

MINUTES OF CONVOCATION

Friday, 24th November 1989
9:00 a.m.

PRESENT:

The Treasurer, (Mr. L. K. Ferrier), Messrs. Arnup and Bastedo, Ms. Bellamy, Ms. Callwood, Messrs. Carey, Cullity, Doran and Furlong, Mrs. Graham, Messrs. Ground and Guthrie, Ms. Harvey, Mr. Kemp-Welch, Ms. Kiteley, Messrs. Lamek, Lamont and Lawrence, Mrs. Legge, Messrs. Lerner, Levy, Lyons, McKinnon, Murphy, Noble, O'Brien, O'Connor and Pepper, Ms. Peters, Messrs. Rock, Ruby, Scace, Shaffer, Somerville, Spence, Thom, Thoman and Topp, Mrs. Weaver and Mr. Yachetti.
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CONVOCATION COMMENCED AT 9:10 A.M.

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"IN CAMERA"

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IN CAMERA Content Has Been Removed

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ADMISSIONS COMMITTEE

Ms. Peters presented that portion of the Admissions Committee of its meeting on November 9th, 1989 dealing with the Call to the Bar.

CALL TO THE BAR

The following candidates were presented to the Treasurer and Convocation and were called to the Bar, and the degree of Barrister-at-law was conferred upon them by the Treasurer.

William Elie Gagnon	30th Bar Admission Course
Antonio Loparco	30th Bar Admission Course
John Edward Berris	Transfer, British Columbia
Andre Bluteau	Transfer, Quebec
Sonya Anne Brander	Transfer, Nova Scotia
Susanne Isobel Palmer	Transfer, Alberta
Linda Ann Telgarsky	Transfer, Manitoba

ADMISSIONS REPORT RE: P

The Admissions hearing regarding Mr. P which had been adjourned from October Convocation resumed. The following made up the quorum:

The Treasurer, (Mr. Lee K. Ferrier), Messrs. Arnup and Bastedo, Ms. Bellamy, Ms. Callwood, Messrs. Carey, Cullity, Ferguson and Furlong, Mrs. Graham, Messrs. Ground and Guthrie, Ms. Harvey, Mr. Kemp-Welch, Ms. Kiteley, Messrs. Lamek, Lamont and Lawrence, Mrs. Legge, Messrs. Lerner, McKinnon, Murphy, O'Brien, O'Connor, Ruby, Shaffer, Somerville, Spence, Thom, Thoman and Topp, Mrs. Weaver and Mr. Yachetti.
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24th November, 1989

Mr. Thomas Lockwood appeared for the Society and Ms. Mary Eberts appeared for the Women's Legal Education and Action Fund (L.E.A.F.).

Mr. G. McKenzie appeared for the applicant P.

All three counsel made lengthy submissions regarding the factums that had been filed with Convocation.

On the completion of submissions by counsel Convocation retired.

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Convocation reconvened in Convocation Hall and announced its decision.
(Copy of Report in Convocation File)

Convocation then retired to Convocation Room.

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ADMISSIONS COMMITTEE

Ms. Peters presented the balance of the Admissions Committee Report of its meeting on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The ADMISSIONS COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November, 1989 at 9:30 a.m., the following members being present: Mrs. Weaver (Vice-Chair) and Messrs. Ground, Lamont and Levy.

A.
POLICY

1. READMISSION - COMPENSATION FUND REQUIREMENT

The following item has been stood over from the October 1989 Convocation.

The present readmission guidelines established by the Admissions Committee require that any monies paid out of the Compensation Fund on behalf of a former solicitor be repaid before that former member can apply for readmission.

A former solicitor has asked whether or not this policy can be modified to allow him to undertake to repay the Compensation Fund once he is readmitted and earning an income from the practice of law. He has indicated that his current financial situation is such that there is very little likelihood of his being able to repay the fund.

After reviewing this matter the Committee was of the view that it would be inappropriate to consider repayment of any money paid out of the Compensation Fund as being an absolute prerequisite to being readmitted. Such an absolute rule would unduly fetter the Committee's and Convocation's discretion in regard to readmitting former members. By adopting such a position the Committee does not want to leave the impression that such a factor is not important when considering a reapplication. The fact of whether or not there has been repayment of the Compensation Fund will still be an important factor for Convocation to consider.

