law'81, is making a return ... as a federal justice.

Charlesworth – Justice Charlesworth – was appointed to the bench on June 21 – alongside fellow Queen's Law graduate Christian Lyons, Law'02. It's a role that her time at Queen's Legal Aid has made her distinctly well suited for, thanks to Nunavut's distinctive court structure. "Unlike most jurisdictions in Canada, in Nunavut there is only one level of court: the Nunavut Court of Justice," she explained.

"Judges do everything normally divided into two or more courts. In Nunavut, the one court – and

its justices – do everything! I will be looking at cases ranging from theft with a guilty plea to murder requiring a jury trial, from family law and estates to constitutional issues."

This breadth of scope – and judgment – is something that years of work supervising law students at Queen's Legal Aid has prepared Charlesworth for. "I love criminal law, but my job here has really prepared me for this role," she said the next morning. "As the Director of Queen's Legal Aid, I work with law students on files ranging from landlord-tenant issues to small claims court, traffic matters – an entire gamut of issues that will have relevance. This ability to accumulate a wide variety of experience and expertise while working with students and the public in a pro bono context will definitely be a benefit."

The call to the bench came not entirely unexpectedly – "I got a call earlier in June about CSIS security clearance, which gave me an inkling," Charlesworth laughs – but was still in some ways abrupt. "I got the call at 3:30 on June 21," she says. "They told me I was a judge – the order had been signed that morning. That's how it happens. They don't ask 'are you sure'?"

The announcement left Charlesworth happy, stepping back from her role ("As an appointed judge, I can't provide legal advice, so wrapping up at Queen's Legal Aid is a challenge") and looking forward to the next stage of a journey that began in 2013 with a first trip to the north – and now, almost five years later, returning to help shape its judicial future.

LAO funding furthers Queen's Law Clinics commitment to family law services

For the [Queen's Law Clinics](#) in downtown Kingston, early April brought more than showers – the first breaths of spring were accompanied by welcome news from Legal Aid Ontario (LAO).

As part of a province-wide investment from LAO to expand clinic law services for low-income Ontarians, the Queen's Law Clinics will receive an annual allocation of \$100,000 – in addition to existing LAO funding and faculty support – to maintain family law services.

As explained by the Clinics' Executive Director, Karla McGrath, the timing of the funding couldn't be better for its new and innovative Family Law Clinic. "In 2014, with funds provided by Legal Aid Ontario, Queen's was able to expand its experiential learning and local services with the addition of the Queen's Family Law Clinic," she says.

"Following the expiration of the three-year Family Law funding package in 2017, the Queen's Faculty of Law continued the operation of the QFLC while seeking long-term funding options. Although there had been no reduction in service to date, we were projecting a reduction in those services if new funding was not secured."

The new funding package from LAO means local residents with low incomes can continue to rely on the Family Law Clinic to help them with the complex paperwork and other tasks that are associated with self-representation at family court. Areas that the Family Law Clinic assist with include custody, access, child support, enforcement of support and divorce. "With this proposed \$100,000 increase in core funding, we will be in a position to continue

to provide family law services at current levels and will do so without interruption," McGrath says.

The dual role of the Clinics – both as a place for Queen's Law students to build skills and learn the value of pro bono work, and a source of much-needed legal aid for local residents with low incomes – will be well served by the LAO funding, McGrath says. "We are proud of and grateful for our excellent working relationship

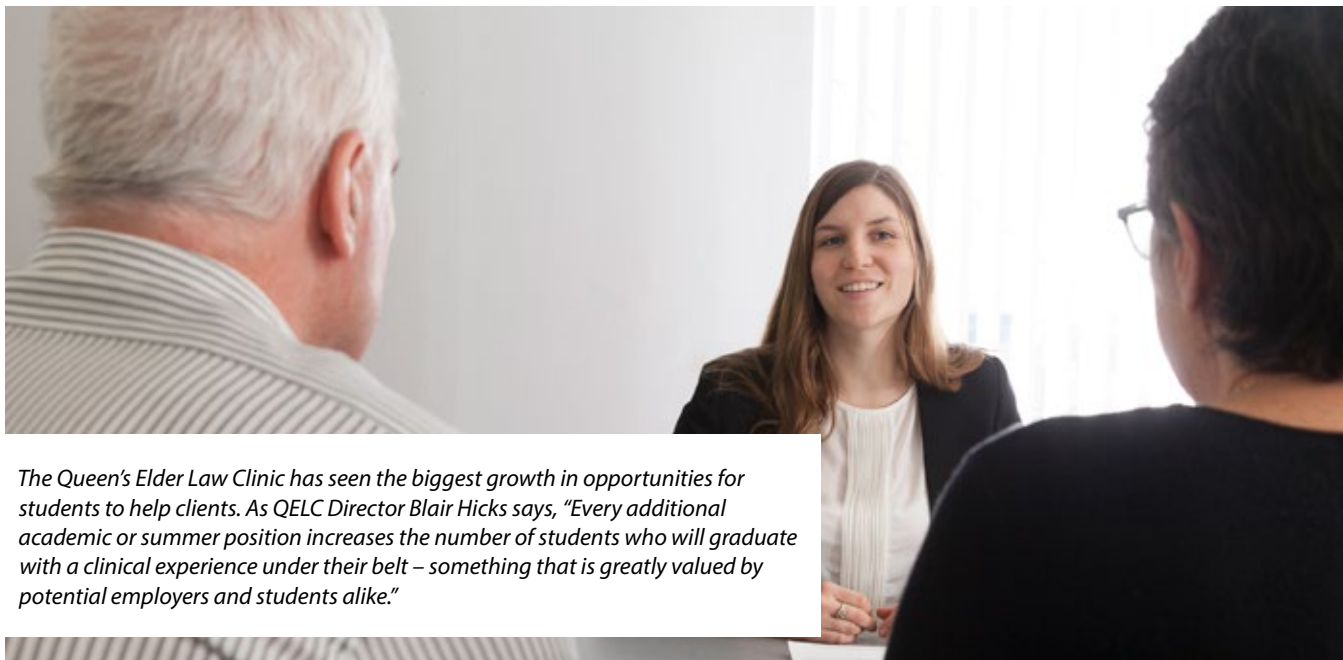


The Queen's Family Law Clinic assists self-representing Family Court litigants by completing their documents, helping them negotiate the Family Court process and referring them to other family justice resources.

with Legal Aid Ontario and we look forward to continuing to work together to provide training for our law students in a public service model and quality legal services for vulnerable members of the Kingston community."

The Queen's Law Clinics includes the Business Law Clinic, the Elder Law Clinic, the Family Law Clinic, the Prison Law Clinic and Queen's Legal Aid. Each year the clinics provide 218 volunteer, credit and summer student caseworker positions to first-, second- and third-year law students. Working under the close supervision of clinic lawyers, the students provide clients in Kingston and the surrounding area with legal assistance in business, elder, family, poverty and prison law matters.

Queen's Law Clinics keep growing, benefiting students and the Kingston community



The Queen's Elder Law Clinic has seen the biggest growth in opportunities for students to help clients. As QELC Director Blair Hicks says, "Every additional academic or summer position increases the number of students who will graduate with a clinical experience under their belt – something that is greatly valued by potential employers and students alike."

GREG BLACK

Clinics now offer Queen's Law students 218 experiential learning opportunities each year. The growth means there are 46 per cent more credit, volunteering, summer and articling opportunities than there were in 2014.

Five clinics provide legal services in business law, family law, elder law, poverty law and prison law. Student caseworkers and volunteers work under the supervision of the directors and review counsel to meet the needs of clients who would otherwise have difficulty affording legal advice.

Since 2015, the clinics have operated out of the same building in downtown Kingston and Karla McGrath has served as Executive Director since 2017. "Like all good roommates, we do our own thing but we also find ways to share resources, realize efficiencies and explore what each other has to offer," said McGrath, who is also the Director of the Family Law Clinic.

The biggest growth has been in the Queen's Elder Law Clinic, the first clinic of its kind in Canada. The clinic,

formed in 2010, had eight credit students in 2014; this fall, 16 student caseworkers mentored by three student leaders will help seniors in southeastern Ontario with a variety of issues related to aging, including files like elder discrimination, abuse and neglect, and skills which apply to other areas of the law including planning wills and powers of attorney.

"The aging demographic is no secret. For the first time ever, Canada's senior population is larger than the number of children in this country, so all services for seniors are in high demand," explains Blair Hicks, the Director of the QELC. "Past student caseworkers have been diligent and creative in finding ways to alert the community to our service. Those efforts, and word-of-mouth from satisfied clients has meant that the number of applicants continues to rise each year."

Hicks says that the expansion of QELC will mean an even greater opportunity for Queen's Law students to have an impact in the community. "With additional student caseworkers, QELC can now serve more low-income clients in a shorter time."

Hicks, a Kingston estate planning practitioner, began as a part-time review counsel before becoming the clinic's director on a part-time basis in April 2017. As part of the clinic's expansion, her position is now full-time.

The Queen's Family Law Clinic opened with eight caseworkers and in 2018–19, Violet Levin, Law'20, will be one of 12 QFLC student caseworkers. Since June 2016, QFLC students have helped 245 people to navigate the family justice system including completing more than 750 court forms relating to divorce, support, custody and access.

Levin believes that "the best way to learn is to actually apply yourself in the field and experience itself is not something you can learn out of a textbook."

Hicks agrees. "For the law school student body as a whole, every additional academic or summer position increases the number of students who will graduate with a clinical experience under their belt – something that is greatly valued by potential employers and students alike."

The Queen's Business Law Clinic has continued to expand each year. Over the past four years, the number of student positions has more than doubled. Clinic

Director, Morgan Jarvis, Law'10, cites student demand, that couldn't have been met without generous alumni support, for the growth.

This fall, four second- and third-year students at the Prison Law Clinic will pilot a new advanced clinical course. The QPLC is unique to Queen's, enabling students to assist prisoners in one of seven institutions in the Kingston area.

"This new course will provide an opportunity to develop advanced advocacy and litigation skills through intensive involvement in the test-case litigation practice carried on by the Prison Law Clinic and by having carriage of more complex prison law files," explains Kathy Ferreira, Law'01, the clinic director.

Queen's Legal Aid, the longest-running clinic, continues to offer the most student positions: 100 in total.

Queen's Law Clinics can expand because of continuing support from Legal Aid Ontario, the Law Foundation of Ontario, Pro Bono Students Canada, the class of Law'81 Clinical Programs Fund, the United Way, and alumni and industry sponsors. — ALEXANDER MCPHERSON

| Clinic | Credit students | Volunteers | Summer students | Clinic mentors/group leaders | Other |
|---------------------|-----------------|------------|-----------------|------------------------------|-------------------------------------------------|
| Business Law (QBLC) | 24 | 5 | 3 | 5 | 0.5 articling student |
| Elder Law (QELC) | 16 | 0 | 2 | 3 | 0 |
| Family Law (QFLC) | 12 | 6 | 2 | 6 | 1 summer intern; 0.5 articling student |
| Legal Aid (QLA) | 24 | 55 | 10 | 10 | 1 articling student |
| Prison Law (QPLC) | 18 | 1 | 4 | 4 | 4 in Advanced QPLC program; 1 articling student |

Clinic Briefs

Queen's Business Law Clinic

The QBLC ended the academic year on a high note, serving its 800th client since 2009. With the clinic up from 20 to 24 student caseworkers in the fall and up from two to three caseworkers this summer, it's on track to serve 1,000 clients by its 10th anniversary. With 60 files each, the summer students have hit the ground running, especially keen to support the exciting start-ups coming out of the Queen's Innovation Centre Summer Initiative, along with Aaron Bains, Law'14, of Aird & Berlis LLP.



Queen's Elder Law Clinic

The QELC is excited to announce a substantial increase in student enrolment for the 2018-19 academic year. This September the clinic will welcome 16 new student caseworkers, doubling the former class size (of eight) to address the consistent student demand for this program, and the equally consistent need in the community. Former QELC volunteer Michelle Kang, Law'19, takes on the summer 2018 caseworker position. She has a demanding role: management of all clinic files, community outreach, and most importantly preventing any gaps in service over the summer months.

Queen's Family Law Clinic

In the 2017-18 academic year, 12 students were enrolled in the QFLC credit program and six volunteered at the QFLC through the PBSC Family Law Project. They all had the benefit of working with one articling student and five returning QFLC student caseworkers who served as clinic mentors. This summer, the QFLC has an articling student, two caseworkers and two volunteers. Since June 2016, QFLC students have assisted 245 people to navigate the family justice system, including completing more than 750 court forms relating to divorce, support, custody and access.

Queen's Legal Aid

QLA staff have been working steadily to get ready for the impending retirement of Sandy Tallen, who has worked at the clinic since 1996 and is a "veritable treasure trove of knowledge" about QLA's administrative processes and former students. Previously, Sandy worked at the Faculty of Law, and in total she has 31 years with Queen's Law. "As our Administrator, Sandy has kept track of our students, clients, deadlines, court appearances and finances (not to mention the review counsel!). We will miss her, but wish her well in her retirement!" These are the words of then-QLA Director Sue Charlesworth, Law'81, who was appointed to the Nunavut Court of Justice on June 21 ([see pg. 46](#)).

Queen's Prison Law Clinic

The QPLC Director appeared before the House of Commons Standing Committee on the Status of Women in February in view of its study on Indigenous women in the federal justice and correctional systems to provide recommendations on improving Indigenous women's experience. Currently, the clinic, in collaboration with faculty and experienced members of the private bar, is pursuing leave for the clinic to intervene at the Supreme Court of Canada in *Chinna v. Canada*. The case deals with the scope of habeas corpus jurisdiction – a vitally important issue for QPLC clients.

More ways to stay in touch!



Queen's Law Reports, our annual print magazine – full of feature stories, alumni profiles and notes – is published in June. To get on our mailing list, email lawalum@queensu.ca.



Supporting Excellence, a separate magazine that includes the annual Honour Roll of Donors, is bundled with the November issue of *Queen's Alumni Review*.

Send your news for

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2019

Have you recently married, become a parent, relocated, been promoted or honoured? Are you starting a new job, a new position, or perhaps retiring?

Then please send your news and high-resolution digital photo to editor Lisa Graham, grahaml@queensu.ca for publication in the 2019 issue of *Queen's Law Reports*.

Meet our new faculty



Together for the first time as they take part in the school's on-campus learning fair in July are newly appointed Queen's Law professors Ardi Imseis, Alyssa King, Noah Weisbord, Ashwini Vasanthakumar, Robert Yalden, Sabine Tsuruda and Benjamin Ewing.

ANDREW VAN OVERBEKE

2018 is a banner year for faculty hiring, with the addition of seven new professors to the school's roster of exceptional scholars. All of these new talented researchers have already earned international recognition in their fields. This summer they're preparing for their first year of teaching Queen's Law students. Get to know them as they share their professional and personal interests.



Benjamin Ewing

Benjamin Ewing Fast Facts

**Hometown:**

Greater Buffalo, New York

**Degrees:**

AB (Brown), JD (Yale), MA, PhD (Princeton)

**Research areas:**

Criminal law, sentencing, torts, philosophy of law, moral and political philosophy

**Teaching subjects 2018-19:**

Criminal Law; Criminal Law Theory

**Hobbies include:**

Collecting music, movies and books

Why did you decide to join Queen's Law?

My interactions with members of the law school community convinced me that Queen's Law is not only an excellent Faculty of Law but also a very collegial and supportive environment in which to learn, teach and write. Queen's is also home to an unusually large number of distinguished scholars of legal and political philosophy. I look forward to participating in the Colloquium in Legal and Political Philosophy and to working with my new colleagues to solidify the status of Queen's as one of the best places in the world to study law from a philosophical perspective.

What got you interested in your area of law?

My father is a forensic psychologist who taught criminal law at the University at Buffalo School of Law for over 30 years. Growing up, I would often discuss criminal justice with him at the dinner table. Some of the issues in which I am most interested – particularly the moral foundations of excuses and mitigating factors – are ones that he studied throughout his career, albeit through a psychological lens rather than a philosophical one.

Tell us about your research.

I have a longstanding interest in moral responsibility that undergirds my research agendas in criminal law and torts. In the area of criminal law, my present focus, I am especially interested in what it means to have a fair opportunity to avoid punishment – and the nature and role of a fair opportunity to avoid crime as a component of a fair opportunity to avoid punishment. I have used the framework of fair opportunity to avoid crime to develop theories of the mitigating force of a defendant's unfairly disadvantaged background and the

aggravating force of a defendant's prior convictions. Going forward, I hope to develop a more general theory of fair opportunity to avoid crime and punishment and use it to shed light on issues of sentencing, substantive criminal law, and criminal procedure.

What are you most proud of?

I am very proud of my doctoral dissertation "Punishing Disadvantage: Culpability, Opportunity, and Responsibility." In it, I argue that certain defendants have suffered unfairly criminogenic disadvantages. Because of their lack of what I call "fair 'moral' opportunity," they have a claim

of fairness to compensatory mitigation at sentencing, which I conceptualize as a form of "affirmative action" in criminal justice. I am still in the process of developing and extending many of the ideas in the dissertation, however. And I hope that the work of which I will be proudest lies ahead of me.

Any hobbies or interests?

I am an inveterate collector – mostly of music, movies and books.

Learn more about [Professor Benjamin Ewing](#).



Professor Benjamin Ewing has a particular interest in "what it means to have a fair opportunity to avoid punishment – and the nature and role of a fair opportunity to avoid crime as a component of a fair opportunity to avoid punishment."

ANDREW VAN OVERBEKE

Ardi Imseis

Ardi Imseis Fast Facts



Hometown:

Toronto, Ontario



Degrees:

BA (Toronto), LLB (Dalhousie),
LLM (Columbia), PhD candidate
(Cambridge)



Research areas:

Public international law,
international humanitarian law,
international refugee law,
international criminal law,
international human rights law,
international legal history, critical
international legal theory, law and
practice of the United Nations



Teaching subjects 2018-19:

Public International Law;
International Humanitarian Law;
Legal Ethics and Professionalism



Hobbies include:

Reading works by Edward Said,
Cornel West and Noam
Chomsky; travelling; playing
football

Why did you decide to join Queen's Law?

For a public international law scholar/practitioner, Queen's was an obvious choice given its demonstrated commitment to international legal education and practice. The international law programs offered at Queen's are second to none in the country, highlighted by the "Castle" program, in which I have lectured and taught for a number of years.

