



2023 Fall Conference October 12th & 13th

Keynote Speaker

Thursday, October 12, 2023

12:30pm — 1:15pm

Courtney Harris, Research Lawyer
Ontario Court of Appeal

"Mental Health and the Legal Profession: what went wrong and how we can get better"

Courtney Harris was called to the Bar in 2003. She is one of the founding members of the Voices for Mental Health, a group of Ministry of the Attorney General employees who changed the landscape for mental health within the Ontario Public Service. She also played an important role in the creation and development of the Law Society's Mental Health Summits. Mrs. Harris is a mentor, and has created a mentoring program that supports articling students within the Ministry of the Attorney General through the stress and isolation of the COVID-10 pandemic.

(CPD Credits = 30 min EDI)



Keynote Speaker

Friday, October 13, 2023

12:30pm — 1:15pm

Hon. Faye E. McWatt,
Associate Chief Justice, Superior Court

"Update from the Associate Chief Justice of the Superior Court of Justice "

The Honourable Faye E. McWatt was born in Georgetown, Guyana, and immigrated to Canada in 1962. Justice McWatt received her Bachelor of Laws (LL.B.) from the University of Ottawa in 1984 and was called to the Ontario Bar in 1986. She practised criminal law as a Crown attorney, then as a criminal defence lawyer. In 1995, she was appointed as an agent for the federal Department of Justice and began prosecuting federal narcotics offences. Justice McWatt acted as counsel before various commissions of inquiry as well. In 2000, Justice McWatt was appointed to the Superior Court of Justice of Ontario, where she has presided over criminal, family, and civil law cases.

(CPD Credits = 30 min Substantive)



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THURSDAY, OCTOBER 12, 2023

KEYNOTE LUNCHEON SPEAKER

12:30pm — 1:15pm

Courtney Harris, Research Lawyer, Ontario Court of Appeal

"Mental Health and the Legal Profession: what went wrong and how we can get better"

(CPD Credits = 30 min EDI)

CIVIL PROGRAM — 9:00 am—4:30pm (CPD credits 4 hrs 30 min Substantive, 55 min Professionalism, 35 min EDI)

(Program Chairs: Stephen Wojciechowski, Eryou Barristers; Katy Commisso, Buset LLP)

9:00am— 9:05am Opening Remarks *(Stephen Wojciechowski, Eryou Barristers)*

9:05am— 9:45am "Case Conferences, Summary Judgment, Hybrid Trials and other Insights from the Bench" *(Justice Fred Myers, Superior Court of Justice)*

9:45am— 10:30am "Admissibility Authenticity of Trial Evidence and Joint Exhibit Books" *(Bronwyn Martin, Moodie Mair Walker LLP)*

10:30am— 10:45am MINI BREAK (15 min)

10:45am— 11:45pm "Caselines 2.0" *(Lorna Yates, Laurel Family Law LLP)*

12:00pm— 1:15pm LUNCH & KEYNOTE SPEAKER

1:15pm— 2:15pm "Conducting Realistic Damage Assessments" *(Justice Darla Wilson, Superior Court of Justice; Tammy Ring, Leners LLP, Keith Smockum, Smockum Zarnett LLP)*

2:15pm— 3:00pm "Concurrent Tortfeasors" *(Professor Erick Knutsen, Queen's University)*

3:00pm— 3:15pm MINI BREAK (15 min)

3:15pm— 3:45pm "Trends in Punitive and Aggravated Damages" *(Melissa Miller, Howie, Sacks & Henry LLP)*

3:45pm— 4:20pm "Practice Direction Update" *(Katy Commisso, Buset LLP; Justice Daniel Newton, Superior Court of Justice—NW Region)*

4:20pm— 4:25pm Closing Remarks *(Katy Commisso, Buset LLP)*

ESTATES PROGRAM — 9:00am—4:30pm (CPD credits 4 hrs 20 min Substantive, 55 min Professionalism, 40 min EDI)

Program Chairs: Fhara Pottinger, Waddington & Pottinger Law LLP ; Kady Stachiw, Larson Lawyers)

9:00am— 9:02am Welcome and Opening Remarks *(Program Co-Chair: Fhara Pottinger, Waddington & Pottinger Law LLP)*