B.
ADMINISTRATION

1. DIRECT TRANSFERS - COMMON LAW - REGULATION 4(1)

David Matthew Ehinger (B.A. 1986 from the University of Winnipeg [he picked up his third and final year toward his B.A. in 1986] and LL.B. 1980 from the University of Manitoba) was called to the Bar of the Province of Manitoba on the 25th day of June, 1981 and practised in that province from the 15th June, 1981 to the 30th September, 1988. Mr. Mulroy presents a Certificate of Good Standing and seeks to proceed under Regulation 4(1). There is nothing unusual about his application.

Approved

Eden Melanie Oliver (B.A. 1981 from the University of Toronto and LL.B. 1984 from Osgoode Hall Law School at York University) was called to the Bar of the Province of Alberta on the 27th June, 1985 and practised in that province from the 27th June, 1985 to the 25th October 1989. Ms. Oliver presents a Certificate of Good Standing and seeks to proceed under Regulation 4(1). There is nothing unusual about her application.

Approved

Lilly Ann Wong (B.A. 1976 from the University of Alberta and LL.B. 1980 from the University of Toronto) was called to the Bar of the Province of Alberta on the 9th October 1981 and practised in that province from the 9th October 1981 to the 31st July 1989. Ms. Wong presents a Certificate of Good Standing and seeks to proceed under Regulation 4(1). There is nothing unusual about her application.

Approved

DIRECT TRANSFERS - QUEBEC - REGULATION 4(2)

Katherine Mary Peacocke (B.C.L. 1981 and LL.B. 1983 both from McGill University) was called to the Bar of the Province of Quebec on the 15th day of November 1984 and has practised as a member of that Bar from the 15th November 1984 to the present. Ms. Peacocke presents a Certificate of Good Standing and seeks to proceed under Regulation 4(2) and asks permission to be excused from writing the Common Law examination according to the interpretation of Regulation 4(2) as set out in the Memorandum to the Admissions Committee of September, 1983 which states: "Candidates qualified to proceed under Regulation 4(2) and who have obtained an approved LL.B. degree within the eight years preceding their application may be taken to have satisfied the requirements of subparagraph (d) which reads - passes a comprehensive examination on the common law in Ontario. There is nothing unusual about her application.

Approved

Jo-Coreen Waters (B.A. 1972 from the Sir George Williams University, B.C.L. 1981 and LL.B. 1982 from both McGill University) was called to the Bar of the Province of Quebec on the 15th November 1983 and has practised as a member of that Bar from the 15th November 1983 to the 14th April 1989. Ms. Waters presents a Certificate of Good Standing, seeks to proceed under Regulation 4(2) and asks permission to be excused from writing the Common Law examination according to the interpretation of Regulation 4(2) as set out in the Memorandum to the Admissions Committee of September, 1983 which states: "Candidates qualified to proceed under Regulation 4(2) and who have obtained an approved LL.B. degree within the eight years preceding their application may be taken to have satisfied the requirements of subparagraph (d) which reads - passes a comprehensive examination on the common law in Ontario. There is nothing unusual about her application.

Approved

2. ADMISSION OF STUDENTS-AT-LAW

Bar Admission Course

The following candidates, having complied with the relevant Regulations, paid the required fee of \$101.00 and filed the necessary documents, now apply for admission to the Law Society as students-at-law in the Bar Admission Course:

Under Bar Admission Course Regulation 22(7)
31st B.A.C. (Entering Articles 1988)