Another big draw for me to Queen's was the opportunity to work with and among faculty who have a range and breadth of research and practice interests both within and beyond my own, promising to create synergies, where new ideas and thinking can flourish.

What got you interested in your area of law?

As a student of international relations and history, my interests in public international law were a natural outgrowth of my training, cosmopolitan outlook and global worldview. In particular, my interest in post-colonial theory and the multifarious contemporary consequences of European imperialism piqued a further interest in the role of international law, both as a tool for the creation and maintenance of these phenomena, but also as a means and method of challenging them on their own terms. In an ideal world, international law and justice should coincide – but they often don't. And it is at that fault-line that my interests in public international law reside, informed by 12 years of practice with the United Nations in some of the world's most tumultuous regions.

Tell us about your research.

My present research critically examines the relationship between international law and United Nations action, using the question of Palestine – the longest running conflict on the UN's agenda – as a case study. My research interrogates the

received wisdom regarding the UN's fealty to the international rule of law, in favour of what might more accurately be described as an international rule by law. It attempts to demonstrate that, through the actions of the UN, Palestine and its people have been committed to a state of what I call "international legal subalternity," according to which the promise of justice through international law is repeatedly proffered under a cloak of political legitimacy furnished by the international community, but its realization interminably withheld.

What are you most proud of?

Together with my partner, I am most proud of my children. They constantly remind me that learning moments come in the most benign, everyday occurrences; and that there is no greater

tragedy than to miss those occurrences and fail to seize those moments.

Any hobbies or interests?

When I'm not reading Edward Said, Cornel West or Noam Chomsky, I love to travel and play sports, most particularly football (favourite clubs: Barcelona FC, Celtic FC). My contrarian side is perhaps best demonstrated by the fact that, despite being from Toronto, I'm a life-long Montreal Canadiens fan.

Learn more about [Professor Ardi Imseis](#).



Professor Ardi Imseis is critically examining the relationship between international law and UN action, using the question of Palestine – "the longest running conflict on the UN's agenda" – as a case study.

ANDREW VAN OVERBEKE

Alyssa King

Alyssa King Fast Facts



Hometown:

Milton, Massachusetts



Degrees:

AB (Harvard), Master 2 (EHESS), JD, PhD (Yale)



Research areas:

Civil procedure, private international law, comparative law



Teaching subjects 2018-19:

Contracts; Civil Procedure



Hobbies include:

Landscape painting, hiking, learning Cantonese

Why did you decide to join Queen's Law?

Queen's has a wonderful community. My colleagues seem to be genuinely excited about their research and their students! People here are quick to offer help and collaboration.

What got you interested in your area of law?

As an undergraduate I had the opportunity to take a course from the eminent legal historian, Morton Horwitz. I became interested in the various theories put forward to explain judicial power in the United States. Later, I became particularly interested in how similar debates were happening in other parts of the world and in the role that procedure plays in legitimating adjudicators in the eyes of the parties and the public.

Tell us about your research.

I am finishing up a series of papers that have to do with arbitration in the United States and Europe. In the United States, the federal Supreme Court has clashed with state courts and legislatures over federal protection for arbitration in domestic cases involving consumers and employees. In Europe, the debate concerns arbitrators' power to hear cases between investors and states within the European Union (so-called intra-EU bilateral investment treaties). In both situations, the introduction of arbitration can alter the balance of power between central and local authorities. In the United States, some state legislatures have sought to make arbitration more like court, which would address some fairness concerns but also risk asking too much of the format. Under U.S. law, arbitrators cannot act like common law judges, creating precedent or making judgments of public policy. In Europe, matters have come to a head with the Court of Justice for the European Union (CJEU)'s Achmea decision, which rejected the idea that investor-state arbitral tribunals can act like courts of the member states and refer EU law questions to the

CJEU and also rejected the idea that they could independently interpret EU law. The question then is how far the CJEU's analysis goes. If EU countries will continue to use arbitration in a variety of settings, and I expect they will, how will the EU's legal system accommodate it?

What are you most proud of?

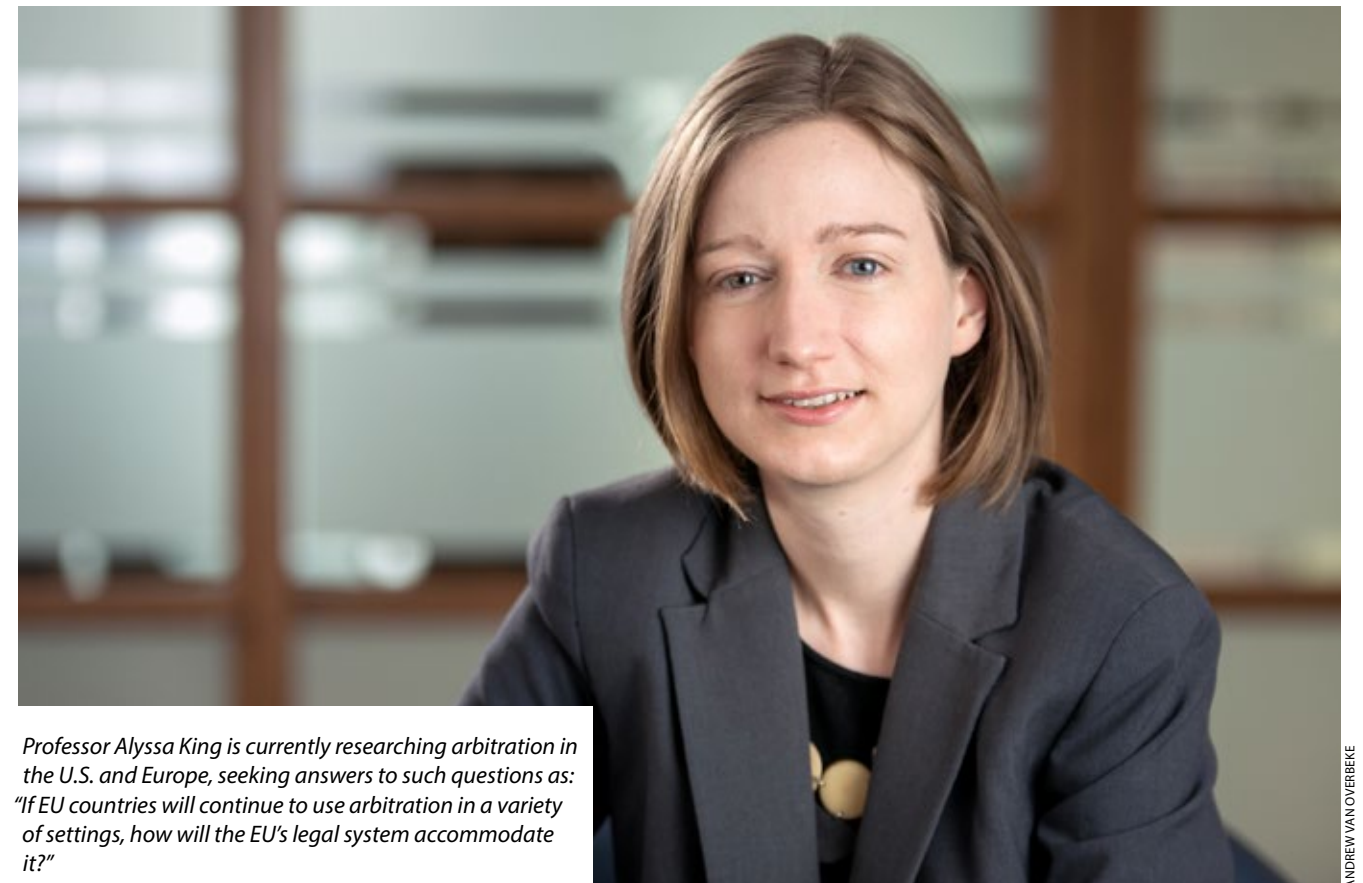
Several years ago, I had the opportunity to teach at Peking University School of Transnational Law in Shenzhen, PRC. I am extremely proud of the progress that my first-year students made in understanding the common law system and how to work between

legal systems. Several of them went on to study abroad and are now working in places like Hong Kong.

Any hobbies or interests?

In my spare time (ha!) I enjoy landscape painting and hiking. I'm also working on my Cantonese.

Learn more about [Professor Alyssa King](#).



Professor Alyssa King is currently researching arbitration in the U.S. and Europe, seeking answers to such questions as: "If EU countries will continue to use arbitration in a variety of settings, how will the EU's legal system accommodate it?"

ANDREW VAN OVERBEKE

Sabine Tsuruda

Sabine Tsuruda Fast Facts



Hometown:
San Francisco, California



Degrees:
BA, MA (Stanford), JD, PhD (UCLA)



Research areas:
Employment and labour law, contracts, free speech theory, legal philosophy



Teaching subjects 2018-19:
Contracts; Workplace Equality Law and Theory



Hobbies include:
Reading fiction (e.g. *Game of Thrones*); playing classical piano; skiing

Why did you decide to join Queen's Law?

I was drawn to Queen's Law because of its strengths in workplace law and legal philosophy. As a legal philosopher who writes on workers' rights, Queen's Law presented a unique opportunity to bring these subjects together in my teaching and research, and to join others with similar interests in the Centre for Law in the Contemporary Workplace and the Colloquium in Legal and Political Philosophy. During my visit, I was also impressed by the innovative and high-energy faculty, staff, and students. I came away feeling this was something I really wanted to be a part of.

What got you interested in your area of law?

As an undergraduate, I was initially drawn to philosophy out of an interest in two big questions: what is it to live well and how would a society have to be organized to be just. Over the course of my studies and through the experiences of friends and family, I became increasingly interested in labour and employment law because of the influence of our jobs and the labour market over our social statuses and prospects for leading meaningful lives according to our own lights. Where we work and with whom, how much we make, what kinds of things we do as our work, and what our workplace relations are like can shape not just what we can purchase but also whether and when we have children, support this or that political party, and a variety of other facets of our lives in and outside of the workplace. And legal regulation of work plays a huge role in setting the tone and content of many life-shaping workplace relations and rules. My interest in labour and employment law has thus grown out of my interests in ethics and social justice.

Tell us about your research.

We often think about workplace inequalities in terms of differences in working conditions along lines of protected statuses, such as gender and race, and differences in economic power. My research aims to complement that analysis by examining how burdens and restrictions on employees' speech and associational freedoms can also constitute wrongful workplace inequality. Of course, burdens and restrictions on speech and association often coincide

with (or are effectuated by) economic, racial, and other social status inequality. But I think we can enrich our understanding of these dimensions of inequality by investigating what moral values explain workers' interests in speech (such as critical speech about the workplace) and association (economic, intimate, and political alike). For instance, a full explanation of the wrong of gender discrimination in the workplace might include a discussion of the moral significance of deferential speech patterns. Similarly, an exploration of whether certain guest worker programs are forms of national origin discrimination might attend not only to the material working conditions on the ground, but also to structural and legal barriers to guest workers maintaining familial and political ties.

What are you most proud of?

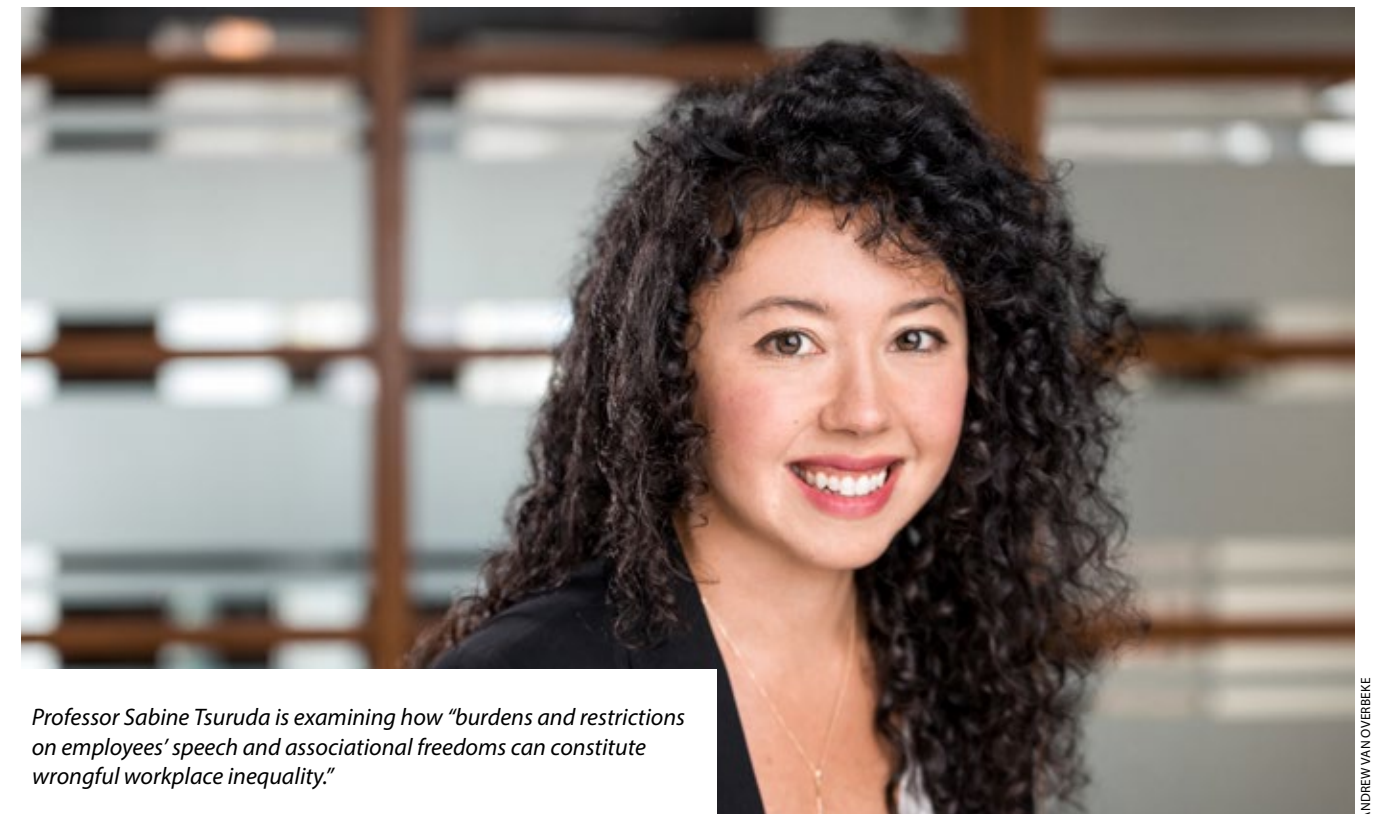
Much of what I've done is due to the love, support, and collective efforts of many wonderful people (friends, family, advisors, colleagues). One project

for which I received a tremendous amount of help is completing the Joint JD/PhD Program in Law and Philosophy at UCLA. I'm perhaps most proud of my JD/PhD because of the many relationships I've formed in the course of completing the program and its significance for my family – I'm the first to receive a graduate degree.

Any hobbies or interests?

In another life, I would have loved to have been a novelist! I enjoy reading all kinds of fiction, ranging from fantasy (e.g., *Game of Thrones*) to 19th century British literature and Haruki Murakami's surrealist writing. I also grew up playing classical piano, and I try to practice and learn a new piece when I can. I enjoy cross-country and downhill skiing, and am looking forward to discovering places in the region to do that come winter and early spring.

Learn more about [Professor Sabine Tsuruda](#).



Professor Sabine Tsuruda is examining how "burdens and restrictions on employees' speech and associational freedoms can constitute wrongful workplace inequality."

ANDREW VAN OVERBEKE

Ashwini Vasanthakumar

Ashwini Vasanthakumar Fast Facts



Hometown:

Sri Lanka; Papua New Guinea; Mississauga, Ontario



Degrees:

AB (Harvard), MA (Toronto), MSc (Oxford), JD (Yale), DPhil (Oxford)



Research areas:

Political and legal philosophy



Teaching subjects 2018-19:

Contracts; Oppression and the Ethics of Resistance



Hobbies include:

Reading, movies, travelling, running

Why did you decide to join Queen's Law?

In addition to being a top law school in Canada, Queen's is an exciting place to be doing theory – it has a dynamic and growing community of scholars who also collaborate closely with colleagues in the politics and philosophy faculties. So, it was an ideal intellectual home for me, given my training in law and political theory. I am thrilled to be building my career back home and at such a dynamic law school. I wanted to come home, and this is precisely the sort of place where I wanted to come home to.

What got you interested in your area of law?

My work is primarily in normative theory: I focus on how things ought to be in politics and law. I started my liberal arts education obsessed with Russian history but then discovered analytical political philosophy: what I discovered to be a lifelong argument about justice, political life, and personal ethics. I am interested in the law as a particular extension and expression of these considerations about justice. As lawyers, we are hugely privileged to have at our disposal a tool that might actually make a difference in someone's life. Unfortunately, legal and political theory easily sound esoteric and far removed from the practice of law. This is not true. Legal doctrines, including in private law, often rely explicitly on normative considerations and implicitly draw on a background theory of justice. Arguments about constitutional interpretation are, among other things, arguments of political theory. And practitioners, in any area of law, confront complex ethical dilemmas.

Tell us about your research.

My current research is focused on the political lives of migrants and the victims of oppression. I'm completing my first book, *The Ethics of Exile: a political theory of diaspora*, which looks at the duties and rights that exiles have in the communities they have fled and the various roles they play in homeland politics. For good reason, scholars and policymakers focus on the duties owed to those fleeing persecution and conflict; but, I think it is also important to tell the other side of the migration story, and to examine the political relationship between political communities and those who have left. Given the scale of global migration and the technological capacities for emigrants to

remain connected, emigrant communities and their descendants – diasporas – are poised to have an enduring role in the countries they have left. We see this in the role that diasporas play in civil conflicts in their countries of origin, but also in more conventional politics: emigrant diasporas, for example from Mexico and Turkey, have proven to be powerful constituencies in recent elections.

My future research will focus on theorising injustice and the duties and permissions that exist when we confront an unjust political order. So much of analytical political theory begins with the reasonably just state. I'm not sure we, or many of us, have lived in a reasonably just state. And I am interested in exploring what political authority and legitimacy mean in an unjust state, and what it requires of dutiful citizens. We often

conflate political obligation with complying with the law; if anything, the last few years have shown us that the most dedicated citizens are those who challenge the law.

What are you most proud of?