9:02am— 9:20am "Estates for Indigenous Clients; Receipt of Settlement Funds" *(Molly Macdonald, Kinna-awaya Legal Clinic)*

9:20am— 12:00pm *(Speakers: Ian M. Hull, Suzana Popovic-Montag, Jordan M. Atin and Mikayla Bobb—Hull & Hull LLP)*

- ◇ **High Risk Will Instructions**
- ◇ **Wills for Typical Situations and Using Shorter Wills**
- ◇ **Mental Health Issues and Estates**
- ◇ **Planning for a Surviving Spouse**
- ◇ **Testamentary Guardianship in Ontario**
- ◇ **How Severance of a Joint Tenancy Can Give Rise to Estate Litigation**
- ◇ **Your Want me to Give up What? - Disclaimer, Renunciation, Release, Surrender and Waiver**
- ◇ **Be Careful Not to Spoil: Pour Over Clauses in Wills**

10:30am—10:45am MINI BREAK (15 min)

12:00pm— 1:30pm LUNCH & KEYNOTE SPEAKER

2:45pm— 3:00pm MINI BREAK (15 min)

1:30pm— 4:30pm *(Speakers: Ian M. Hull, Suzana Popovic-Montag, Jordan M. Atin and Mikayla Bobb—Hull & Hull LLP)*

- ◇ **Limitation Periods Update**
- ◇ **Litigation Guardians and Parties Under Disability**
- ◇ **Recent Statutory Changes—substantial compliance and others**
- ◇ **Technology Tools**
- ◇ **Duties of Powers of Attorney and Key SDA provisions to keep in mind**
- ◇ **Strategies for avoiding estate administration, taxes on foreign loan**
- ◇ **Will drafting tips for avoiding taxation on Estate Trustee Compensation**
- ◇ **LawPro Update** *(Ray Leclair, Vice President, Public Affairs, LAWPro)*

FRIDAY, OCTOBER 13, 2023

KEYNOTE LUNCHEON SPEAKERS

12:30pm — 1:15pm

Hon. Faye E. McWatt, Associate Chief Justice, Superior Court

"Update from the Associate Chief Justice of the Superior Court of Justice?"

(CPD Credits = 30 min Substantive)

LABOUR PROGRAMS — 9:00am—5:00pm (Law Society of Ontario, CPD replays)

(Program Chair: Erin Hansen, O'Neill Associates)

9:00am—12:30pm "Eight-Minute Labour Lawyer 2023" (CPD credits 2 hrs 45 min Substantive, 45 min Professionalism)

What can the latest cases say about discrimination based on age? Can workplace investigations do more harm than good? What impact is inflation having on bargaining trends? Do microaggressions constitute harassment?

1:30pm— 2:00pm "Expediency in Advocacy and Wrongful Dismissal Cases" (Sean Bawden, Kelly Santini LLP)

2:00pm— 5:00pm "Eight-Minute Employment Lawyer 2023" (CPD credits 3 hrs 15 min Substantive, 15 min Professionalism)

An arbitrator discusses the pros & cons of voluntary mediations/arbitrations. Update on the latest just cause dismissal cases. Learn about the agency worker provisions of the ESA and the privacy/employment implications of electronic monitoring.

CORPORATE PROGRAM — 9:00am—12:00pm (Program Chairs: Jessica Alves, Buset LLP and Rob Mialt, Buset LLP)

(CPD credits 3 hours 0 min Substantive)

9:00am Opening Remarks (Program Chairs: Jessica Alves, Buset LLP and Rob Mialt, Buset LLP)

9:00am—10:25am "Update to the mandatory disclosure rules in the Income Tax Act" (Ilana Ludwin, Osler, Hoskin & Harcourt LLP)

10:25am— 10:35am MINI BREAK (10 min)

10:35am—11:20am " Updates to Trust Disclosure Requirements and underused Housing Tax" (Steve Blazino, MNP LLP)

11:25am—11:50am " The Ontario Business Registry "Intermediary Partner Program" (Anna Naud, True North Law)

11:50am—12:00pm "Q & A Session"