692. Bailey, Triantafylia

B.Sc. Toronto/85;
LL.B. Toronto/88

693. Balevi, Ariel Yossef	B.C.L. McGill/87; LL.B. McGill/87
694. Barnacle, Peter James	B.Ed. Victoria/79; LL.B. Queen's/87
695. Batten, Keith Nigel	Joint Committee on Accreditation/89
696. Beaumont, Robert John	3 yrs. Arts Western; LL.B. Windsor/88
697. Belfer, Heather Lynn	B.A. McGill/85; LL.B. Ottawa/88
698. Benbaruk, Dora	B.A. Ottawa/82; LL.L Ottawa/85; LL.B. Ottawa/84
699. Bensimon, Haim Marc	2 yrs. Arts, York; LL.B. York/88
700. Bokter, Maha Leila Marleine	B.Sc. Toronto/84; LL.B. Victoria/88
701. Braden, Rose Marie June	B.A. Toronto/85; LL.B. Dalhousie/88
702. Brock, Arlene Sandra	B.A. McGill/80; LL.B. York/88
703. Burns, Michael John D'Arcy	B.A. Mount Allison/78; M.B.A. Dalhousie/81; LL.B. Dalhousie/88
704. Chick, Timothy Paul	B.A. Calgary/84; LL.B. Dalhousie/87
705. Clark, Wylita Ann	2 yrs. Arts, Toronto; LL.B. Windsor/88
706. Conover-Taggart, Sydne Gillian	B.A. Toronto/83; LL.B. York/87
707. Conte, Joe	B.B.A. York/85; LL.B. York/88
708. DaRe, John	B.A. Toronto/84; LL.B. Queen's/88
709. Dickey, Michael James	B.A. Dalhousie/83; M.B.A. Dalhousie/88; LL.B. Dalhousie/88
710. Donszelmann, Harmanna Christina	B.A. Alberta/82; LL.B. Alberta/85
711. Doobay-Dial, Sahodra	Joint Committee on Accreditation/89
712. Drummond, Anna Teresa	Joint Committee on Accreditation/89
713. Findley, Cheryl Anne Tilander	B.A. McMaster/82; LL.B. British Columbia/88
714. Gallant, Kim Marie	B.B.A. Prince Edward Island/83; LL.B. Dalhousie/86
715. Gilbert, John William Ernest	Mature Student; LL.B. New Brunswick/89
716. Gilbert, Timothy Harold	B.A. Guelph/85; LL.B. Toronto/88
717. Helfrich-Harper, Darlene Delores	2 yrs. Arts, Windsor; LL.B. Windsor/88
718. James, Margaret Anne	B.Sc. Alberta/84; M.B.A. Alberta/87; LL.B. Alberta/88

719. Jankowski, Bernhard	B.A. York/85; LL.B. York/88
720. Jarvis, Novalea Margaret Ann	B.B.A. Acadia/85; LL.B. Queen's/88
721. Jenkins, Andrea	3 yrs. Arts, Toronto; LL.B. York/88
722. Johnson, Douglas Arthur	B.A. York/84; LL.B. Western/88
723. Johnston, Vincent Paul	B.A. Toronto/84; LL.B. Manitoba/88
724. Jonah, Alan Andrew	3 yrs. Arts, Concordia/85; LL.B. York/88
725. Josefo, Jay Zappa	B.A. McGill/84; B.C.L. McGill/88; LL.B. McGill/88
726. Joshi, Vihar Govind	B.Admin. Ottawa/86; LL.B. York/88
727. Josifovski, Vesna	3 yrs. Arts, Windsor; LL.B. Windsor/88
728. Judson, David Alexander	B.A. Western/84; LL.B. Western/88
729. Kaffko, Lionel Mark	B.A. York/85; LL.B. York/88
730. Kako, Anthony George	B.Admin. Ottawa/84; M.B.A. Ottawa/88; LL.B. Ottawa/88
731. Kanargelidis, Gregory	B.Comm. Toronto/87; LL.B. York/88
732. Keene, Jonathan Scott	B.A. Toronto/85; LL.B. Moncton/88
733. Keet, Sheila Henrietta	Mature Student; LL.B. Windsor/88
734. Kelertas, Kenneth John Randy	B.A. Toronto/85; LL.B. Queen's/88
735. Kelly, Edward Joseph	B.A. Queen's/84; LL.B. York/88
736. Kelly, Jane Elizabeth	B.A. New Brunswick/85; LL.B. New Brunswick/88
737. Kelly, Ronald Joseph	B.Comm. Memorial/84; M.B.A. Dalhousie/88; LL.B. Dalhousie/88
738. Kenkel, Elizabeth Anne	B.A. Queen's/85; LL.B. York/88
739. Kennett, Steven Alexander	B.A. Queen's/82; LL.B. Toronto/87
740. Kerr, Howard Hugh	B.Comm. McMaster/84; B.A. McMaster/85; LL.B. Queen's/88
741. Kert, Shayne Gay	B.A. McGill/85; LL.B. Toronto/88
742. Kert, Simon Mark	B.A. Toronto/84; LL.B. Windsor/88
743. Kestenberg, Cindy Robyn	2 yrs. Arts, York; LL.B. York/88
744. Kilfoil, Christine Marion	B.A. St.Thomas/85; LL.B. York/88