A recent accomplishment was acquiring a *paella* dish, although using it has proven to be an entirely separate matter. I'm also very proud of my niece and nephew although I can't take any credit for their general awesomeness.

Any hobbies or interests?

Reading, movies, traveling, the occasional and leisurely run. Not cooking, sadly, although I remain optimistic.

Learn more about [Professor Ashwini Vasanthakumar](#).



Professor Ashwini Vasanthakumar is focusing her current research on "the duties and rights that exiles have in the communities they've fled and the various roles they play in homeland politics."

ANDREW VAN OVERBEKE

Noah Weisbord

Noah Weisbord Fast Facts

**Hometown:**

Saint Hippolyte, Quebec

**Degrees:**

BSc, BSW, LLB, BCL, MSW
(McGill); LLM, SJD
(Harvard)

**Research areas:**

Criminal law, evidence,
restorative justice, public
international law,
international criminal law,
criminal procedure, law and
war

**Teaching subjects 2018-19:**

Criminal Law, Restorative
Justice, Evidence

**Hobbies include:**

Festive dinner parties,
country living, team sports,
tennis, aikido

How would you describe your past year as a visiting professor at Queen's Law and why did you decide to join Queen's Law?

It feels like a jolly homecoming. After years studying and teaching in the U.S., I'm finally home, reunited with family, friends and close colleagues. Plus, it's an honour to be joining a Canadian law faculty renowned in criminal law.

What got you interested in your area of law?

I became interested in the criminal law when I was a social work student studying the relationship between justice and healing in a class on therapy with involuntary patients. Some people are ordered by criminal courts to undergo therapy and I was curious about how therapists operate in these situations and whether therapy can work.

Tell us about your research.

A unifying theme in my research has been the role of the criminal law in managing, reflecting or exacerbating intergroup conflict. The greater part of my scholarship to date has dealt with criminal law and intergroup relations abroad – the U.S., Rwanda, The Hague – and I am now beginning to bring conceptual and methodological insights I developed to Canadian law, which is contending with intergroup dynamics of its own. A major project has been on the Colten Boushie homicide and the Gerald Stanley case.

What are you most proud of?

Since 2005, I've been working with states to enact legislation that will enable domestic,

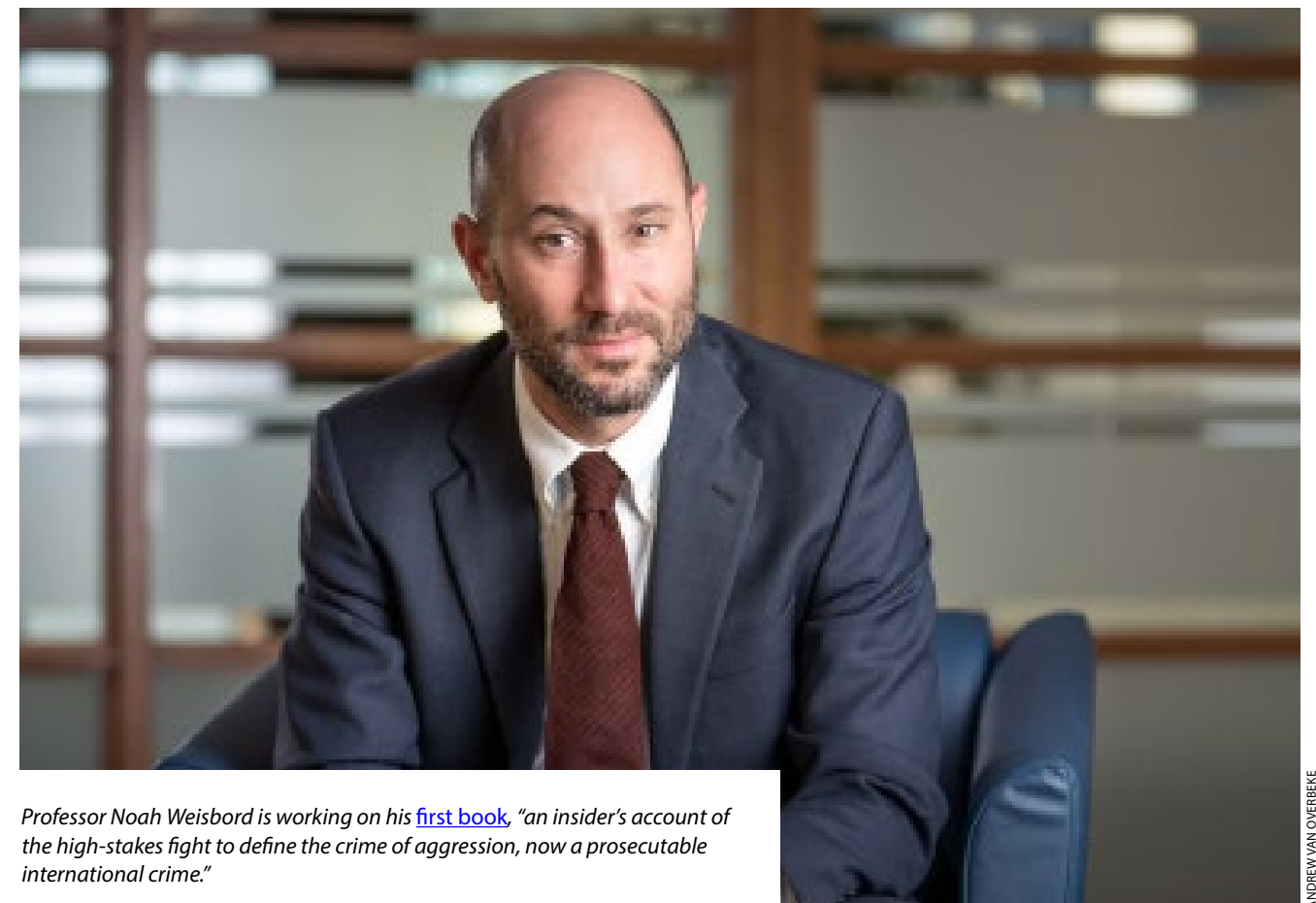
regional and international courts to hold political and military leaders accountable for aggressive war. On July 17, 2018, against all expectations, "the crime of aggression" became a prosecutable international crime alongside genocide, crimes against humanity and war crimes. Instead of collective state responsibility, our leaders are now personally subject to indictment for illegal wars, from invasions and preemptions to drone strikes and cyberattacks. The crime of aggression could be a game-changer in international diplomacy, but it carries great risk along with its promise. My passion project, an insider's account of the high-stakes fight to define

the crime and its jurisdictional conditions, is about to be published with Princeton University Press.

Any hobbies or interests?

Festive dinner parties, country living, team sports, tennis, aikido

Learn more about [Professor Noah Weisbord](#).



Professor Noah Weisbord is working on his [first book](#), "an insider's account of the high-stakes fight to define the crime of aggression, now a prosecutable international crime."

ANDREW VAN OVERBEKE

Robert Yalden

Robert Yalden Fast Facts

**Hometown:**

Ottawa, Ontario; Montreal, Quebec

**Legal practice:**

Partner, National Mergers & Acquisitions Group Co-Chair, Corporate Group Head (Montreal), Osler, Hoskin & Harcourt LLP

**Recognition:**

One of Canada's leading business lawyers, cited in such directories as *Best Lawyers in Canada*; *Lexpert Guide to the Leading US/Canada Cross Border Corporate Lawyers in Canada*; and *Chambers Global: The World's Leading Lawyers for Business*

**Degrees:**

BA (Queen's), MA (Oxford), LLB (Toronto), LLB (Montreal)

**Research areas:**

Corporate law; securities law; regulation of directors' duties and of mergers and acquisitions; corporate governance frameworks and practices

**Teaching subjects 2018-19:**

Business Associations, Structuring Business Transactions, Corporate Finance

**Hobbies include:**

Cross-country skiing and running; travelling; theatre

Why did you decide to join Queen's Law?

The Stephen Sigurdson Professorship in Corporate Law and Finance was created at the right time. I had been in practice for 25 years with Osler, where Steve had been a partner and where I had had the privilege of working with him when I was a young associate, so the job posting caught my eye. I have taught corporate and securities law since the early '90s, and published regularly on business law issues, but was keen to devote more time to teaching, research and dialogue about public policy issues that shape Canadian business law. So I decided to apply for the position. I was already aware that the Faculty had excellent business law scholars. But the more I got to know the Faculty as a whole and its desire to keep building on its strengths in this area, the more convinced I became that this really was a once in a lifetime opportunity.

What got you interested in your area of law?

In law school I had a passion for administrative and constitutional law (areas that I still find incredibly interesting). But to my great surprise, my student experience with Osler gave rise to a passion for business law. During my articles I worked extensively on the first "poison pill" adopted in Canada. This involved fascinating research and analysis of fundamental issues underlying Canadian business law, as we tried to sort out whether we could adapt a U.S. M&A defense strategy to fit within Canada's corporate and securities law frameworks and as debate raged about what role Canadian boards of directors should play in the face of hostile take-over bids. Soon after that I had the opportunity to teach a corporate and securities law course at McGill. That allowed me to build on my experience at Osler and to explore a range of public policy issues that were not being examined in much depth in Canadian business law courses at the time. The experiences at Osler and McGill were the genesis of my decision to build a career in business law.

Tell us about your research.

I have a longstanding interest in the purpose that we expect corporations to serve and the way different visions of that purpose shape business law frameworks in Canada and in other countries. I have been especially intrigued by the way corporate and securities law sometimes embrace competing visions of the corporation, as well as by their often differing

perspectives both on how boards should approach their decision making process and on which stakeholders' interests they should factor into that process. My research aims to better understand the forces shaping these different perspectives and, in turn, the institutional architecture that countries put in place to oversee and foster the evolution of business law. I am fascinated by these big picture issues, but I am equally concerned with the way debates about these matters affect the development of principles and practices that guide day to day decision making in corporations. Indeed, I have long been concerned that corporate and securities law in Canada are not as well integrated as they should be because they embrace different conceptions of the corporation, with the result that they advance competing principles that are not easily reconciled in practice. This has given rise to significant tensions that have very real consequences for how corporate and securities law come at particular problems, as well as for the standards that these bodies of law ask boards of directors and management teams to live up to as they consider questions affecting the future of the corporation.

What are you most proud of?

Being invited to join Queen's Law and to become the first Sigurdson Professor; maintaining a sustained commitment to teaching and publishing throughout my years in practice; being a founding partner and then contributing for close to two decades to building the Montreal office of Osler (in both of Canada's official languages); serving as a law clerk to Bertha Wilson (the first woman appointed to the Supreme Court of Canada) and supporting her work on a number of seminal decisions; my involvement for over a decade on the Board of Canada's leading NGO devoted to human rights education (EQUITAS) and its extraordinary domestic and international programs; and, most especially, my parents (who devoted their careers to

public service and academia), my spouse (a human rights lawyer and educator) and my daughter (flourishing as a university student), for they have all shaped my values and principles for the better.

Any hobbies or interests?

- Cross-country skiing and running (born of my time doing both competitively in high school and then as an undergraduate with the Queen's Varsity teams)
- Travel, food and wine (France and Greece being high on those lists for family reasons)
- Art, music, theatre and good books

Learn more about [Professor Robert Yalden](#).



Professor Robert Yalden is focusing his research on the "forces that shape competing perspectives on the roles and responsibilities of corporations, boards of directors and different stakeholders, and that, in turn, shape the institutional architecture that countries put in place to oversee and foster the evolution of business law."

Queen's Law grads in Kingston continue giving back to their local and law school communities

The ties that bind Kingston-area lawyers with Queen's Law are stronger than ever. It was a big night on June 26 for local alumni and their alma mater at the Frontenac Law Association's Annual General Meeting dinner.

Alan Whyte, Law'79 (Artsci'76), a partner in the Labour and Employment Law Group at Cunningham Swan Carty Little & Bonham LLP, received the Lou Tepper Award of Excellence for his exceptional contributions to the legal profession and the community in Frontenac County.

At Queen's Law, he has been a Dean's Council member since 2013 and a sessional instructor of the Negotiation course for the last six years, so he knew exactly what to do with his prize money. "I decided to donate the financial award to the Queen's Law Experiential Learning Fund," says Whyte. "That fund supports the operation of the clinics, which teach law students about the practical side of the subjects they learn in the classroom".

"Given Lou Tepper's long-time reputation as a highly regarded barrister practising in Kingston, I felt he would be happy to know he was contributing to the practical side of the law students' education," Whyte continues. "And as a member of the Dean's Council, I am aware of the significant value that the clinics provide to the overall legal education of the law students."

Rachel Law, Law'18 (Artsci'15), an articling student with the Queen's Law Clinics (QLC), received the Frontenac Law Association Award. The award, for a graduating student of Queen's Law who intends to practice law in Frontenac County, was established in recognition of the close and long-standing relationship between the FLA and the school.



The Frontenac Law Association's new president Warren WhiteKnight, Law'13 (middle), and 2018 award winners Alan Whyte, Law'79, and Rachel Law, Law'18, are all deeply committed to the legal profession in Kingston and legal education at Queen's Law.

KARLA MCGRATH, LLM'13

Working with the Queen's Law Clinics (QLC) in various roles over the past few years was instrumental in Law's decision to not only to begin her career in Kingston, but also in where to dedicate a key aspect of her practice. "Through the QLC, I have worked with impoverished and vulnerable Kingston residents to help them achieve better outcomes for families and children, as well as access to legal rights in a number of areas," she says. "This work exposed me to the tremendous weight of the legal issues faced by Kingston residents and made me aware of the systemic and societal barriers that bar these vulnerable people from accessing justice."

She's been continuing to address these issues in the first few months of her articles, working with Karla McGrath, LLM'13, QLC's executive director, and community partners like Street Health. In their developing project, "The Broad Reach of the Limited Scope Retainer: Students Bridging an A2J Chasm," they explore access to justice problems for especially vulnerable clients in a family law context and look for systemic solutions, applying the perspectives of lawyers, students, community agencies, and ultimately, clients.

Law, who attributes her success so far to the assistance and guidance of her mentors, is

paying it forward. "I hope to share all that I have learned through working with the QLC and the community partners with students at various stages of law school in the hopes of encouraging them to work towards improving access to justice throughout their own careers," she says. "I plan to integrate some aspects of student mentorship into my practice as well."

Also at the annual meeting, Warren WhiteKnight, Law'13, made his debut as the newly elected FLA President. The recent grad is an associate with Bergeron Clifford LLP and a sessional instructor teaching Alternative Dispute Resolution at Queen's Law. "I'm very excited by the opportunity and responsibility of serving our local lawyer members," he says of his new role. "I hope by helping our lawyer members through our library, annual 1000 Islands Legal Conference, and our CPD offerings, among other endeavours, that we can enhance their practices and thereby their clients' legal services and our community."

What are his priorities for his year-long term? "I will continue our tradition of liaising with our provincial and local politicians," he says. "I am particularly interested in keeping momentum on discussions regarding Kingston's need for a renovated or new courthouse, which would be a boon to our members and our community at large."

"I thoroughly enjoy being a part of the Kingston community and a member of the Frontenac Law Association," says FLA newcomer Rachel Law. "I am very excited to be able to start my career here and to participate in minimizing (and hopefully eliminating) barriers in access to justice for vulnerable people, both in Kingston and across Ontario."

— LISA GRAHAM

Law'90 grad helps right a historical wrong

They say the wheels of justice sometimes grind slowly. And sometimes those wheels need help to get moving at all.

Earlier this year, Blaine Favel, Law'90, saw the truth of those words when a lobbying effort he had championed for more than 25 years finally persuaded the federal government to exonerate the legendary Cree Chief Pihtokahanapiwiyin ("Poundmaker") from a wrongful 1885 treason conviction.

"Poundmaker was a good man and a good chief who took care of his people. He was unfairly convicted," says Favel. "The decision to set history right is the best news I've heard in a long time."

Poundmaker's story is one Favel knows well. The CEO of Kanata Earth Management (a Cut Knife, Saskatchewan-based, Indigenous-owned producer of organically grown cannabis), is himself a former chief of the Poundmaker First Nation, a former grand-chief of the Federation of Saskatchewan Indian Nations, and Chancellor Emeritus of the University of Saskatchewan.

"I became aware of Poundmaker's story when I was growing up, and during my own time as chief, I started working with other members of the Poundmaker First Nation to clear his name."

In May 1885 in the midst of the Northwest Rebellion, the chief went to Fort Battleford in an unsuccessful effort to convince a government "Indian agent" to provide treaty payments to starving members of the Poundmaker First Nation. However, when the chief and his still-hungry men returned to their reserve, they were pursued by government soldiers intent on exacting revenge for some looting the Cree were wrongly alleged to have committed. On the morning of May 2, the troops launched a sneak attack.



Legendary Cree Chief Pihtokahanapiwiyin ("Poundmaker") was wrongfully convicted of treason in 1885.

NATIONAL ARCHIVES CANADA



Blaine Favel, Law'90, a former chief of the Poundmaker First Nation, championed the lobbying effort that persuaded the federal government to exonerate the legendary Cree Chief Pihtokahanapiwiyin ("Poundmaker").

Eight Canadian troops died in the Battle of Cut Knife Hill, and their mates retreated in disarray, but Poundmaker ordered his fighters not to give chase. "They could have wiped out those soldiers the same way Custer was wiped out at Little Bighorn in 1876, but the chief said "no," Favel says. "Poundmaker never wanted war. He was a peacemaker."

Despite this, Poundmaker was convicted of treason and went to prison for three years. However, when he contracted tuberculosis while behind bars, he was released after a year and died four months later. Members of the Poundmaker First Nation never forgot or forgave that injustice.

When the Trudeau government prioritized reconciliation with Canada's Indigenous people, Favel and other members of the Poundmaker First Nation doubled down in their efforts to win exoneration for the chief. An on-line petition drew more than 4,500 signatures, and Favel and fellow First Nations leaders lobbied politicians. Their efforts paid off earlier this year when at long last Poundmaker was exonerated.

Favel regards the move as a vital first step toward a comprehensive reparations agreement between Ottawa and the Poundmaker First Nation. He hopes a formal apology also will be part of any final agreement. "The government's decision should be viewed as an act of literal reconciliation and nation building," Favel says. "This is our common history, and so we should embrace Chief Poundmaker as a great Canadian."