FAMILY PROGRAM — 9:00am—4:30pm (Program Chair: Margaret Waddington, Waddington & Pottinger Law LLP)

(CPD credits 4 hours 15 min Substantive, 1 hour 35 min Professionalism, 0 hours 10 min EDI)

9:00am— 9:05am Opening Remarks (Program Chair: Margaret Waddington, Waddington & Pottinger Law LLP)

9:05am— 10:15am "Family Law: a Year in Review" (Adam Prewer, Epstein Cole LLP)

10:00am—10:15am "Q & A Session"

10:15am —10:30am MINI BREAK (15 min)

10:30am— 11:00am "Panel discussion: When Family Law turns Criminal" (Ryan Green, Ryan Green Law and guests)

11:00am— 11:45am "Domestic Violence and Parental Alienation" (Dr. Frances Chapman, Bora Laskin Faculty of Law)

11:45am— 12:00pm "Q & A Session"

12:00pm— 1:30pm LUNCH & KEYNOTE SPEAKER

1:30pm— 1:45pm "Comments from the Bench" (Justice Tracey Nieckarz, Superior Court of Justice, Northwest Region)

1:45pm— 2:30pm "Panel discussion: Child Protection—Good, Bad and Ugly" (Justice Danalyn MacKinnon, Ontario Court of Justice; Tyra Ohman, Cheadles LLP; Kimberly Costa, Weiler Maloney Nelson LLP; Marco Frangione, Frangione Garrett LLP)

2:30pm —2:45pm "Q & A Session"

2:45pm — 3:00pm MINI BREAK (15 min)

3:00pm— 3:30pm "Popular Claims & Good Defensive Practice " (Ray Leclair, Vice-President, Public Affairs, LAWPro)

3:30pm— 4:15pm "Fertility law, Assisted Reproduction and LGBTQ+ Families" (Kelly Jordan, Kelly D. Jordan Family Law)

4:15pm— 4:30pm "Q/A session "

FRIDAY OCTOBER 13, 2023

CRIMINAL PROGRAM — 1:30pm-4:30pm (CPD credits 2 hours Substantive, 1 hour Professionalism)

(Program Chair: Neil McCartney, Atwood Labine LLP)

1:30pm— Opening Remarks (Program Chair: Neil McCartney, Atwood Labine LLP)

1:30pm— 2:30pm "Issues of Concern in Criminal Law" (Associate Chief Justice of the Superior Court, Hon. Faye McWatt)

2:30pm— 3:20pm The Round-Up: The Top 10 Cases of the Past Year" (Sherry Abotossaway, Abotossaway Law; Ulysses Patola, CRSB Law; Gavin Marchak, CRSB Law; Shelby Ernst, Ernst Law; Lucinda Barrett, LU Law student)

3:20pm— 3:30pm MINI BREAK (10 min)

3:30pm— 4:30pm "Consequences of a Sexual Assault Charge beyond the Criminal Court"

(Derek Zulianello, Buset LLP and Jordan Lester, Cheadles LLP)

REAL ESTATE PROGRAM — 1:30pm—4:30pm (CPD credits 2 hours Substantive, 45 minutes Professionalism)

(Program Chair: Kady Stachiw, Larson Lawyers Professional Corporation)

1:30pm— Opening Remarks (Program Chair: Kady Stachiw, Larson Lawyers Professional Corporation)

1:32pm— 2:02pm "LAWPro Update: Recent Claim Trends and Tips to Avoid them" (Ray Leclair, Vice-President, Public Affairs, LAWPro)

2:02pm— 3:00pm "APS Primer: OREA APS, Hand bombed APS" (Joel Kadish, Kadish Law Professional Corporation)

3:00pm— 3:15pm MINI BREAK (15 min)

3:15pm— 3:45pm "Vacant Possession: Cash-for-Keys Deals, Terminating Tenancies, and the Consequences of Doing it Wrong" (Mike Maher, Lakehead University Community Legal Clinic)

3:45pm— 4:15pm "Estate Conveyancing" (Maxim Piva and Michelle Allinotte, Journey Law Professional Corporation)

4:15pm— 4:30pm "Q/A session and Final Comments"



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The Fall Conference has been approved for the LawPro Risk Management Credit!