745. Killas, Mark Constantine	Joint Committee on Accreditation/88
746. Kinnear, Kenneth Peter	2 yrs. Arts, Western; LL.B. Western/85
747. Kirwin, Lynn	B.A. York/84; LL.B. Windsor/88
748. Kissick, William Peter	2 yrs. Arts, Queen's; LL.B. Queen's/88
749. Klar, Mark George	B.Comm. McGill/81; M.B.A. Western/85; LL.B. Dalhousie/88
750. Kleiner, Ita Sarah Miriam	B.Comm. McGill/85; LL.B. Ottawa/88
751. Kline, Sandra Lynn	B.A. Carleton/84; LL.B. York/88
752. Klinger, Mona Sue	B.A. McGill/85; LL.B. York/88
753. Knight, Kathryn Louise	B.A. Windsor/85; LL.B. Toronto/88
754. Knox, Rena Feigenbaum	B.A. UCLA, USA/70; M.A. Colorado, USA/72; Ph.D. Toronto/80; LL.B. Queen's/88
755. Kotanen, Philip Arne	B.A. Queen's/85; LL.B. Toronto/88
756. Kotzer, Sheryl Frances	B.A.A. Ryerson/80; LL.B. York/88
757. Kovacs, Jerry Dan	B.A. Lethbridge/77; M.A. Waterloo/80; LL.B. Windsor/88
758. Kraft, Sylvia Evie Carol	B.A. Calgary/85; LL.B. Alberta/88
759. Kukulowicz, Robert Shayne	A.B. Harvard, USA/84; LL.B. Western/88
760. Kung, Ernie	B.Comm. McMaster/84; LL.B. Western/88
761. Kwasniewski, Barry William	B.B.A. Prince Edward Island/84; LL.B. McGill/87
762. Kwok, Chung Hai Irving	2 yrs. Arts, Western; LL.B. York/88
763. Lack, Wendy Robin	B.S.W. McGill/85; LL.B. York/88
764. Ladhani, Gulzar Maheeb	B.B.A., Wilfrid Laurier/84; LL.B. York/88
765. Lafontaine, Gregory Leo	B.A. Alberta/85; LL.B. York/88
766. Lai, Yim Shik Daniel	Joint Committee on Accreditation/89
767. Landry, Therese Diane Patricia	2 yrs. Science, Windsor; LL.B. Windsor/88
768. Lash, Denise Mara	B.Sc. Victoria/86; LL.B. Victoria/88
769. Lau, Louisa Yuen Ping	LL.B. Hong Kong/80; LL.B. Windsor/89
770. Laushway, David Keith	B.Comm. McGill/77; LL.B. Ottawa/80

771. Le Dain, Jennifer Moira	2 yrs. Arts Toronto; LL.B. Toronto/88
772. Leafloor, Christopher Kent	B.A. Queen's/81; M.A. Calgary/84; LL.B. Toronto/88
773. LeBlanc, Mark Andrew	B.A. Queen's/84; LL.B. Victoria/87
774. LeClair, Mark Joseph Albert	Mature Student; LL.B. Ottawa/88
775. Ledgerwood, Laurie Natalie	B.A. Toronto/85; LL.B. York/88
776. Lee, Carol Ann	B.A. Brock/78; LL.B. Windsor/83
777. Lee, Stephen	B.A. British Columbia/85; LL.B. York/88
778. Lefrancois, Jean-Philippe Claude	Mature Student; LL.B. Ottawa/88
779. Lehmann, Brenda Marie	B.A. St. Francis Xavier/85; LL.B. Ottawa/88
780. Lemay, John Mark	B.Comm. Moncton/85; LL.B. Moncton/88
781. Lemieux, Joseph Lucien Gerard Marc	B.Sc. McGill/81; M.Sc. British Columbia/83; B.C.L. McGill/87; LL.B. McGill/87
782. Lendon, Heather Maura	B.A. Western/84; M.B.A. Western/88; LL.B. Western/88
783. Levin, Richard Adam	B.A. Toronto/85; LL.B. Western/88
784. Liang, Chi Tai	B.A.Sc. Toronto/82; M.Eng. Concordia/85; LL.B. Western/88
785. Lindsay, Carole Ann	B.A. Toronto/85; LL.B. York/88
786. Linfield, Derek Norman	B.A. Memorial/78; B.Sc. Memorial/80; M.B.A. McGill/88; LL.B. McGill/88
787. Lisi, Lorenzo	3 yrs. Arts, Toronto; LL.B. Queen's/88
788. Litner, Paul William	B.A. Toronto/85; LL.B. Queen's/88
789. Long, Randie Stephen	B.A. Toronto/77; M.A. Carleton/84; LL.B. Windsor/88
790. Lothian, Lori Ann	B.A. Winnipeg/85; LL.B. Manitoba/88
791. Louie, Clifford Kenneth	2 yrs. Science, Western; LL.B. York/88
792. Lovell, John Edward	2 yrs. Arts, McGill; 1 yr. Arts, Victoria; LL.B. Victoria/88
793. Lucock, Carole Ann	2 yrs. Arts, Carleton; LL.B. Queen's/88
794. Lung, Kwong Kuen	B.Comm. Calgary/81; LL.B. York/88