Law'89 grad 'rolls up her sleeves' as Manitoba's Treaty Relations Commissioner

After a year of initial service, Loretta Ross, Law'89, accepted a five-year reappointment as Treaty Relations Commissioner for Manitoba. "I'm delighted, of course," she says. "With a one-year mandate, it was difficult to tackle some of the substantive issues between the parties, and with the various initiatives going on – such as the treaty tables and the rights and recognition framework agreement, I had to adopt a wait-and-see attitude. However, I'm now ready to roll up my sleeves and get busy making long-term plans."

Because there had been no commissioner in place when she became head of the [Treaty Relations Commission for Manitoba \(TRCM\)](#) in May 2017, Ross feared she might have a lot of "catch up" to do in raising the importance of treaties. Happily, that wasn't the case. Since Day One on the job, she has been busy responding to ongoing demands for information and making plans.

"My sense of the situation is that the Trudeau government is still feeling its way in its relations with First Nations people. Federal officials are being careful not to fall into the behavioural patterns of their predecessors," says Ross. "They're trying not to dictate what the process going forward will be. This provides a real opportunity for the Assembly of Manitoba Chiefs (AMC) and leadership to begin setting the agenda and to advance issues. We feel there can be a definite role for the TRCM in assisting the parties to navigate those discussions."

With that goal in mind, one of Ross's immediate priorities is to continue educating the public – both Indigenous people and non-Indigenous alike – on treaty issues. She has increased her efforts in that regard. In addition to the many



In a recent edition of the "Let's Talk Treaty!" radio show, Loretta Ross and elder Fred Kelly of the Ojibways of Onigaming, discussed the topic of Treaty 3 and the Anishinaabe Nation.

community meetings and informational sessions she has made it her priority to attend, Ross is forging ahead with innovative new initiatives. For one, she co-edited the May-June 2018 issue of [Canada's History magazine](#), which focused its editorial spotlight on First Nations' perspectives on treaties.

For another, Ross is hosting "Let's Talk Treaty," a bi-weekly radio program that airs on stations of the Native Communications Inc. (NCI-FM) network in Manitoba and is available as an [on-line podcast](#).

"The show is only 15 minutes – just long enough to impart information and get peoples' attention without getting too technical and losing listeners," says Ross. "It's the sort of initiative that will help get our message out and that will continue to build understanding of treaties and treaty relationship, as well as support the work the TRCM is doing. I'm excited to be part of that."

— KEN CUTHBERTSON



Elder Isabelle Morris of Tataskweyak Cree Nation congratulates Loretta Ross on her appointment as Treaty Commissioner for Manitoba.

From Queen's Law classroom to leadership in academia



Susan Breau, Law'79, Head of the University of Reading School of Law and incoming Dean of Law at the University of Victoria, met Queen's Law students at Herstmonceux Castle for Career Options Day on June 7.

After graduating from Queen's Law, Susan Breau, Law'79 (Artsci'76, MA'92), has continued to make her mark on both sides of the Atlantic. First a sole practitioner in Kingston for almost two decades, she moved across the pond, where she added to her academic credentials, established herself as a distinguished scholar and teacher, and led the University of Reading Law School to new heights. This summer she returned to Canada as Dean of Law at the University of Victoria.

"The demanding Queen's Law degree gave me the analytical and critical skills needed both for my research in international law and have been put to good use in my academic leadership roles," she says.

Breau, who holds an LLM and a PhD from the London School of Economics and Political Science in addition to her three Queen's degrees, began lecturing in international law at Queen's

University Belfast in Northern Ireland. She has also been the Dorset Fellow in International Law at the British Institute of International and Comparative Law and a Reader in International Law at the University of Surrey in England, and a Professor of International Law at Flinders University in Adelaide, Australia. In 2014, following a year on the faculty, she was appointed Head of the University of Reading School of Law.

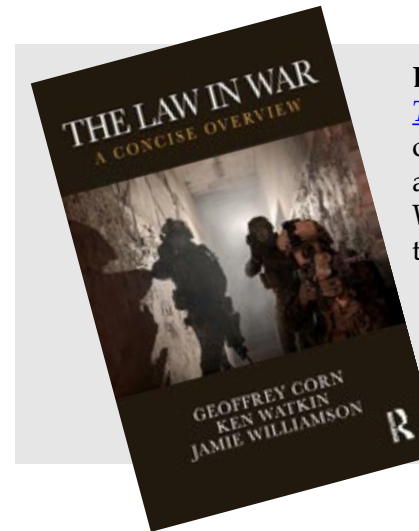
What does she find most rewarding about leading a law school? Says Breau, "I particularly enjoy assisting in establishing the strategic direction of a faculty and working with brilliant faculty and staff in realizing the vision."

That's what she excelled at over the past four years at Reading. Under her leadership, the school has created an innovative research-led curriculum for undergraduate and postgraduate students, established partnerships with several international law schools, undertaken impact-based research projects, and offered top career and pro bono programs that have earned it the seventh place ranking in England for employability.

Before she headed to Victoria, B.C. to take up her new post, on June 7 she made a stop at Queen's Bader International Study Centre in East Sussex, England, for Career Options Day. This was her third time participating in the event during which Queen's Law students taking the International Law Programs at the Castle have the opportunity to speak with her about careers in academia. "I enjoy meeting the next generation of Queen's Law students," says Breau, "and I am so impressed by their ability and dedication to their studies."

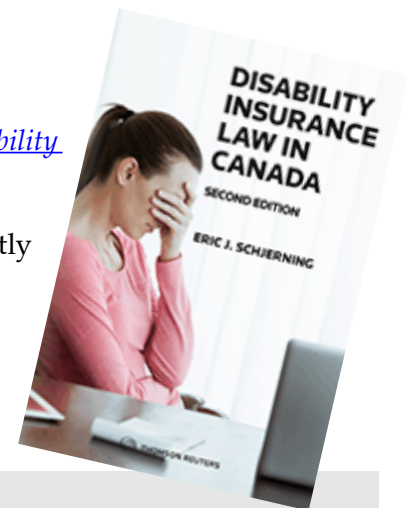
— LISA GRAHAM

New on the alumni bookshelf



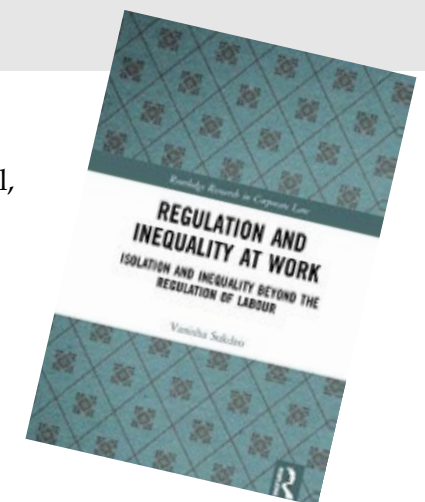
Brigadier-General (Ret'd) Ken Watkin, Law'80, LLM'90, is co-author of *The Law in War: A Concise Overview* (Routledge), a new book providing "a comprehensive yet concise overview of key issues related to the regulation of armed hostilities between States, and between States and non-State groups." Written as a text for students studying international humanitarian law for the first time, it also provides an introduction for students and practitioners of public international law and international relations. It's the second book written in as many years by the 28-year military legal officer in the Canadian Armed forces who finished his career as the Judge Advocate General. His first book, *Fighting at the Legal Boundaries: Controlling the Use of Force in Contemporary Conflict*, was launched at [Queen's Law](#) last September.

Eric Schjerner, Law'84 (Artsci'82), had the second edition of his book, *Disability Insurance Law in Canada*, published by Thomson Reuters in July 2017. His original edition was published by Carswell in 2010. He is a partner at Blaney McMurtry LLP in Toronto, where he still dabbles in litigation but works mostly as a mediator in LTD and other insurance disputes. In September, Eric and Patricia Gusella (Arts'86, MIR'92) will see their eldest son, Tim Schjerner (Artsci'18), commence his studies as a member of Law'21. Eric can be contacted at eschjerner@blaney.com.



Lynne Golding, Law'87, a partner with Fasken Martineau DuMoulin LLP in Toronto and leader of the firm's Health Law group, is publishing her first novel in October. *The Innocent* is the first in the "[Beneath the Alders](#)" trilogy, a historical fiction set from 1907 to 1914 about life in a small community in Brampton, Ontario.

Vanisha Sukdeo, Law'06, is a PhD student at Osgoode Hall Law School, where in addition to the Business Associations course, she will soon be teaching a seminar based on her first book, *Regulation and Inequality at Work: Isolation and Inequality Beyond the Regulation of Labour* (Routledge) focuses on how management and workers can create a more balanced workplace and also tackles labour issues that arise in the gig economy. That's not all. She's now writing her second book for UBC Press, this time focusing on corporate governance.



Law'12 grad shares her secret to career and life fulfillment

A Tuesday morning might be just another day at the office for many Canadians. But for Bay Street lawyer and meditation coach Catie Fenn, Law'12 (Artsci'09), it could be the time to wrap up a litigation case, prepare for a “soul coaching” session, or fly off to Costa Rica to lead a transformational retreat.

Lucy Sun, Law'19, a member of the Queen's Law Social Innovation Team, sat down with Catie Fenn at a Toronto coffee shop in January to discuss her life, career, how she maintains a healthy work/life balance – and why she participated in a popular reality TV show.

Sun: Your Instagram bio says, “Soul Coach, Speaker, Lawyer, Magic Maker. Helping people learn to be happy.” Tell me about your journey to being happy.

Fenn: I would say my journey to becoming happier started when I was articling and I had just achieved everything I had ever wanted to. I had this amazing Bay Street litigation job that I was loving, I was in an amazing relationship, I was living in an area of Toronto that I had always wanted to live in – I had basically achieved the vision I had worked towards for so long. But at the same time, I felt more flat and disconnected than I had ever felt before. I had this objectively perfect life that I'd always wanted, but I wasn't happy. So, I started to deconstruct each area of my life to look at what really was making me happy and ask myself if I had created some things only because they were what society told me I should want.

The first thing I did to actually feel happier was to start meditation. It was a whole journey after that to unravel my life and rebuild it into something that truly fulfilled me. Everyone will say, “I don't have time to meditate” or “I don't have time to take care of myself,” but there's this teacher I love and she always asks, “Do you have time to feel terrible?” Of course you don't. I work on my happiness like it's a full-time job.



Catie Fenn, Law'12, is a lawyer, a meditation and soul coach, and a former contestant on The Bachelor.

Sun: Tell me about your practice as an associate with the litigation boutique Brown and Burnes.

Fenn: I work in civil litigation and my claims are primarily defending personal injury actions. I really love it because I'm constantly participating in the litigation process – every week I'm out at discovery, or in mediation, in motions court, in pre-trial ... there's so much variety and I get to be out and about and meet people. I've always wanted to be a lawyer because, intellectually, I found the law very fascinating. I also used to work at a bar in Yorkville, where I talked with a lot of lawyers about their practice areas and those conversations confirmed for me I wanted to pursue the law. And honestly, I sort

of fell into litigation, but I can't imagine myself being in any other area.

Sun: How do you manage being a Bay Street litigator while remaining peaceful and calm?

Fenn: I think the number one key is to make taking care of yourself and finding balance an absolute and unapologetic priority. We're getting a lot of young lawyers coming into the profession, saying, “I had a lot of interests when I was in law school and I want to be able to maintain them.” I think law firms are very receptive to that idea, but they're not going to offer that up – you have to take responsibility!

Sun: And now you're helping other young professionals find balance. You've created “the Circle.” Tell me about that.

Fenn: The Circle refers to events I run in Toronto, primarily for women, to meditate, encourage each other and set goals for themselves. I wanted to create a space where women could connect and support one another on their path to growth. When I started my journey of meditation and reflection five years ago, I had no one to talk to ... so pretty much I created something that I wish existed when I moved back to Toronto and began my career.





Catie Fenn, Law'12, during her Queen's Law Reports interview at the Toronto coffee shop Her Majesty's Pleasure on January 23.

LUCY SUN

Sun: You're also running "transformational retreats." Where have some of your recent retreats been?

Fenn: Los Angeles, Costa Rica ... and now there's a retreat center opening in Muskoka, so I'll be doing some work with them. But Costa Rica is the place I go to reset and most of the retreats I do are out of there. I'll actually be in LA and Costa Rica for the next few weeks for a transformational retreat.

Sun: What's the schedule like at the Costa Rica retreat?

Fenn: We wake up, have a healthy breakfast, do yoga, and then I'll lead the group through a short meditation. We'll do a workshop on evaluating your habits, connecting to your intuition, and coming up with a powerful vision for yourself. The afternoons and evenings are spent surfing, hanging out at the beach and being immersed in nature.

Sun: If you were soul-coaching Queen's Law students, what is the first question you would ask them to ask themselves?

Fenn: The first question I would ask them is to think about what their "four core desires" are. What four words or feelings do they want to drive their experiences or encounters with the world? It becomes easier to make decisions when you have a guiding principle of who you want to be and how you want to feel.

Sun: What are your four words?

Fenn: My four words for this year are precision, excellence, gentleness and release. For me, precision and excellence are important words because it can be very overwhelming to be working in litigation, while also running Circle, and then coaching people, and travelling to Costa Rica. In order to do all of that, I need to be precise with my time and what I do. But for people in law, we are also very "Type A," so I've also

learned to intentionally be gentle with myself and not to put so much pressure on doing everything perfectly. And the last word is release, because I think that we outgrow a lot of things. I always try to stay mindful of relationships, places I go, behavior or habit I have ... and ask, "Is this still serving me or have I outgrown it?" And then be okay with releasing it and moving on.

Sun: Your life sounds so exciting! What would you say you are most excited about right now?

Fenn: Right now, I'm most excited about sharing the tools that I've found to be helpful with other people. I want to help other people find the joy and peace that I've been able to discover through meditation, goal-setting and supportive communities.

Sun: And finally, many people tuned in to watch you as a contestant on *The Bachelor* last fall. Tell me about your experience on the show.

Fenn: At the beginning of 2017, I decided to say "yes" to life, to new opportunities, to doing things that otherwise felt uncomfortable. A friend suggested I apply to *The Bachelor*, and I did, because that was my opportunity and I said "yes." I thought it would be a great life experience – and it definitely was!

Follow Catie on Instagram @catiefenn or check out her [website](#).

Law'15 grad defeats champ on *Jeopardy*

The category is TV game show winners. The answer is “He’s a Queen’s Law graduate now practising civil litigation with Romano Law in Toronto.” If you guessed “Who is Jordan Nussbaum, Law’15?” – you’re right! On June 22, he beat the reigning champion on the popular American quiz show, winning a total of \$17,800 in two days.

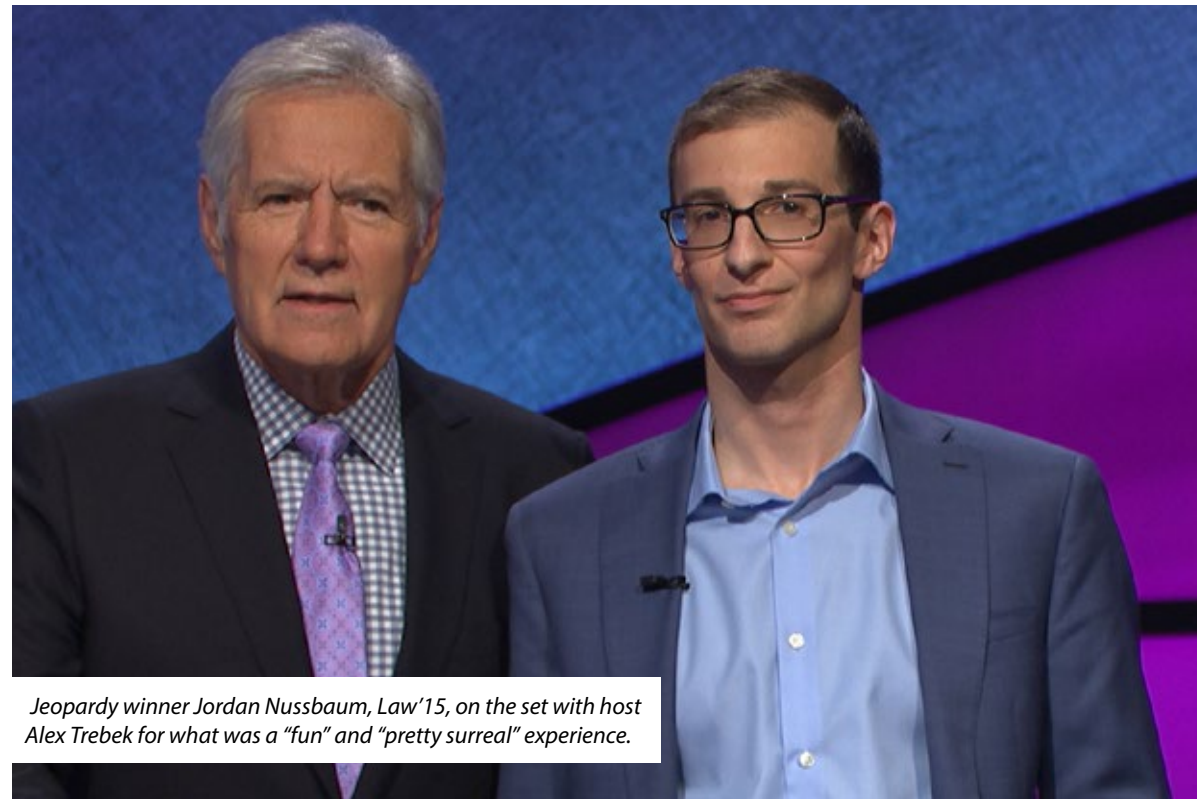
Nussbaum, who says, “a good memory has always been my strong suit,” is a long-time trivia buff. Growing up, he watched *Jeopardy*, played Trivial Pursuit and joined his high school’s Reach for the Top team. During his undergrad and law school years, he took part with his friends in local trivia events. So, it’s only logical that he would want to try his talent on a much broader stage. “I thought it would be a fun experience that I would be good at,” he says, “although I never thought it would actually happen!”

After his appearance, broadcast across Canada and the U.S., Jordan Nussbaum spoke with *Queen’s Law Reports* to share his *Jeopardy* experience.

How did you get to be a *Jeopardy* contestant?