795.	Lyndon, Gregory Johnson	B.A. Trent/84; LL.B. Toronto/88
796.	MacDonald, Kenneth Clayton	3 yrs. Arts British Columbia; LL.B. York/85
797.	MacDougall, David Scott	B.Sc. Mount Allison/84; M.B.A. Dalhousie/88; LL.B. Dalhousie/88
798.	MacGowan, Sheila Carole	B.A. Acadian/82; B.Ed. Acadian/83; LL.B. New Brunswick/87
799.	MacIntosh, Ian Norman	B.Comm. Alberta/85; LL.B. Alberta/88
800.	MacKenzie, David Alexander	B.A. Western/83; M.A. Western/84; L.L.B. Western/88
801.	MacKinnon, Grant Ian	B.Sc. Waterloo/85; LL.B. Dalhousie/88
802.	MacKinnon, Robert Bruce	B.Sc. Queen's/84; B.A. Cambridge, U.K./86; LL.B. Dalhousie/88
803.	MacIi, Terence Samuel	B.A. Queen's/75; LL.B. Queen's/80
804.	MacMullin, Marjo Anne McDonald	B.A. McMaster/85; LL.B. Western/88
805.	Maenza, Allan George	B.A. Trent/85; LL.B. Queen's/88
806.	Magrath, Jo-Anne	B.A. Regina/82; LL.B. Saskatchewan/86
807.	Maich, Robert John	B.A. Windsor/85; LL.B. Western/88
808.	Main, Nancy Carole	B.A. Queen's/83; LL.B. York/88
809.	Majerovich, Joseph Mate Michel	2 yrs. Arts, Toronto; LL.B. Ottawa/88
810.	Malcolmson, Robert Walsh	2 yrs. Arts, Waterloo; LL.B. Windsor/88
811.	Manderville, Eugene Peter	B.A. Western/85; LL.B. Dalhousie/88
812.	Manners, Charles Andrew	3 yrs. Arts, Waterloo; LL.B. Western/88
813.	Mant, Iain Robert	B.Comm. Alberta/85; LL.B. Toronto/88
814.	March, Darrell Patrick	B.A. Memorial/85; LL.B. Windsor/88
815.	Martin, Bayla Rachel	B.Comm. McGill/78; M.H.A. Ottawa/81; LL.B. British Columbia/88
816.	Martyn, Robert William	B.A. Queen's/84; M.B.A. Western/88; LL.B. Western/88
817.	Massimiliano, Oliverio Eugenio	B.A. Concordia/85; LL.B. Queen's/88
818.	Mattson, Mark Olaf	4 yrs. Arts, Queen's; LL.B. Windsor/88
819.	McBride, Ian Rogers	Mature Student; LL.B. York/88

820. McCaffrey, Judith Ann	B.A. York/72; M.A. Toronto/75; LL.B. Toronto/88
821. McCann, Mark Lindsay	B.Comm. Saskatchewan/87; LL.B. York/88
822. McCarthy, Daniel Eugene	B.A. Manitoba/72; LL.B. York/88
823. McCartney, Bernadette Mary	B.A. Toronto/85; LL.B. Ottawa/88
824. McClure, Margaret Jane	B.A. Acadia/83; LL.B. Dalhousie/87
825. McGirr, Paula Marie	2 yrs. Arts, Toronto; LL.B. Windsor/88
826. McGraw, Donna Jeanne	B.A. Waterloo/81; B.C.L. McGill/87; LL.B. McGill/87
827. McKay, Jeffrey John	B.A. Queen's/85; LL.B. Toronto/88
828. McKendrick, Todd Alexander	B.A. Trent/85; LL.B. British Columbia/88
829. McKinnon, Kelley Margaret	B.A. Queen's/87; LL.B. Queen's/88
830. McLaughlin, Francis Anthony Joseph	3 yrs. Arts, Toronto; LL.B. Toronto/88
831. McLean, Joanne Christine	Mature Student; LL.B. York/88
832. McNamara, Derrick	Mature Student; LL.B. York/88
833. McRobert, Stanley David	B.Sc. Trent/80; M.E.S. York/84; LL.B. York/87
834. Melville, Clarke Lazell	B.A. Guelph/85; LL.B. Ottawa/88
835. Mercier, Vincent Alonzo	B.A. Simon Fraser/84; M.A. Western/85; LL.B. York/88
836. Merrill, Nancy Gail	B.A. Waterloo/85; LL.B. Windsor/88
837. Meyrick, Sandra Jean	B.A. Western/84; M.Sc. London School of Economics, U.K./85; LL.B. Windsor/88
838. Milling, Robert Kevin	B.A. Toronto/80; LL.B. Windsor/88
839. Minken, Ronald Steven	B.A. York/82; LL.B. York/88
840. Mogg, Jason	B.A. Western/84; B.C.L. McGill/88; LL.B. McGill/88
841. Moldenhauer, Dean James	B.A. Regina/84; LL.B. Saskatchewan/88
842. Mollicone, Antonietta	B.A. York/85; LL.B. Windsor/88
843. Monk, Beverly Anne	B.Sc. Acadia/79; LL.B. Dalhousie/88
844. Mooi, Leslie Ann	B.Sc. Toronto/82; M.Sc. Toronto/85; LL.B. Toronto/88

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| 845. Morayniss, John David | B.B.A. York/85;
LL.B. Toronto/88 |
| 846. Msi, Vusumzi Mahlub'andile
Nathaniel | B.Sc. Western/85;
LL.B. York/88 |
| 847. Muir, Robert Andrew James | B.A. Carleton/85;
LL.B. York/88 |

Approved

Under Bar Admission Course Regulation 22(7)
32nd B.A.C. (Entering Articles 1989)

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|--|---|
| 1. Adams, Mark | 2 yrs. Arts, York;
LL.B. York/89 |
| 2. Adams, Shelley Christine | B.A. Queen's/84;
LL.B. Queen's/89 |
| 3. Adrian, Quentin John | B.Comm. British Columbia/85;
LL.B. Western/89 |
| 4. Ainslie, Dorothy Margaret | B.A. Western/86;
LL.B. York/89 |
| 5. Aitkenhead, Kathryn Belle | 2 yrs. Arts, Western;
LL.B. Western/89 |
| 6. Ali, Krishna Reya Derva | B.A. York/86;
LL.B. York/89 |
| 7. Allain, Jane May | B.A. Mount Allison/85;
LL.B. Moncton/89 |
| 8. Allan, James Alexander | B.A. British Columbia/79;
M.A. Toronto/83;
M.L.S. Toronto/87;
LL.B. Toronto/88 |
| 9. Allen, John Pearson Scott | B.A. Queen's/82;
B.Sc. Guelph/85;
LL.B. Queen's/89 |
| 10. Alzetta, Silvana | B.A. Toronto/86;
LL.B. York/89 |
| 11. Anderson, Cara Lousie
Elizabeth | 2 yrs. Arts, Waterloo;
LL.B. Ottawa/89 |
| 12. Anderson, Paul John | Mature Student;
LL.B. York/89 |
| 13. Anderson, William Douglas | B.A. Queen's/85;
LL.B. Queen's/89 |
| 14. Aronoff, Richard Laurie | B.Comm. McGill/84;
M.B.A. Concordia/88;
B.C.L. McGill/89;
LL.B. McGill/89 |
| 15. Baird, Gordon David | B.A. Toronto/86;
LL.B. Toronto/89 |
| 16. Baker, Cindy Jane | B.Journ. Carleton/84;
LL.B. Ottawa/89 |
| 17. Baker, Howard Allen | B.A. York/71;
M.E.S. York/73;
Dip. Ed. London/69;
LL.M. McGill/88;
LL.B. New Brunswick/86 |
| 18. Balpataky, Susanne Michele
Kathleen | B.A. Toronto/86;
LL.B. York/89 |
| 19. Balter, Michael Marvin | B.Comm. McGill/82;
Dip. Accountancy
McGill/83;
LL.B. Western/89 |