The first step is an online test of 50 general knowledge trivia questions. I got an email in October inviting me to an in-person audition at the Royal York Hotel in Toronto in November. Twenty people were at my audition. It had three parts. First was a 50-question general knowledge test. Then in groups of three we played a short mock game of *Jeopardy* with real buzzers and everything. The last part was “talking to the contestants” – like when Alex speaks to the contestants after the commercial. In the email invitation, they told us to come with five facts about ourselves. I went with some funny, self-deprecating facts (like having hit one career homerun in softball). I think it worked because I had the room laughing at my stories.

At the end of the session, the organizers said everyone in the room would be placed in the contestant pool, and could potentially be called for the show any time within the next 18 months. I



Jeopardy winner Jordan Nussbaum, Law'15, on the set with host Alex Trebek for what was a “fun” and “pretty surreal” experience.

thought I did well enough, but again wasn’t really expecting anything to come of it. Then one evening in mid-January, I got a call from a California phone number. It was the *Jeopardy* people inviting me to be a contestant at the February 20-21 tapings.

How did you prepare?

They tell you nothing in advance, so I had about four weeks to learn anything and everything. One of the first things I did was brainstorm potential categories that come up a lot – history (U.S., world), geography (states, world capitals), literature – then other things like U.S. presidents, opera, national parks, poetry, rivers ... it was a pretty long list. I made the decision to focus on literature, my most glaring weakness. Coincidentally, my aunt had three volumes of classic literature condensed into two-page summaries. Everything from classical Greek tragedies, to Shakespeare, to Stephen King. So I read as much of those as possible whenever I had some spare time. And I recorded and watched *Jeopardy*.

What’s it like to be on the show?

Fun and exhausting. What people don’t know is that *Jeopardy* only tapes 39 days a year. They film an entire week’s worth of episodes in one day and they film two days per week. For the first day, they bring in 12 new contestants for 10 slots. Contestants are chosen at random to appear on the first game, then each game after. The two people not picked are invited back the next day to be on with 10 new contestants for the second day of tapings.

Jeopardy tapes at the Sony Studios in Los Angeles, and each contestant is given up to six tickets to the show for family and friends. My mother, father, grandmother and two cousins came with me.

A bus picked up the contestants at the hotel at 7:00 am and took us to the studio, where coordinators gave us a speech about the rules, gameplay and strategy, and we had our makeup done. We had a bit of practice at 10:00 am: they put us on stage three at a time, mic’d us, and we played a few questions to get the timing on the buzzer. You can’t buzz until Alex finishes reading the clue or you’ll be locked out, so not only are you worried about comprehending the question and thinking of the answer, but you also need to think about buzzing in at exactly the right time.

When not on stage, contestants had an opportunity to chat. Everyone was really nice! It was a very friendly environment – not at all competitive with people wanting to psych each other out. I’ve stayed in touch with a couple people.

After everyone was finished, they let the audience into the studio, put the defending champion on stage, called up the first two challengers, brought

out Alex Trebek and started to tape. They filmed three games, then gave those of us still around a voucher for lunch at the Sony lot cafeteria. I ended up being called for the last game. It was pretty surreal. You stand up behind the podium with the other two contestants, the theme music plays, Alex comes out, and all of a sudden, you’re playing *Jeopardy* for real.

More than anything, it was fun! Getting answers right, picking the next clue, bouncing back after a wrong answer. In that first game, I started out really strong before the first commercial break, but faded a little after that. In the Double Jeopardy round, I was stuck in third place when I hit a Daily Double in a British History category (“The Real Game of Thrones”). History is my best category and this was my chance to get back in the game, so I got to say the immortal words “I’d like to make it a true Daily Double.” Thankfully, I got the question right.

I was in second place going into Final Jeopardy, with the category Medicine and the Movies. The question was easy enough (the answer was “Vertigo”), so I assumed the leader got it right too. I think I looked miserable when the camera was on me because I pretty much knew I had lost! But shockingly, the leader got the question wrong and dropped behind me! So I won the game in pretty dramatic fashion. It ended up making for great viewing later.

That night I was so excited, I only got about two hours of sleep. The same sort of routine repeated the next day. As champion, I played the first game. I got off to a very strong start and kept the lead all the way to the final. Sadly, I missed the Final Jeopardy, which was a question I would have easily gotten if I were sitting at home or had gotten adequate sleep. In any event, I was really proud of how I played.

What are you going to do with your winnings?

I am going to save the money and put it towards entering the Toronto housing market.

Sutherland Fellow drills deep into offshore energy issues

Her goals for the Caribbean are giving her a transatlantic platform

In the fall of 2016, PhD candidate Alicia Elias-Roberts became the first recipient of the Robert Sutherland Fellowship in Law, established in 2015 to honour Jamaican Robert Sutherland, Queen's first Black graduate (1852) and British North America's first Black lawyer. Both, it's clear now, are born ground-breakers.

Well into her fellowship's second year, Elias-Roberts claims her research has not only been enlightening but has also drastically broadened her outlook on the problems she set out to address: the West Indies' inconsistent maritime oil and gas laws that stand in the way of a greener Caribbean, future prosperity and good global citizenship. Her research began with reading all the relevant literature so that she could start thinking outside the box and considering other sides of the arguments she intends to make.

"It has been a challenging year," she says. "I thought it would be easier, given my background, but studying at Queen's has opened my eyes to fresh perspectives."

The background she refers to includes graduating from the University of Guyana at the top of her LLB class and earning a Certificate in Legislative Drafting from a program Guyana offers in collaboration with the Commonwealth Secretariat. She also holds a BCL from Oxford University and an LLM in Energy, Environment and Natural Resource Law from the University of Houston.

That past is prologue to everything she set out to do in 2016. "The central themes of my thesis are still there," she says, "but the legal and philosophical angles have changed. You might say I am now drilling far deeper below the

surface level – examining the issue of offshore energy development from a broader theoretical and philosophical perspective.

"My main argument is that the relative normativity of international environmental law principles promotes weakness in the international legal order, so I will assess the problems surrounding the changing nature of sovereignty and its application to various environmental law problems. Then I hope to argue that a possible solution to those problems in offshore hydrocarbon projects is to conceptualize them under the liberal theory of international law. I will interrogate the application of communitarian values and global environmental governance in the West Indies and show why their application is flawed and incapable of resolving the Caribbean's complex problems."



Alicia Elias-Roberts, PhD in Law student, presents "Access to Justice in Environmental Matters in the Commonwealth Caribbean and the UK" at the Just Transition 2018 Conference in Edinburgh on March 1.

Elias-Roberts is grateful for the encouragement of her supervisor, Professor Bruce Pardy, an internationally renowned environmental law expert and the reason she chose Queen's Law. "Besides being so accessible and helpful," she says, "he gets me to challenge what I thought I knew." He also encouraged her to publish chapters of her dissertation. One that ran in the *International Energy Law Review* uses the 2013 Venezuela-Guyana land dispute and two related case studies to discuss the legal implications arising when a state that lays claim to a disputed maritime area grants oil companies permits to explore in that area.

Elias-Roberts says, "I'm working hard to challenge the existing literature and get people thinking about global governance. It's a live issue that sustains my interest and keeps me energized.

That's why my advice to other PhD prospects would also be to choose a subject that's timely, serious, and of great personal interest. Also, think about how doctoral work will add value to you and to the world as a whole. Then pace yourself and plan."

Despite having a lot on her plate, Elias-Roberts remains Deputy Dean of Outreach at the University of the West Indies, St. Augustine Campus, and still finds time to "conduct outreach" for her new community whenever she can. Balancing work and study is challenging "but I want to market myself and the Queen's brand," she says, "because I feel so blessed to be in this position."

Part of that "outreach" took her to Scotland as an invited keynote speaker at the Just Transition 2018 Conference in Edinburgh March 1-2 – "The Just Transition towards a Low-Carbon Economy: Integrating Climate, Energy and Environmental Justice." Her address related to her new PhD study: "Access to Justice in Environmental Matters in the Commonwealth Caribbean and the UK."

In July she was back in Scotland, this time in Glasgow, presenting at the International Union for the Conservation of Nature's Academy of Environmental Law Colloquium. Her topic: "A comparative analysis of risk assessment and environmental challenges relating to offshore energy projects."

As she said, this first Sutherland Fellow is indeed "drilling far deeper below the surface."

— ASCHILLE CLARKE-MENDES

From the Supreme Court to the Queen’s Bench, a stellar year for clerkships



“In 2019-20, Queen’s will have four clerking spots out of 15 overall, with the rest drawn from other law schools in the country,” says Justice David Stratas, Law’84, LLD’12, of the Federal Court of Appeal. “I am one proud alumnus of Queen’s Law!”

As the class of Law’18 prepared for the bar, a number of Queen’s Law students and graduates heard good news about their applications for one of the profession’s most sought-after positions. They received clerkships for 2019-20 in courts from coast to coast, including some of Canada’s most prestigious institutions.

Three Queen’s Law students will be with the Supreme Court of Canada – a record for the school in common-law JD student placements – four with the Federal Court of Appeal, and three with the Ontario Superior Court.

Good clerking news doesn’t end there, either: two Queen’s Law students will be joining the Federal Court as clerks, with one each at the Ontario Court of Appeal and the Court of Queen’s Bench of Alberta.

Justice David Stratas, Law’84, LLD’12, and seated on the Federal Court of Appeal, thinks the court offers clerks an opportunity to work on the “cutting edge” of law. “The FCA handles constitutional law, administrative law and intellectual property law, to name just three areas of great public concern these days,” he says. “Environmental and Indigenous concerns about an interprovincial pipeline? That’s just one example of the sort of case that we have to consider. The Federal Court of Appeal does more of this sort of law than any other court in the country.”

For Justice Stratas, the Federal Court of Appeal offers a distinctively beneficial approach to clerking. “Each judge hires a single law clerk: the relationship is one on one,” he explains. “Thus, a clerk gets a close working and mentoring relationship with one of the country’s top judges working on some of the most important and perplexing cases around.”

He is particularly proud of Queen’s Law clerking numbers this year: “In 2019-20, Queen’s will have four clerking spots out of 15 overall, with the rest drawn from other law schools in the country. Four out of 15 from Queen’s law school in a national competition? I am one proud alumnus of Queen’s Law!” he says.

His clerk, Sarah Faber, Law’18, is just as proud to be working with Stratas. “I am looking forward to diving into some of my favourite areas of law, and being able to witness great written and oral advocacy,” she says. “This will be an amazing year of growth and challenges, but mostly I’m excited about how much fun it will be to work with Justice Stratas and the team of other clerks.”

“I look forward to applying the theoretical skills I learned at Queen’s to real life situations,” says Elliot Herzig, Law’17, also at the Federal Court of Appeal and clerking for the Honourable Johanne Gauthier. “I’ve spent years studying what should be done. Now I get to see what’s actually done. I’m also excited to meet other clerks. I value the relationships that I made at Queen’s at least as much as the education I received. Hopefully, I’ll make the kind of friends clerking as I did studying.” Following recent changes to the structure of clerkships at the Supreme Court of Canada, Queen’s

Law is also enjoying record numbers of students clerking at the SCC – more JD students than the school has ever placed at the Court.

Rory Tighe, Law’17, who will be working with Justice Rosalie Abella at the Supreme Court of Canada, says the opportunity is the fulfilment of a long-standing goal. “I have wanted to work for Justice Abella since I first saw her give a speech in my first year at Queen’s about standing up for your beliefs and defending your values. Working with her is definitely what I am most excited for. I am also looking forward to learning a lot about a broad variety of areas within the law and working with a diverse group of students from all over the country.

“I think this clerkship will go a long way in improving my legal reasoning, writing, and research skills,” Tighe continues. “I also think that the insight I will gain into the process used to decide questions of significance to the whole country will be invaluable

for my personal and professional development.” For Emily Lieffers, Law’17, a Supreme Court clerkship with Justice Andromache Karakatsanis is an opportunity to expand her knowledge and connect with more young minds in law. “I’m most looking forward to working with and learning from judges and clerks from around the country,” she says.

“I’ve learned so much from my classmates at Queen’s and from my current co-workers in Ontario (at the Superior Court of Justice), and I’m excited to get even greater regional exposure and work with bright, talented people from across the country. I think young lawyers beginning their careers are like sponges, and so the chance to spend these formative years – learning what it means to be a compelling advocate, a good colleague, and an ethical lawyer – in the company of some of the best advocates and most distinguished jurists in the country is an incredible learning opportunity and honour.”

| Court | Name and Class | Advisor |
|-----------------------------------|--------------------------|--------------|
| Supreme Court of Canada | Emily Lieffers, Law’17 | Karakatsanis |
| | Brandon Chung, Law’17 | Moldaver |
| | Rory Tighe, Law’17 | Abella |
| Federal Court of Appeal | Siobhan Morris, Law’19 | Woods |
| | Sarah Faber, Law’18 | Stratas |
| | Elliot Herzig, Law’17 | Gauthier |
| | Blake Van Santen, Law’18 | Nadon |
| Federal Court | Leah Thompson, Law’17 | Elliott |
| | Kristen Barber, Law’18 | Locke |
| Ontario Superior Court | Ryan Mullins, Law’19 | |
| | Narin Sdieq, Law’19 | |
| | Cole Pizzo, Law’19 | |
| Ontario Court of Appeal | Paul Socka, Law’18 | |
| Court of Queen’s Bench of Alberta | Taylor Hudson, Law’19 | |

Bettering the student experience for his peers earns Law'19 student top Queen's award

Adam Grotsky, Law'19 (Artsci'16), a motivated, diligent Queen's Law student, has a strong commitment to community service. "I'm inspired by the prospect of improving the lives of the people and communities around me," he says. That attitude and his resulting actions led to his selection as one of this year's recipients of The Agnes Benidickson Tricolour Award, the highest tribute paid to a student for valuable and distinguished leadership at Queen's University.

In his seven years at Queen's, Grotsky has held several student government positions, including being the Arts and Science Undergraduate Society (ASUS) Academic Affairs Commissioner and the ASUS President in 2014-15, during which he implemented several crucial programs, most notably the Arts and Science Internship Program that provides students with invaluable work experience to complement their in-classroom learning. This past academic year, he was President of the Society of Graduate and Professional Students (SGPS).

"It was rewarding to play a small part in making the student experience better for my peers," says Grotsky, "Queen's Law is littered with future leaders of our society – a diverse group of motivated and caring individuals. As president of the SGPS, it was my responsibility to help create an environment that would maximize their success. Whether it was advocating for new study spaces, increasing financial support through new grants and bursaries, expanding mental health coverage under our health plan, or working to combat issues like sexual violence, I hope my fellow law students were better positioned to live and learn as a result."

Grotsky hopes to continue serving his community in the years to come. "It's something I've been fortunate to do at Queen's while serving as student government president during my

undergrad and then law school," he says. "This summer, I've been given the opportunity to continue my journey of public service by working at the Department of Justice. The jury is still out on where I'll go from there."

Although Grotsky was honoured at a ceremony in April in Grant Hall, he will not actually receive the award until his Convocation in June 2019.

When asked of his advice to students, Grotsky opines, "Don't think that your success needs to be similar to someone else's. Draw your own maps. What I mean when I say that is to find what interests you, where your own passions lie, and once you do, success will come with the territory. Everyone has a role to play and everyone has something to contribute. You don't need to be president to positively impact the lives of the people around you."

Calling it a "humbling experience to receive the Tricolour Award because of how rich in history it is," he adds, "What I've enjoyed most is the outpouring of kind words from family, friends, professors and colleagues. I'm fortunate to be surrounded by good people."

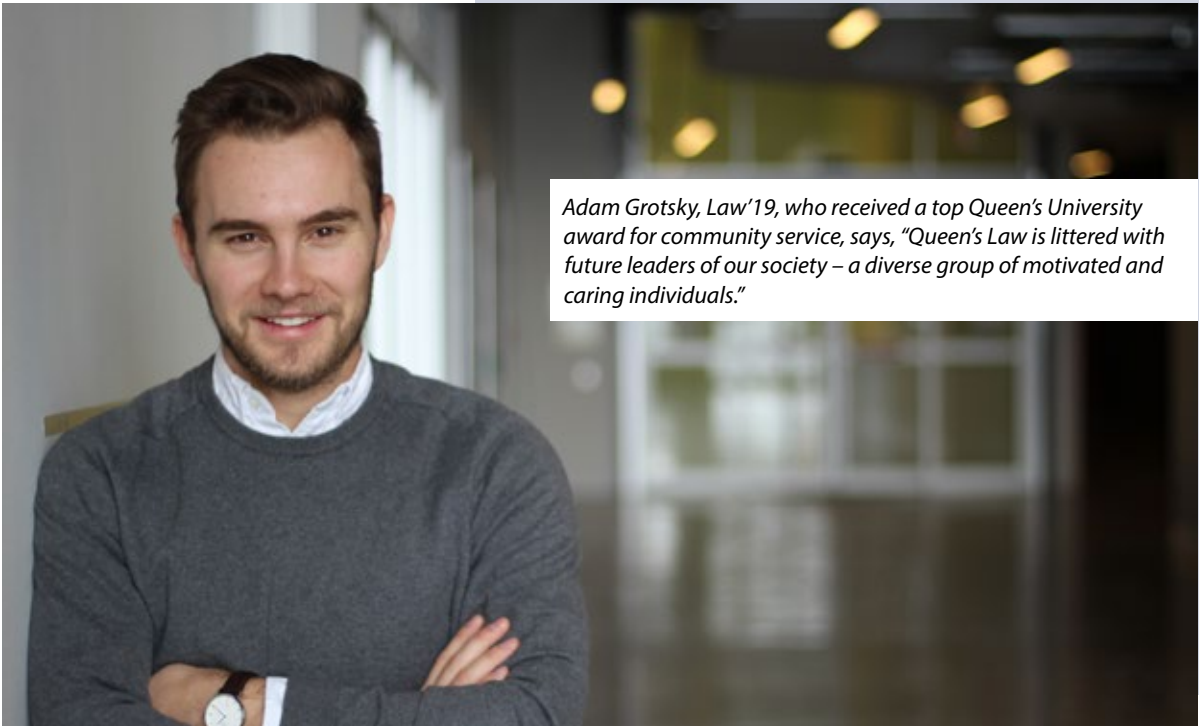
Adam Grotsky has become the latest a long line of Law students to be inducted into the Tricolour Society.