24th November, 1989

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| 20. Bebris, Sandra | B.A. York/86;
LL.B York/89 |
| 21. Bielski, Marissa Beata | B.A. McGill/86;
LL.B. McGill/89 |
| 22. Bird, Mary Dale | Mature Student;
LL.B. Queen's/89 |
| 23. Bjarnason, Halldor Kenneth | B.A. Winnipeg/86;
LL.B. Queen's/89 |
| 24. Bousfield, Joel Armstrong | B.A. McGill/85;
LL.B. Queen's/89 |
| 25. Boutet, Marie Jocelyne
Nathalie | 3 yrs. Law Laval;
LL.B. Western/89 |
| 26. Bradley, Mary Margaret | B.A. Queen's/86;
LL.B. Queen's/89 |
| 27. Canniff, Sally Christine | B.Th. Queen's/85;
LL.B. Queen's/89 |
| 28. Caskey, Andrea Jane | B.A. Western/86;
LL.B. Queen's/89 |
| 29. Catford, Roderick Roland | B.A. Carleton/86;
LL.B. Windsor/89 |
| 30. Chamberland, Joseph Antoine
Denis | B.A. York/80;
M.A. York/83;
LL.B. Ottawa/89 |
| 31. Chow, Stanley | B.Comm. Queen's/86;
LL.B. Toronto/89 |
| 32. Clarke, Craig McNeill | B.Comm. Queen's/86;
LL.B. Western/89 |
| 33. Cooper, Kirk John | B.A. British Columbia/85;
LL.B. British
Columbia/89 |
| 34. Coulombe, Paul-Andre | B.A. Ottawa/83;
LL.L. Ottawa/88;
LL.B. Ottawa/89 |
| 35. De Melo, Jeremy Joseph | B.Comm. Toronto/83;
LL.B. Queen's/89 |
| 36. Denomme, David Lawrence | B.Sc. Toronto/86;
LL.B. Toronto/89 |
| 37. Derbyshire, Kevin Michael | B.A. Western/87;
LL.B. Western/88 |
| 38. DiFrancesco, Christopher
Stephen | B.E.Sc. Western/86;
LL.B. Western/89 |
| 39. Dolman, Jennifer | B.A. Toronto/86;
LL.B. McGill/89 |
| 40. Doyle, Margaret Mary | B.A. Western/84;
M.A. Western/85;
LL.B. Western/89 |
| 41. Duncan, Christopher Mark | B.A. Queen's/86;
LL.B. Queen's/89 |
| 42. Eagles, Mark Edward Ernest | B.Comm. Queen's/86;
LL.B. Western/89 |
| 43. Eldridge, Hilary Jane | B.Sc. Queen's/86;
LL.B. Queen's/89 |
| 44. Falconeri, Giuseppe | B.A. Toronto/83;
M.A. Wilfrid Laurier/84;
LL.B. Windsor/89 |
| 45. Ferris, Derek James | B.A.Sc. Waterloo/86;
LL.B. Western/89 |

24th November, 1989

46. Forget, Joseph Roger Richard	B.Admin. Ottawa/86; LL.B. Ottawa/89
47. Funk, Stephen James	B.A. Western/86; LL.B. Western/89
48. Galassi, Diana Assunta	B.Sc. McMaster/83; LL.B. Queen's/89
49. Galway, Laurie Anne	B.A. York/87; LL.B. Windsor/89
50. Garvey, Joseph, James	B.A. Western/86; LL.B. Western/89
51. Giles, Alison Robyn	B.A. Victoria/82; LL.B. British Columbia/85
52. Glass, Leonard Avrom	B.A. Manitoba/84; LL.B. Toronto/89
53. Gullen, Elspeth Amanda	B.A. Queen's/86; LL.B. Queen's/89
54. Halpin, Kirsten Leigh	B.A. York/85; LL.B. Western/89
55. Hamalengwa, Munyonzwe	B.A. York/79; M.A. Carleton/80; LL.B. York/89
56. Hanley, Michael James	B.Comm. Queen's/86; LL.B. Western/89
57. Hayward, Darwin Eugene	B.A. Western/79; LL.B. Western/89
58. Hempstead, John David	B.A. Western/86; LL.B. New Brunswick/89
59. Raphael, Ruth Jane	B.A. Toronto/70; LL.B. Windsor/89

Approved

3. EXAMINATION RESULTS - BAR ADMISSION COURSE TRANSFER EXAMINATIONS

The results of the Bar Admission Course Transfer Examinations held in October 1989 were before the Committee. Eight transfer candidates sat the examinations, three suspended members and one former member who had been permitted to resign. All twelve sat the examinations at the offices of the Law Society of Upper Canada.

The following candidates passed:

John Edward Berris
Andre Bluteau
Sonya Anne Brander
Roger John Gallaway
Clarke Austin Merritt
Susanne Isobel Palmer
Linda Ann Telgarsky

The following candidates failed in one or two examinations:

Peter Jacobus Cullen
David Charles McGreer
Bonnie-Kae McPhee
Tarcisio Nella
Gordon Christian Vadum

Approved

4. EXAMINATION RESULTS - COMMON LAW EXAMINATION

The following candidate was approved by the Committee to proceed under Regulation 4(2). One candidate sat the common law examination at the offices of the Bar Admission Course and passed. The candidate was identified by number only and the report of the examiners is as follows:

24th November, 1989

<u>Candidate No.</u>	<u>Paper No.</u>	<u>Marks out of 100</u>
327	4A	68
	4B.3	58
Candidate 327	Andre Bluteau	Province of Quebec