— ASCHILLE CLARKE-MENDES

Past Law Tricolour Award Recipients

Michael Coleman, Law'17
Thompson Hamilton, Law'16
Ian Moore, MPA'14/Law'16
Kevin Wiener, Law'15
Naheed Yaqubian, Law'14
Erin Smith, MBA'11/Law'12
Jillian Burford-Grinnell, Law'14 (Artsci'08)
Patrick Welsh, Law'10 (Artsci'06, MA'07)
Bindu Dhaliwal, Law'02
Lisa Stevenson, Law'02
Kathleen Cowick, Law'01
Maureen Brioux-Jollymore, Law'97
Malini Moorthy, Law'94
Bill Holder, Law'94 (Artsci'87, MA'93)
Lucy McSweeney, Law'93
David Pick, Law'92 (Artsci'89)
Charis Kelso, Law'91 (Artsci'87, Ed'06)
Ian McCowan, Law'91 (Com'88)

Ian Smith, Law'89 (Artsci'86)
Kelley McKinnon, Law'88 (Artsci'87)
Fred Singer, Law'88 (Com'85, Artsci'85)
Rick Powers, Law'86 (Artsci/PHE'78, MBA'83)
Mary Ann Higgs, Law'85 (Mus'73)
Carman Overholt, Law'84
Robert de Pencier, Law'84 (Sc'59)
Jeremy Freedman, Law'82
Sheila Murray, Law'82 (Com'79)
Hugh Christie, Law'81 (Artsci'78)
Paul Steep, Law'80 (Artsci'77)
John Koopman, Law'80 (Com'79)
John Ronson, Law'79 (Artsci'75)
Laurent (Larry) Rossignol, Law'79 (Artsci'75)
Patti Peppin, Law'78 (Arts'68, MA'73)
Morris Chochla, Law'78 (Sc'74)
Ian Nordheimer, Law'76 (Com'73)
Marvin Bloos, Law'75 (Arts'72)
Walter Palmer, Law'73 (Sc'70)
Rodney Follwell, Law'71 (Arts'65)
Brian Scully, Law'71 (Arts'68)
Robert S. Martin, Law'70
Gordon McCay, Law'70 (Sc'67)
Scott Wilson, Law'70
Rob Nelson, Law'69
Guy Potvin, Law'68 (Sc'65)
Douglas Belch, Law'67 (Arts'64)
Raymond Ostiguy, Law'66
Harry Thorsteinson, Law'66
Don Gordon, Law'65 (Arts'62)
David Hill, Law'65 (Arts'62)
Stanley Sadinsky, Law'63 (Arts'60)
Bernie Calder, Law'62 (Arts'59)
Donald Fraser, Law'62
Bob Little, Law'61 (Arts'58)
Doug Munro, Law'61 (Arts'59)
Merv Katzman, Law'60
Bob Sowden, Law'60 (Arts'57, Artsci'84)



Adam Grotsky, Law'19, who received a top Queen's University award for community service, says, "Queen's Law is littered with future leaders of our society – a diverse group of motivated and caring individuals."

MPA/JD student wins national competition for best Indigenous law essay

Don Couturier, MPA'17/Law'19, a student considering graduate studies in an area related to Indigenous law, may be a step closer in making his decision. "I wanted to try my hand at getting my ideas out into the public domain to see what kind of traction they would get, to contribute to public conversation in some small way, and perhaps offer a viewpoint that others hadn't considered," he says.

His timing was perfect as the Canadian Bar Association's Alternative Dispute Resolution Section had just established a new award, the James L. Thistle Q.C. Law Student Essay Competition. Four months after submitting his paper, "Walking Together: Indigenous ADR in Land and Resource Disputes," Couturier received the good news that he won the inaugural award for the best scholarly essay.

In the winning paper, Couturier explores possibilities for navigating conflict between First Nations and the Crown, using Indigenous laws, values and mechanisms for dispute resolution.



Don Couturier, MPA'17/Law'19, author of the award-winning essay "Walking Together: Indigenous ADR in Land and Resource Disputes" that leaves readers with these parting thoughts: "Once we learn to walk together on this path, new possibilities will emerge for a shared future."

Using the example of land and resource management, he argues that not only is Indigenous dispute resolution custom-tailored to the local context a more just approach to resolving these disputes, but also that it has the potential to facilitate reconciliation by fostering legal and cultural pluralism based on mutual respect and recognition.

"I emphasize how the different and varied worldviews of Indigenous nations should be embraced, not diluted, in the respectful and conscientious design of these processes," he says.

"As Indigenous communities and scholars continue to revitalize and strengthen their legal orders, it's equally important that legal scholarship reflect critically on how the common and civil law can create meaningful space for Indigenous law," he continues. "The best way to do that, in my view, is to think creatively about the possibilities and then find practical and realistic proposals for bringing them to fruition."

For winning the award, Couturier received a cash prize and his winning essay is featured on the [CBA Alternative Dispute Resolution section website](#).

Couturier originally wrote the paper for his fall 2017 Alternative Dispute Resolution class taught by Colm Brannigan, a sessional instructor who is also a practising mediator and arbitrator.

Calling the paper "a very significant and common sense contribution" to the literature in the subject area, Brannigan says, "Don's article makes it clear that the development of a wider approach to the use of ADR processes can be achieved by recognizing mainstream ADR process do not fit or work to their potential in the Indigenous context. The reason is because of the 'expert' approach of imposing the model rather than designing ADR systems that incorporate the value and needs of Indigenous culture.

"This type of innovative work encourages ADR practitioners to be reflective and remember that much of the potential of ADR rests in its flexibility," Brannigan adds. "Queen's Law should be extremely proud of Don Couturier's valuable contribution to the emerging field of Indigenous ADR."

— ASCHILLE CLARKE-MENDES

Pro Bono students lead Queen's Park bill



Queen's Pro Bono volunteers Olga Michtchouk, Law'18, Karla McGrath, LLM'13, Taylor Burnie, Law'19, and Ben Clarke, Law'19.

Queen's volunteers with Pro Bono Students Canada (PBSC) are enjoying the great satisfaction of seeing their work impact all of Ontario through a bill debated and approved at Queen's Park on March 29 for referral to the Standing Committee on Regulations and Private Bills.

It was students Olga Michtchouk, Law'18, Ben Clarke, Law'19, and Taylor Burnie, Law'19, working with volunteer lawyer supervisor Karla McGrath, LLM'13, who identified an issue that arose in a PBSC clinic program and elevated it to prospective legislation.

Helping people get or replace Ontario photo ID cards exposed the problem, McGrath explains: marginally housed or transient people often had neither the "permanent address" nor the \$35 application fee. Applying also requires prior identification, including a \$35 birth certificate. Having no card leaves many people without access to needed services and with no bank account for direct-deposit disability payments.

Through generous donations from the Frontenac Law Association and the Awesome Kingston Foundation, students at the ID Clinic found a

workaround to resolve the fee issue for some of their clients in Kingston – but the underlying problem remained.

The students' response was their "PBSC Fee Waiver Initiative."

In December of 2017, the PBSC student team and McGrath sent a letter to Kingston MPP Sophie Kiwala detailing the issue. Kiwala responded positively and worked with the team toward a solution and in late March she brought Bill 26, *The Fee Waivers Act*, to the Ontario legislature as a private members bill.

"Many agencies working with low-income people have expressed significant interest and appreciation," says McGrath, "so this isn't just a Kingston issue. Getting Bill 26 approved will mean our Queen's Law students have made an impact on the entire province."

Anyone interested in the PBSC Fee Waiver Initiative should email pbscfeewaiver@queensu.ca.

Combining law and business: First Queen's BCom/JD students reach milestone

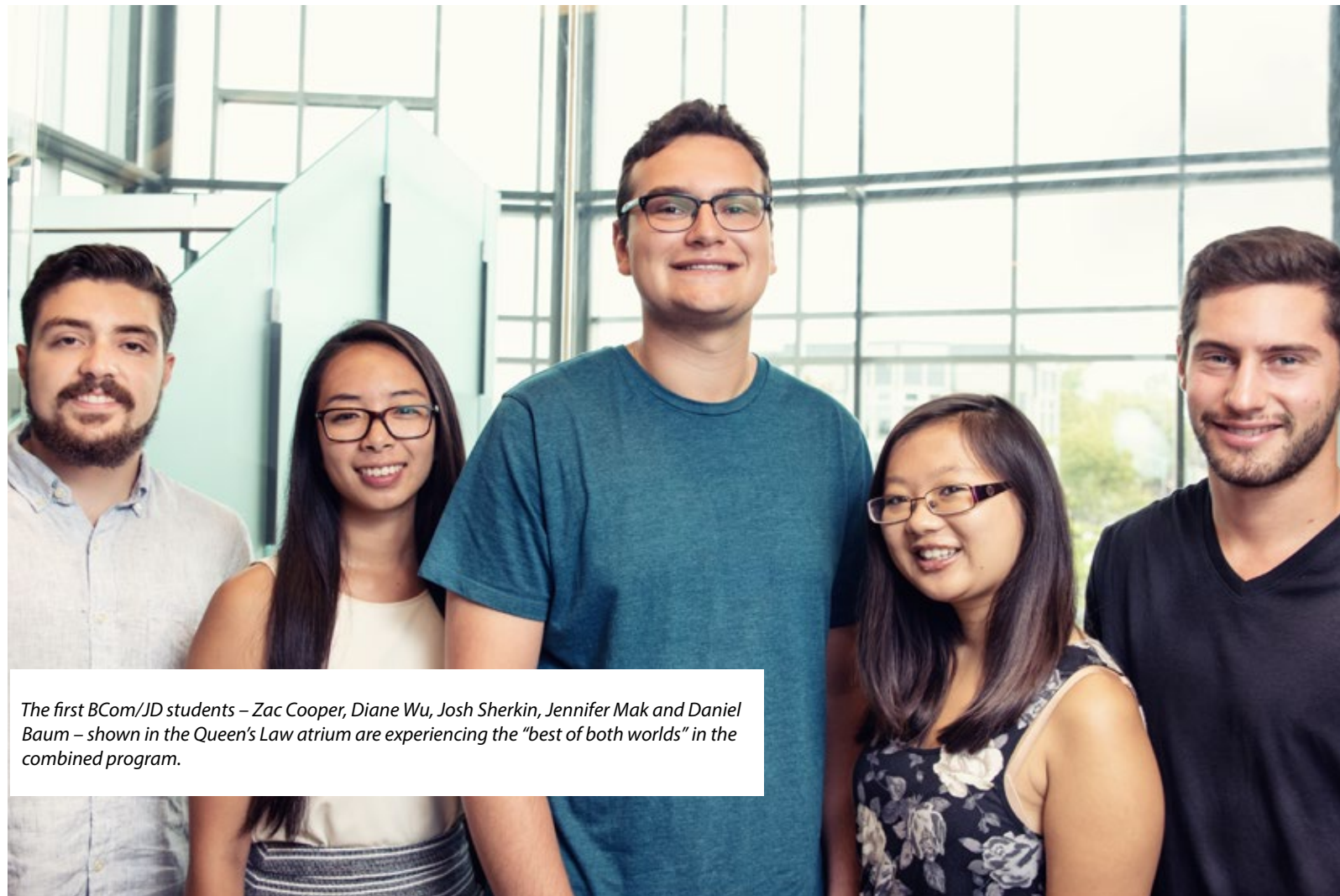
Two years ago, Queen's Law and the Smith School of Business launched a combined program to give Bachelor of Commerce students a competitive advantage in corporate law careers. This year, Queen's celebrates its first BCom/JD cohort receiving their first of two degrees, the BCom credential.

Diane Wu, Com'18/Law'19, had always been interested in business and law, and when the opportunity arose during the third year of her undergraduate studies, she jumped at the chance. "The Queen's community and saving a year in tuition and time made it an easy decision for me," she says.

"My experience in the combined program has been incredible so far," says Wu. "The commerce and law faculties have given me a lot of opportunities that I never would have imagined. This year, I was able to complete a full year consulting project for a local sports team with my fellow BCom/JD students as part of our degree.

"My goal is to work in the corporate group at a full-service Bay Street firm and I'm currently getting a taste of what it's like," adds Wu, who is working at Blake, Cassels & Graydon LLP in Toronto this summer.

Jennifer Mak, Com'18/Law'19, says that enrolling in the BCom/JD program gave her the "best of both worlds" because she could get involved with both schools simultaneously. "In my first year of law school, I was a 'Bounce Back Mentor' to help first-year Commerce students, who are either on or close to academic probation, improve their study skills, learning habits, and performance in the program," she says. "At the same time, I was also active in Queen's Law as an ambassador and participating in events, such as Cabaret for a Cure."



The first BCom/JD students – Zac Cooper, Diane Wu, Josh Sherkin, Jennifer Mak and Daniel Baum – shown in the Queen's Law atrium are experiencing the "best of both worlds" in the combined program.

The combination of business and law is particularly attractive to employers, who see this mix as a key attribute in their companies. As Mak learnt in applying for an internship in management consulting at Quinn & Partners, "Being in the BCom/JD program intrigued the interviewer, made me stand out from the other candidates, and formed a major basis for my offer of employment for the internship."

Queen's also offers experiential learning opportunities that enable combined program students to develop skills in their specialized area of law. "I am currently working at the Queen's Business Law Clinic, where I am able to use knowledge I have gained in both Commerce and Law to help start-up businesses and not-for-profit organizations," says Mak. "Being in the BCom/JD program has made me stand out as a candidate to work for the clinic during the school year, and ultimately, to obtain my summer job there this year.

"I will always be using my commerce knowledge in conjunction with my legal knowledge," Mak continues. "The BCom/JD program will undoubtedly be beneficial to my career and I am extremely grateful that I was able to be one of the first students in the program."

Indeed, business and law synergise to help graduates thrive in the contemporary business climate. Andrea Bector, Law'02 (Com'99), a partner in Stikeman Elliott LLP's Toronto office and one of Canadian publisher *Expert's* "Rising Stars" (2016), attests to the value of business for her legal career. "For me, having both an LLB and a BCom from Queen's has set me up for success in my career as a pensions lawyer," she says. "I owe much of my ability to understand the law and policy within which pension plans operate to having a good grasp of the financial considerations that underpin how pension plans work. It has also given me the ability to understand the larger corporate context in which private pension plans operate and to tailor my advice to clients so as to be as practical and relevant as possible."

Students entering the third-year of the Queen's BCom program are eligible to apply through an internal application process at Queen's. For more information about program structure and admissions, visit the [BCom/JD web page](#).

— ASCHILLE CLARKE-MENDES

Black Law Students' Association at Queen's reinforces alumni network

"Speed mentoring" is the latest event connecting black Queen's Law students with alumni who are experienced legal professionals. Hosted by the Queen's Chapter of the Black Law Students' Association (BSLA) of Canada at WeirFoulds LLP in Toronto on February 22, students continued building relationships with graduates, receiving practical advice about law school and the legal profession.

"Alumni like getting involved in these events because they understand how challenging law school and the practice of law can be and they want to share their wisdom in any way they can," says Michael Coleman, Law'17, co-founder and former president of BSLA-Queen's, now an articling student with Fogler, Rubinoff LLP. "We not only want to help current students succeed, but also want these students to know they have experienced alumni in their corner rooting them on."

The event fostered personal and engaging discussions. Each graduate was paired with a student for 15-20 minutes, and then the pairs

rotated over the two-hour period. Topics of discussion included: the reasons why each participant chose to pursue a career in law and why they chose to pursue the program at Queen's; the flexibility of a law degree and opportunities for non-traditional practice; the importance of networking; ways to market oneself; important things to note when entering law school and the legal profession; ways to overcome failure; and useful tips alumni wished they knew when entering law school.

"It is valuable for current students to meet alumni who have pursued a wide range of careers, and to discuss the diversity of opportunities within the legal field," says Stella Gore, Law'18, BSLA-Queen's President 2017-18. "It's also particularly important to be able to meet minority lawyers, who are able to share their experiences and offer mentorship and advice, especially as we navigate through law school, articling and beyond."

Alumni wanting to get involved with the BSLA-Queen's network should email Michael Coleman at 13mc76@queensu.ca or Stella Gore at s.gore@queensu.ca

— ASCHILLE CLARKE-MENDES



Queen's Law alumni and students, with some GTA guests, at the Feb. 22 Speed Mentoring event: Schenelle Dias; Breanna Coleman; Esi Codjoe, Law'03; Frank Walwyn, Law'93; Hogarth Clauzel, Law'93; Michael Coleman, Law'17; Cheryll Harris, Law'93; Dhaman Kissoon, Law'89; Leah Thompson, Law'17; Navin Kissoon; Stella Gore, Law'18; and Nigel Masenda, Law'20.

LSS awards honour Queen's Law standouts from instructors to athletes to organizers



Academic, athletic and other forms of excellence were honoured recently at the Queen's Law Students' Society awards celebration, as students voted for the Faculty's best teachers and shone a light on outstanding performances by their peers.

The awards, covering a wide range of areas of excellence (and detailed fully on the [Queen's Law website](#)), range from the Spark Award for a first-year student demonstrating commitment to the law school to the M.A. Murray award, named for the school's first Registrar and rewarding excellence in athletics.

Awards for groups at the law school include the Camaraderie Award, for "initiative, contribution, participation and organization of events and activities to further the Queen's Law community spirit" (won this year by the Queen's Law Cancer Society), and the Professional Excellence Award, which celebrates "involvement in activities and events that promote educational and professional excellence ... that go beyond the status quo," awarded in 2018 to the Queen's Muslim Law Students' Association.

The Stanley M. Corbett Awards for Teaching Excellence were presented to Lisa Kelly as the winner among full-time faculty and to Dhaman Kissoon, Law'89, among the sessional instructors.

Kissoon, now a four-time winner, was lauded in his nomination letters for his "incredible enthusiasm and passion," balance of substantive legal instruction and current events, and overall quality of content in his course, Racism in the Canadian Legal Context.

In just her second year at Queen's Law, Kelly drew strong praise from student nominees for her depth of knowledge as a "vibrant and engaging" instructor, her method of encouraging and sharing legal analysis, her commitment to supporting students, and her enthusiasm for welcoming guest speakers to her class and to the Faculty.

The full list of 2018 award recipients is:

- Spark Award** – Thomas Daechsel
- Millennium Award** – Diane Wu
- Gavel Award** – Stephanie McLoughlin
- Spirit Award** – Marika Maksymec
- MA Murray Award** – Ryan Wilson
- Denis Marshall Contribution Award** – Andrew Hills, Sakshi Sharma & Marika Maksymec
- Professional Excellence Award** – Queen's Muslim Law Students' Association
- Camaraderie Award** – Queen's Law Cancer Society
- Stanley M. Corbett Teaching Award** – Dhaman Kissoon (Sessional) & Lisa Kelly (Full-Time)



Dhaman Kissoon, Law'89, and Professor Lisa Kelly, winners of the 2017-18 Stanley M. Corbett Teaching Awards.

Queen's Law students raised more than \$25,000 for charity in 2017-18



The annual Cabaret for a Cure dance and fashion show was one of the highlights of a Queen's Law 2017-18 fundraising year that saw students raising money for charity at a number of events.

When they weren't hitting the books this past academic year, Queen's Law students hit the rinks, stages, and links to raise over \$25,000 for charity.

On March 15, the annual Cabaret for a Cure capped off a year of Queen's Law Cancer Society (QLCS) fundraising events by raising \$17,000 for the Canadian Cancer Society. Over 400 attended Cabaret at the Grand Theatre in downtown Kingston to see students dance, sing and model in support of cancer research. Guests from the Canadian Cancer Society's Kingston branch were in the audience.

"It was incredible to be involved in a group that is not only one of the largest clubs at Queen's Law but one that captures the attention and

compassion of so many students, staff and members of the Kingston community," said Anu Lalith Kumar, Law'19, one of the co-presidents of the QLCS.

Local businesses donated items for the Cabaret raffle and provided clothes for the fashion shows. The QLCS auctioned off sought-after tickets to Toronto Maple Leafs, Blue Jays and Raptors games. But the most intense bidding was for unique events like dinner with the Dean and drinks with Professor Nick Bala.

In September the QLCS raised over \$5,600 for the CIBC Run for the Cure in support of breast cancer research and in November the club raised \$2,756 for the Movember Foundation, a charity focused on funding research in prostate and

testicular cancers, supporting men's mental health and preventing suicide. Some students grew moustaches. Many more were able to join the QLCS at events throughout the month. These included a basketball tournament, a bowling night, a games night at Barcadia and blindfolded attempts to Pin the Mo' on (a photo of) the Dean in the student lounge.

On September 30, staff partnered with students to host the Fall Classic Charity Event at Loyalist Golf & Country Club in Bath. Eighty students, staff, faculty, alumni and friends took in the sunshine and sought to Out Drive the Dean at the tenth hole. The event raised \$1,500 for Pathways to Education.

"We were excited to offer fun activities throughout the day," said Heather Cole, Law'96, Assistant Dean of Students. "Our golfers and non-golfers were very generous with their support." Law firms and Kingston businesses supported the day on the links with in-kind donations for prizes like Kingston Frontenacs tickets.

The Faculty, the Frontenacs, and the Queen's Law hockey team put on the Winter Classic on February 2 and raised \$500 for the Boys and Girls Club of Kingston and Area. More than 100 Queen's Law community members enjoyed a private pre-game reception in the club lounge and sat together to cheer the Frontenacs, who that night beat the Oshawa Generals 7-1.

Lawlapalooza on Valentine's Day had the Queen's Law community show its love for the talented musicians in its ranks. The \$4,000 Lawlapalooza raised benefits the aspiring musicians who borrow for free at Joe's M.I.L.L., a Kingston instrument lending library with over 1,000 instruments.

Queen's Law has more plans for community outreach, including a summer camp this year on law and leadership for adolescents.

— ALEXANDER MCPHERSON



On Valentine's Day, Queen's Law loved Lawlapalooza

Queen's Law students opened their hearts and wallets on February 14 for Lawlapalooza at Trinity Social. The annual charity event featuring musical performances by law students raised over \$4,000 for Joe's M.I.L.L., an instrument lending library in Kingston.

It's a chance for students to see a different side of their colleagues and learn about their lives outside the classroom, hear rock music and to show their support for the broader Kingston community.

"Lawlapalooza allows the hidden talents of Queen's Law to flourish on stage for the enjoyment of fellow students and the support of an important cause," said Jordan Davis, Law'20, a guitarist and singer with Rocket Sauce.

Lots of practice goes in to make the event a success. "Half the fun of Lawla is practising before the show. You get to jam with some excellent musicians, see what songs work well and which ones don't, and have a lot of fun," said James Dilworth, Law'19. Dilworth performed in two bands, Uncivil Procedure and Alarming the Queen.

Performers at the sold-out event had an audience of more than 200 students happy to sing away the February blues to original songs and classics like Don't Stop Believin'. "I had major butterflies the days leading up to Lawla. But once I got up on stage with the crew – seeing all of my friends front and centre, screaming and dancing – all the butterflies flew away," said Nic Baldwin, Law'20, who also performed with Alarming the Queen.

"The event really highlighted the fact that the Queen's Law community is one big family," Baldwin added, recalling how performers would chat and congratulate each other throughout the evening.

"The opportunity reminded me that it is important to enjoy your time during your professional degree – to make the most out of the time you have with peers and enjoy the amazing events this school has to offer," said Davis.

Queen's Law students are talented and generous with their time and money. "Lawlapalooza 2018 was an enormous success. This year's performers really stepped up to give us a fantastic show," said Brendan Smith, Law'19.

The money raised supports the Joe Chithalen Memorial Musical Instrument Lending Library, also known as Joe's M.I.L.L. The lending library is named in memory of Joe Chithalen, a Canadian musician who played with Kingston bands in the 1990s. It has over 1,000 instruments and resources available to borrow free-of-charge and it relies on community donations and volunteers.

Smith and Stephanie Browning, Law'19, co-chaired the Lawlapalooza organizing committee. The event returns in February 2019.

— ALEXANDER MCPHERSON



Law'19 students Frank Piazza and Brendan Smith and their band Uncivil Procedure entertain the crowd at Trinity Social in downtown Kingston during Lawlapalooza 2018.

En Garde! Queen's Law student excels in class and on the piste



Kyra Dorfman, Law'18 (left) engages a fencing opponent.

Queen's Law students are accustomed to points of law. Kyra Dorfman, Law'18, is well-versed in points of another kind – having maintained a passion for fencing through her law school career. With epee and sabre as her weapons of choice, she is the women's team captain of the Queen's Varsity Fencing Club, and led her team to win gold at the Carleton Invitational Tournament in January. Using exceptional time management and more than a decade of fencing experience, she has balanced leadership, fencing, school, and being an integral part of the Queen's community.

"My favourite thing about fencing is that it takes all of your mental and physical concentration," she said. "It doesn't let you worry about whatever else is happening in your life, because you have to pay attention to this moment, this bout, this opponent, or you're going to lose or someone is going to get hurt. It's one of the best ways to take a break from school or work."

Fencing is no small commitment. Practices run three times a week, in addition to weekly coaches meetings and monthly meetings with the Varsity Leadership Council. The team competes in four tournaments in addition to the Men's and Women's Championships. Often, students travel for tournaments.

"It really comes down to time management," she said. "If you want to make time for the obligations of a sports team then you will. It's definitely doable, and if it's something you're interested in then you should give it a shot."

Having fenced for more than 11 years in the GTA and throughout high school, attending a university that had a fencing club was an important factor to her decision to go to Queen's Law.

"Fencing is made up of people from all faculties and from different levels of study. It's a great way to meet people you otherwise would never be in the same room with," she said. "Fencing also lets you meet people from other schools and even from other countries, since some of the tournaments draw international athletes. Overall, fencing is a community, and I think that it's important to be part of something that goes beyond just being a law student or a lawyer."

— SARAH MCCARTHY

Congratulations to the Queen's Law Class of 2018!

"Only one law school is consistently noted for its proud and passionate alumni network. That school is Queen's," said Stephanie McLoughlin in her Convocation address as Law'18's graduating student representative. She and her classmates became the newest members of that network on the sunny spring afternoon of June 6.

Family, friends, faculty and staff filled historic Grant Hall to cheer on 209 JD, LLM and PhD students and honorary Doctor of Laws recipient Douglas Cardinal receive their degrees.

Cardinal, one of Canada's foremost architects and an Officer of the Order of Canada, spoke of great strides taken by Queen's towards reconciliation with Indigenous peoples and encouraged the new graduates to continue along this path.

The Class of Law'18 has already helped make an impact through the Indigenous Law Students' Alliance, which aims to increase Indigenous representation in the legal community.

McLoughlin defined her classmates as being "extremely generous, welcoming and supportive," as also highlighted by their commitment to charitable causes aiding the local Kingston community and beyond. For example, they were deeply involved with the Queen's Law Refugee Support Program that assists refugees transition into their new lives in Kingston, and participated in annual events like Lawlapalooza and Med-Law Games that support local charities.

"The Queen's Law commitment to fostering a supportive community, and reversing the negative depictions of lawyers, has become one of our defining features as a law school, with this graduating class making significant contributions to the advancement of those distinctive traits," she said to resounding applause.

Several awards were presented during the ceremony. Law Medals were given to graduates with the highest cumulative averages: Paul Socka, Elana Friedman and Sarah Faber. Jason Mercredi received the Dean's Key award for best embodying community values, collegiality, professionalism, service and academic excellence.

Following the ceremony, the new graduates and their guests enjoyed a reception in Ban Righ Hall. There, Dean Bill Flanagan presented the Dean's Scholar to the graduates with the highest third-year averages: Paul Socka (Gold Scholar), Sakshi Sharma (Silver Scholar), and Larysa Workewych (Bronze Scholar).

"We have become a tight-knit group over these three years, but how can we preserve this famous Queen's Law community after we graduate?" McLoughlin asked. "The camaraderie at Queen's Law is woven into the fabric of how this school operates. If we stick together, that mutual success can continue into our lives as lawyers."



Stephanie McLoughlin, Law'18, selected the graduating class student representative, addresses the crowd.



As the honorary Doctor of Laws degree is bestowed upon Douglas Cardinal, he shakes hands with Principal Daniel Woolf and is hooded by Dean Bill Flanagan.



It's thumbs up for the Class of 2018 as they cap off their years of hard work and determination at Convocation, embarking on bright futures and joining the "proud and passionate" Queen's Law alumni network.

Award Winners



Dean Bill Flanagan with medalists Paul Socka, Elana Friedman and Sarah Faber.

Medalists

GREG BLACK



Dean Bill Flanagan and honorary degree recipient Douglas Cardinal with Dean's Key recipient Jason Mercredi.

Dean's Key

GREG BLACK



Beaming after receiving their awards are Paul Socka (Medal in Law), Elana Friedman (Medal in Law – Second Highest), Sarah Faber (Medal in Law – Third Highest), and Jason Mercredi (Dean's Key)

GREG BLACK



Dean Bill Flanagan with Dean's Scholar Award recipients Paul Socka, Sakshi Sharma and Larysa Workewych.

Dean's Scholars

GREG BLACK

Queen's Law honours Douglas Cardinal with degree, named bursary

Douglas Cardinal, visionary designer, activist, philosopher, artist, and one of Canada's foremost architects will receive an honorary degree at the spring convocation ceremony for the Class of 2018.

"It's a special honor to be receiving an Honorary Doctor of Laws from Queen's given that it is one of the top universities in Canada, and in particular has such a strong reputation for its Faculty of Law," says Cardinal.

"It's my privilege to be included among an alumni community that includes outstanding Indigenous professionals who are making major contributions to their communities and to First Nations."

In recent years, Cardinal has been a friend to Queen's Law through his involvement in various aspects of the Faculty's Indigenous outreach efforts, including being an honoured guest at the national Kawaskimhon Moot in 2016 and providing insight as a key member of a selection committee that chose a piece of Indigenous installation art to be integrated into the Faculty's atrium later in 2018.

The Faculty is also honouring Cardinal through a bursary in his name. Established with a \$100,000 gift from Law'95 alumnus David Sharpe, and matched from Faculty funds, the Douglas Cardinal Bursary will provide financial support to Indigenous students in any year of the JD program.

Sharpe, a Mohawk of the Bay of Quinte, member of the Dean's Council at Queen's Law, established the bursary in recognition of a national figure he considers both an inspiration and a friend. "I've been privileged to know and work with Douglas in a number of ways, both related to education through Queen's Law and First Nations University, and also in relation to my work helping finance Indigenous community develop through my company, Bridging Finance," he says. "Establishing a bursary to inspire and support future Indigenous legal scholars seems like a fitting way to celebrate



Douglas Cardinal, LLD'18 (third right), outside Grant Hall on June 6 with Dean Bill Flanagan; Ovide Mercredi, former National Chief of the Assembly of First Nations; David Sharpe, Law'95, CEO of Bridging Finance Inc.; Mark Dockstator, President of the First Nations University of Canada; and Ann Deer, Indigenous Recruitment and Support Coordinator at Queen's Law.

his work and pay tribute to his legacy as an Indigenous figure of international renown."

Calgary born, Cardinal attended the University of British Columbia in his youth prior to graduating from the University of Texas School of Architecture in 1963. He began winning critical acclaim and awards for his designs not long after launching his career. That success has continued ever since, for Cardinal's approach to architecture is both innovative and unique. As he explains, "Without any preconceptions, I evolve a design from the inside out, open to all possibilities."

Cardinal is renowned for creating the smooth, curvilinear architectural designs that have come to embody an Indigenous style of Canadian architecture. Throughout the 1990s, he led the way

in providing architectural definition to the aims and aspirations of Indigenous communities across North America.

Among the many well-known, critically lauded buildings he has designed are the Canadian Museum of Civilization (now called the Canadian Museum of History) in Gatineau, Quebec; the Meno Ya Win Health Centre in Sioux Lookout, Ontario; and the Aanishchaaukamikw Cree Cultural Institute in Oujé-Bougoumou, Quebec, which earned a United Nations Award of Excellence for sustainable designs and was celebrated at Expo 2000 in Hanover, Germany.

Cardinal has received numerous national and international awards, including 20 honorary doctorates, Gold Medals of Architecture in Canada and Russia, and an award from the United Nations

Educational Scientific and Cultural organization for his design of the Best Sustainable Village. He was also appointed an Officer of the Order of Canada in 1989, and in 2006 declared "World Master of Contemporary Architecture" by the International Association of Architects.

"I grew up in Alberta and first came to know of Douglas Cardinal's visionary work when in the 1970s my family attended St. Mary's Church in Red Deer, Alberta, one of Cardinal's earliest works and one that remains among his most influential," says Dean Bill Flanagan. "At the time, the church – with its remarkable curves and dramatically unadorned interior – was a complete mystery to me, as I had never seen anything like it before. But it was a mystery that spoke deeply to me as a young boy and sparked a life long interest in the work of this remarkable man."

"It has been a great honour to come to know Douglas Cardinal over the past few years" adds Dean Flanagan. "This honorary degree and the Cardinal Bursary are but small ways in which we can recognize his extraordinary contributions to public life in Canada and beyond. This recognition also furthers the Faculty's commitment to honour Indigenous peoples and deepen the Faculty's appreciation and understanding of Indigenous cultures."

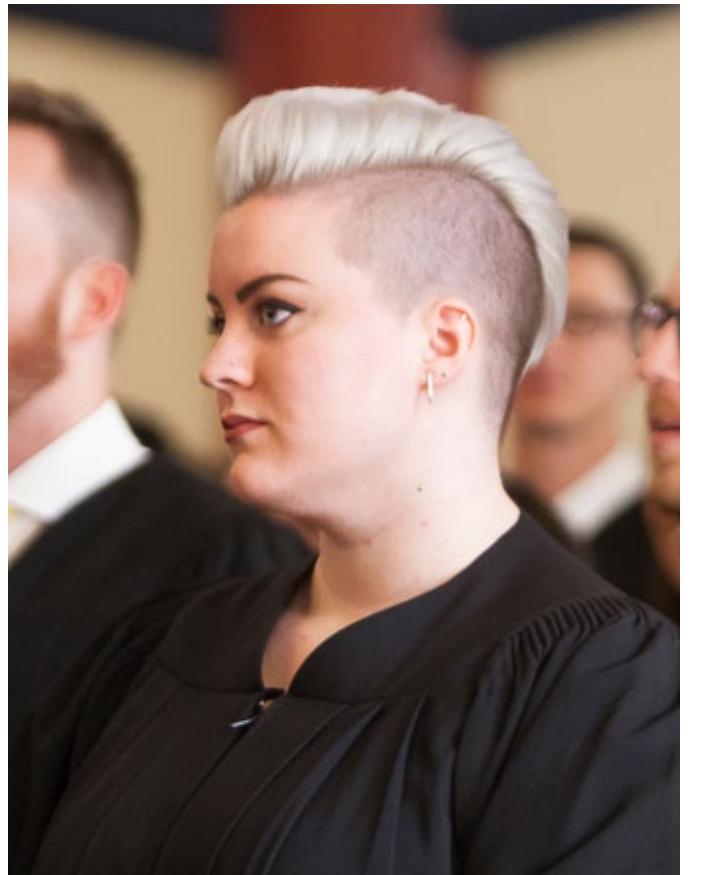
Read about [Douglas Cardinal's convocation address](#), in which he praises the university's reconciliation perspective.

— KEN CUTHBERTSON

















Milestone achievements and fond memories shared at 'Celebrate Queen's Law'

A beautiful spring evening in an elegant lounge with a rooftop patio offering a spectacular view from Maple Leaf Square provided the perfect backdrop for celebrating all things Queen's Law. Over 150 alumni, faculty, staff and students gathered for the school's annual Toronto event, where they enjoyed good company, applauded the stellar results of a major fundraising campaign, met a new key figure in the business law program, cheered on an outstanding young alumnus, and reflected on the career of a criminal law giant.

"What a wonderful mini-reunion!" exclaims Kathy McBey, Law'80. "It gave us the chance to celebrate and be inspired by the achievements of the school and colleagues who honour the high ideals of Queen's Law and have found creative ways to make this the kind of world in which we all want to live, learn, grow, and give back."

And best of all, she adds, was doing all that the in the company of a friendly, congenial, loyal and upbeat crowd of grads from all years. "Every one of us is always delighted to connect with friends old and new, and share memories of the joys and hijinks from back in the day," she says.

"It's been a remarkable year for Queen's Law," Dean Bill Flanagan told the crowd.

To mark the school's 60th anniversary and continue building upon a long legacy of leadership and success, an ambitious target was set last fall to raise \$600,000 for bursaries to support students with financial needs. "I'm delighted to announce we have well exceeded our target, raising close to \$700,000," he said. "I want to thank all of you who generously contributed to our QL60 campaign. Our students are also most grateful to you."



Proud alumni and friends enjoy learning about the many highlights of a remarkable year in the school's history at Celebrate Queen's Law in Toronto on May 24.

Tim Bates, Law'74, one of the many donors, was impressed. "Exceeding the QL60 target is meaningful, not just in monetary terms but also because the enthusiasm for giving by graduates is emblematic of the spirit of the law school that has been engendered by the Dean and many others," he says.

At last year's Toronto event, the Dean announced the establishment of the [Stephen Sigurdson Professorship in Corporate Law and Finance](#). This time he introduced the first holder of the professorship – Rob Yalden, a senior partner with

Osler, Hoskin & Harcourt LLP who as a young lawyer there was mentored by Sigurdson and later partnered with him on cases.

"Rob Yalden is the ideal person to be the inaugural holder of the Sigurdson Professorship," says Betty DelBianco, Law'84, the classmate of Sigurdson who spearheaded the fundraising campaign. "Not only is Rob highly respected in the field of corporate law, he was a friend and colleague of Steve's throughout his career. The fact that he is coming to Queen's from Osler, which was such a big part of Steve's life and such a generous supporter of the professorship, is particularly meaningful."

Brian Kolenda, Law'10, the newest partner with Lenczner Slaght Royce Smith Griffin LLP, accepted the 2018 Dan Soberman Outstanding Young Alumni Award. "It was very special to be able to celebrate Brian's award – a well-deserved honour," says Chris Rae, one of several Law'10 alumni in attendance. "It was also great to be able to catch up with so many classmates."

Don Stuart, the legendary and beloved criminal law professor, was also honoured. Paying tribute to him were former students, Justice David Stratas, Law'84, LLD'12, and Pam Hrick, Law'13, and colleague Professor Nick Bala, Law'77. "This year's event was memorable for the heartfelt outpouring of affection for Don Stuart," says Tim Bates.

For the fourth consecutive year, the event was hosted in the heart of downtown Toronto at CI Financial Inc. by Sheila Murray, Law'82, CI Financial's President and General Counsel, and Chair of the Queen's Law Dean's Council.

"From start to end," says Kathy McBey, "everything was super." QL60 Bursary Campaign results will be featured in *Supporting Excellence* 2018.

QL60 Bursary Campaign results will be featured in *Supporting Excellence* 2018.

— LISA GRAHAM

First Sigurdson Professor in Corporate Law and Finance welcomed to Queen's Law

[Robert Yalden](#), a senior partner with Osler, Hoskin & Harcourt LLP, made his debut as the Stephen Sigurdson Professor in Corporate Law and Finance at Celebrate Queen's Law in Toronto on May 24. "I am delighted to introduce Robert Yalden, one of Canada's foremost corporate lawyers, as the inaugural holder of the Sigurdson Professorship," Dean Bill Flanagan said to the crowd of alumni, faculty, staff and students at the annual alumni reception.

"The Sigurdson Professorship will help to reinforce the very strong foundation for business law that has already been built at Queen's," said Yalden. "This includes the critical support of the many talented lecturers who devote so much time and energy to teaching courses and ensuring that the curriculum is a rich one. All of this ensures there will be a vibrant and dynamic set of colleagues at the Faculty devoted to this area."

Yalden, who holds a BA from Queen's and three law degrees (LLB, Toronto and Montreal; MA Juris, Oxford), has practised with Osler for more than 25 years and served as Co-Chair of Osler's Mergers and Acquisitions group and as a member of Osler's Executive Committee. He has also been an adjunct professor with McGill Law, taught at other law schools since 1991, and authored or co-authored numerous publications, including one of Canada's leading casebooks on business organizations.

What makes his Queen's Law appointment especially meaningful is the fact that the professorship commemorates his former Osler mentor and colleague, Stephen Sigurdson,

Law'84. "Steve took me under his wing as soon as I arrived and got me involved in a series of transactions that we worked on together for Canada Trust," said Yalden. "He was patient, provided wise advice and always maintained his sense of humour. I could not have asked for a better mentor."

Sigurdson's interest in his mentee's progress continued as the two became partners a few years later and remained even after Sigurdson left the firm to join Manulife in 2010. "I have done a lot of deals as a lawyer and while that has been very rewarding work, what will really stay with me as

I move on to this next phase as an academic is the opportunity I have had – like Steve – to mentor many younger lawyers and to watch them evolve as professionals. His example is one of the reasons I have made a point of staying involved with law schools and teaching."

In addition to thanking the Sigurdson family – Stephen's wife, Leslie, Law'84; and daughters Amy, Claire, Heather and Laura, Law'13; and Laura's husband Jonah Goldberg, Law'12 – Yalden also expressed his gratitude to the many alumni and friends who rallied and made generous donations to establish the professorship,

which is supported by a \$1.5 million endowment. "It was and will remain a wonderful tribute to Steve's legacy," said Yalden. "I know just how critical it is that alumni support initiatives like this one and that nothing like this gets off the ground without a massive team effort."

Already at work as the Sigurdson Professor, Yalden met earlier that day with two of his new colleagues, professors Gail Henderson and Mohamed Khimji, the David Allgood Professor in Business Law. "They are very talented scholars and teachers, and with their colleagues have helped generate great momentum for the Queen's business law program," he said. "We had a very productive discussion about the curriculum and paths we might go down to ensure that students get a full range of learning experiences, and we also had a good discussion about our research interests."

"As I considered various options, Gail's and Mohamed's presence on the faculty was critical to my decision to join," Yalden continued. "I really did feel like I was joining a community to which the Sigurdson Professorship would add further momentum. So, the chemistry is good and I am very excited about where the Faculty is going in this area and many others, as is evidenced in the record numbers of recent hires."



Robert Yalden (front row, second left), the inaugural Stephen Sigurdson Professor in Corporate Law and Finance, met some alumni who contributed to the professorship, which was established with an endowment totaling \$1.5 million.



Soberman Award Winner

Brian Kolenda, Law'10 (fourth left), introduced by Dean Flanagan as a "rising star among Canadian litigators," received the 2018 Dan Soberman Outstanding Young Alumni Award. Celebrating his achievement were several of his Law'10 classmates.

Queen's pays tribute to criminal law legend Don Stuart

An icon in the criminal justice field, a pillar of Queen's Law and a beloved professor who has taught thousands of students, Don Stuart retired on June 30, following 48 years with the Faculty. Two months earlier, alumni, faculty, staff and students honoured the man and his illustrious career at Celebrate Queen's Law in Toronto.

Justice David Stratas, Law'84, LLD'12, of the Federal Court of Appeal, spoke of Stuart's contributions to the legal profession, the judiciary and the academy. "Don Stuart has taught a large swath of the entire legal profession and enough judges to fill several courts, and then some too," he said. "No member of the academy anywhere at any time has exercised more dominance and influence over a field of law, to say nothing of the field of criminal law, one so essential to our human rights and civil liberties."

There is another trait in Stuart that Stratas said may be the best of all. "His office door was always open; his commitment to mentoring and helping students in need, for both educational and personal reasons, is legendary. You see? Amongst all his big characteristics – a big brain, a big commitment, big excellence, and big work ethic -- Professor Stuart has a big beating heart."

Pam Hrick, Law'13, an associate with Stockwoods LLP, spoke of what she calls "The Don Stuart Experience – a transformative experience that generations of Queen's Law students have had – each one a little different."

Her experience involved "learning the foundations of criminal law from a man on whose intellectual strength the Supreme Court of Canada has built some of its best criminal law jurisprudence, receiving a master class on the fundamental importance of the rights of the accused in a criminal justice system that pits the individual against the awesome power of the state, and an education about Charter justice delivered by the man who literally wrote the book."



Professor Don Stuart with members of his family – son-in-law Alexis Lachaine, daughter Joanne (Law'03), wife Pam and daughter Chloe – at the tribute to the criminal justice icon held during the "Celebrate Queen's Law in Toronto" alumni reception on April 24.

Like Stratas, she highlighted Stuart's strong dedication to his students. "The Don Stuart Experience never ended at the threshold of a classroom door," she said referring to the steady stream of students who would meet with him in his office, where he has spent every Monday through Friday with his door open when not in class. "I put to you that Professor Stuart's greatest contribution is the impact he has had in developing students into critically-thinking lawyers and members of the academy. Our profession, our criminal justice system and our society are stronger for his contribution to them."

Professor Nick Bala, Law'77, was one of Stuart's first students at Queen's and the two have been colleagues for four decades and "cell mates" with adjacent offices for the last half of those years.

"People ask why Don is retiring now," Bala said to the crowd. "Beverley McLachlin recently retired as Chief Justice of Canada. Don has continued writing and says he 'wants the last word' and he's going to get it."

While Stuart has made "incredible contributions as Canada's leading and most prolific criminal law scholar, and as a teacher of criminal scholars, leading criminal lawyers and outstanding jurists," Bala pointed out, "he was also concerned about all members of the community, not just the gifted and the 'stars'." This included getting jobs for all students and supporting the John Howard Society.

Bala has witnessed the many students flocking to Stuart's door over the years. He also knows about Stuart requiring every one of his first-year students to meet with him for a one-on-one 10-minute

discussion of a case in a lecture theatre, where they were trained to project their voices. "That's been part of what Don has done as an incredibly as dedicated teacher," Bala explains. "His students have always appreciated this opportunity, but also found it a bit intimidating and have taken to referring to it "going for interrogation to Dontonamo."

Professor Don Stuart, then took the podium, telling how lucky he has been to be at Queen's, and of the privilege he felt to work with criminal law colleagues Ron Delisle, Allan Manson, Lisa Duframent and Gary Trotter. He also expressed his confidence in recent faculty hires in the area, Lisa Kerr, Lisa Kelly and Noah Weisbord. He should know. He has mentored them all.

"I am very proud of our record of strength in criminal law and the way it transfers from Queen's to jobs for students," Stuart said. And even though he is retiring, he'll still be contributing to that strength as he continues to teach Criminal Procedure while spending more time with his family.

Shortly after the tribute to Don Stuart, the [Stuart-Delisle Fund](#), to support the Faculty's criminal law program, was endowed. This fund is used to maintain and enhance the strength and reputation of the program, to facilitate part-time teaching and lecturing by criminal practitioners and judges, and to provide students with additional opportunities to gain practical skills and learn about criminal practice careers. And it is yet more proof that the legacy of not one, but two Queen's criminal law giants will live on to benefit more generations of students at Queen's Law.

Read more about Don Stuart's storied career in [Queen's Law Reports 2018](#).

Check out more photos and read about [Celebrate Queen's Law in Toronto](#).

— LISA GRAHAM



Deans Council

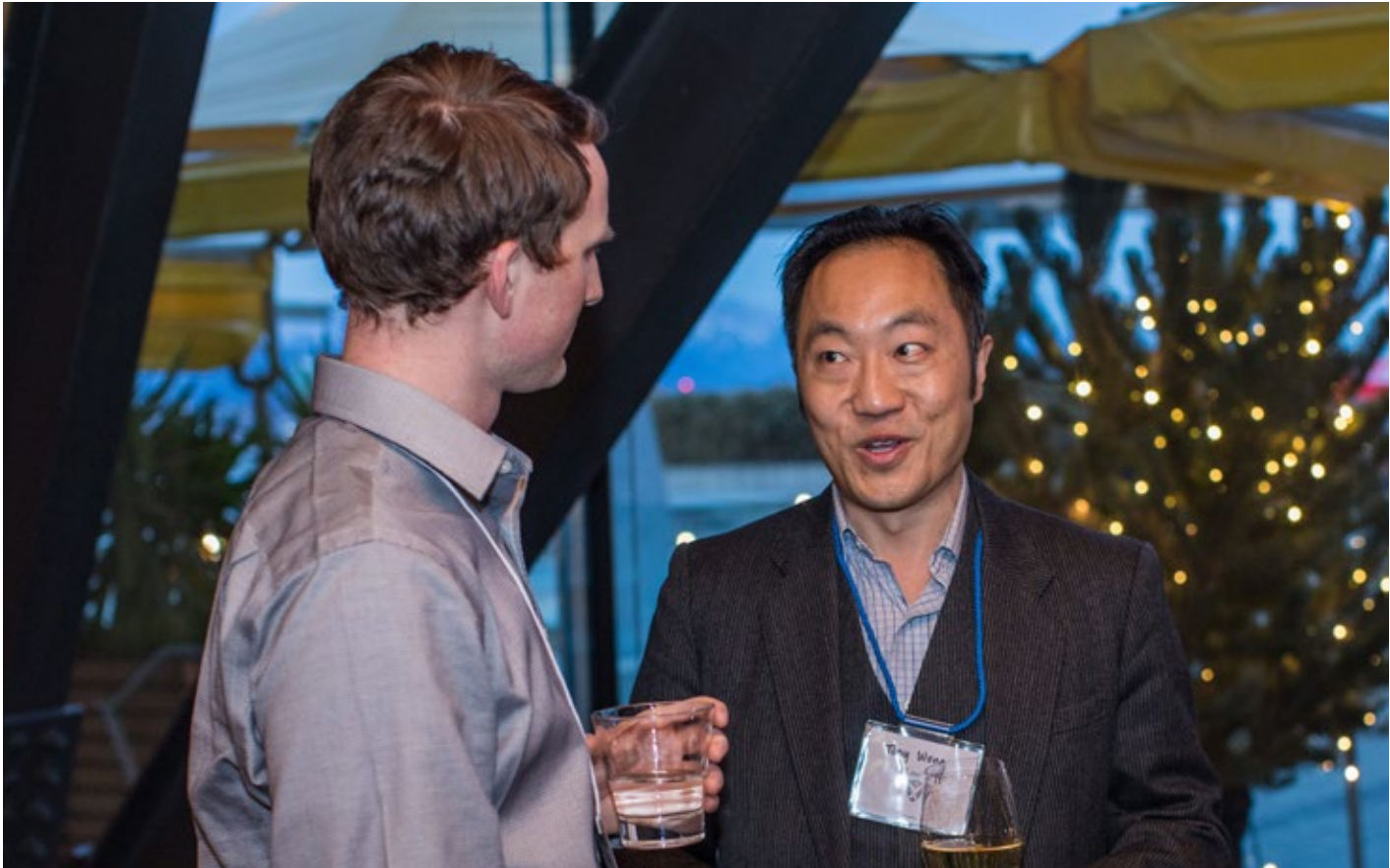
Seated: Sheila Murray, Law'82, (Chair); Dean Bill Flanagan; Richard Tory, Law'89; and Kelley McKinnon, Law'88. Standing: Stephen Shamie, Law'86; guest Robert Yalden, Sigurdson Professor; Paul Steep, Law'77; Peter Griffin, Law'77, Betty DelBianco, Law'84; Frank Walwyn, Law'93; Jennifer Keenan, Law'90; Alan Whyte, Law'79; Kristin Morch, Law'85; David Allgood, Law'74 (Past Chair); Peter Brady, Law'96; Anton Sahazizian, Law'94; David Sharpe, Law'95; and Paul Marcus, Law'85 (Development Counsel). Not shown: James Dorr, Law'87; Janet Fuhrer, Law'85; James Parks, Law'71; and Patrice Walch-Watson, Law'91.









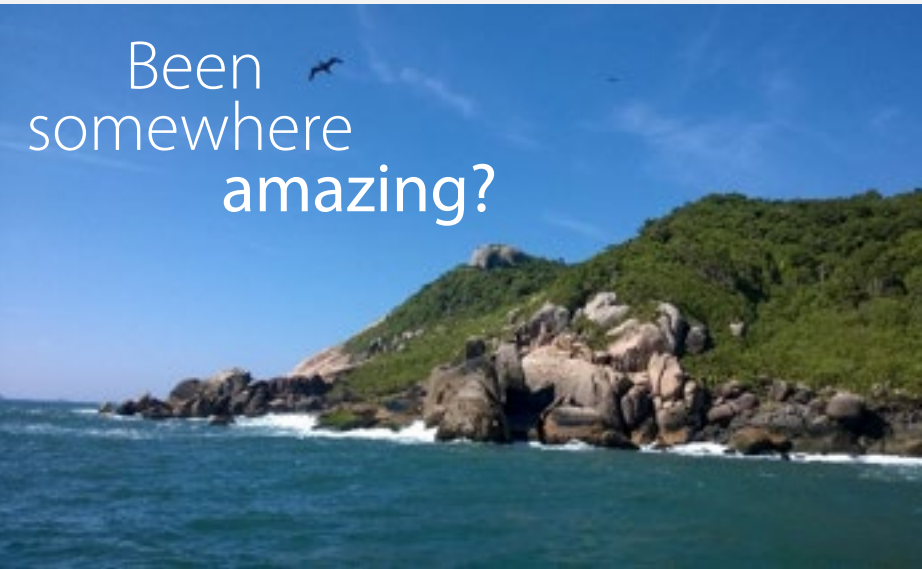


Congratulations, Katie and Jesse!



Wedding at Queen’s Law

On July 21, Katie Ling, Law’17, and Jesse Garcia, Law’16, said their vows before family members in an intimate ceremony held in the Moot Court Room.



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somewhere
amazing?

Queen’s Law
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Manager Lisa Graham
is eager for any and all
alumni news and notes
for this magazine, our
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HOMECOMING 2018

October 19-21



Anniversary years:

1963
1968 (*Tricolour Guard*)
1973
1978
1983
1988
1993
1998
2003
2008
2013

*We'll see you
in October!*

FACULTY OF LAW

Macdonald Hall
128 Union Street
Queen's University
Kingston, ON, Canada K7L 3N6

Get ready to return to Queen's Law!

Friday, October 19

8:00 pm:

Meet fellow QL alumni at the Grad Club, 162 Barrie Street
(cash bar and pub style menu).

Saturday, October 20

9:30-10:30 am:

Enjoy coffee and treats with clinic directors and caseworkers at the
Queen's Law Clinics at 303 Bagot Street in downtown Kingston.

11:00 am - 12:30 pm:

Take a student-guided tour of Macdonald Hall and enjoy refreshments
in our Learning Commons.

1:00 pm - kickoff:

Football fans can buy tickets this summer to watch the Queen's Gaels
play the Ottawa Gee Gees at Richardson Stadium.

4:30 pm - 5:30 pm:

Dean Flanagan and faculty members discuss developments at
Queen's Law.

5:30 pm - 7:30 pm:

Dean Flanagan hosts a cocktail reception for all alumni and guests in the
Lederman Law Library.

After 7:30 pm:

Catch up with your classmates at your class's private class dinner at one of
Kingston's finest venues.

Watch your email for further details.