Approved

5. CALL TO THE BAR AND CERTIFICATE OF FITNESS

Transfer from another province - Regulation 4(1)

The following candidates, having passed the Bar Admission Course Transfer Examinations, filed the necessary documents and paid the required fee, now apply for call to the Bar and to be granted Certificates of Fitness:

John Edward Berris	Province of British Columbia
Sonya Anne Brander	Province of Nova Scotia
Susanne Isobel Palmer	Province of Alberta
Linda Ann Telgarsky	Province of Manitoba

Approved

Transfer from another province - Regulation 4(2)

The following candidate, having passed the comprehensive examination on the common law and the Bar Admission Course Transfer Examinations, filed the necessary documents and paid the required fee, now applies for call to the Bar and to be granted a Certificate of Fitness:

Andre Bluteau	Province of Quebec
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Approved

Bar Admission Course

The following candidates, having successfully completed the thirtieth Bar Admission Course, filed the necessary documents and paid the required fee of \$210.00 now apply for call to the Bar and to be granted a Certificate of Fitness:

William Elie Gagnon
Antonio Loparco

Approved

6. READMISSION AFTER PERMISSION TO RESIGN THROUGH FINANCE

Renee Froukje Bikker was called to the Bar in April 1986 and resigned her membership in 1988.

She has now presented a cheque in the amount of \$2588.00 to cover all past fees and seeks to be readmitted as a member of the Law Society of Upper Canada.

Approved

7. REINSTATEMENT AFTER SUSPENSION

Clarke Austin Merritt, called to the Bar on the 14th of April 1978, was suspended for non-payment of the annual fee on the 2nd of March, 1981. He has successfully completed the Bar Admission Course examinations required to be written by those suspended for five or more consecutive years.

He asks that he be reinstated as a member of the Law Society of Upper Canada upon the payment of his back fees or upon making suitable arrangements with the Finance Department.

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"P. Peters"
Chair

THE REPORT WAS ADOPTED

.....

FINANCE COMMITTEE

Mr. Ground presented the Reports of the Finance Committee of its meetings on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The FINANCE COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November 1989 at three o'clock in the afternoon, the following members being present: Messrs. Ground (Chair), Guthrie, (Vice-Chair), Lerner, Topp, Wardlaw and Mrs. Weaver.

B.
ADMINISTRATION

1. FINANCIAL REPORT

The Director presented the highlights memorandum for the three Law Society Funds together with supporting financial statements for the four months ended October 31st 1989.

Approved

2. FEDERATION OF LAW SOCIETIES

At its mid-winter meeting in February 1989, the Board of Directors of the Federation fixed the assessment to be levied on each governing body at \$7.50 per active member as of July 1st 1989. Last year the assessment was set at \$6.00 per active member.

Our assessment, based on the number of active members (excluding retired members and those located out of the province) is:

19,022 members @ \$7.50 per capita = \$142,665.00.

Last year the payment was \$110,124.00 based on 18,354 members.

This payment will exceed the Society's budgeted amount of \$130,000 which was to cover the assessment for the current year as well as travelling expenses of the Society's representatives attending Federation meetings.

The Committee approved the payment but asked the Director to request financial statements from the Federation.

3. THE LAW SOCIETY OF UPPER CANADA AND THE ONTARIO LEGAL AID PLAN PENSION PLAN - AUDITED FINANCIAL STATEMENTS

The Director presented a draft copy of the audited financial statements for the Society's pension plan for the year ended December 31st 1989.

The Committee was asked to approve these statements.

Approved

4. SUSPENSION OF MEMBERS - LATE FILING FEE

There are 3 members who have not complied with the requirements respecting annual filing and who have not paid the late filing fee.

In all 3 cases all or part of the late filing fee has been outstanding four months or more. The 3 members owe \$1,800.00 of which \$465.00 has been owing for more than four months.

The Committee was asked to recommend that the rights and privileges of the 3 members be suspended on November 24th 1989 if the late filing fee remains unpaid on that date and remain suspended until the late filing fee has been paid.

Approved

Deleted in Convocation, see Page 48.

5. SUSPENSION OF MEMBERS - ERRORS AND OMISSIONS INSURANCE

There are many members who have neither paid their Errors and Omissions Insurance Levy nor filed a claim for exemption for the period July to December 1989. Three notices have been sent.

The Committee was asked to recommend that the rights and privileges of these members be suspended by Convocation on 24th November, 1989.

Approved

See Motion, Page 50.

6. MEMBERSHIP UNDER RULE 50

Retired Members

The following members who are sixty-five years of age and fully retired from the practice of law, have requested permission to continue their membership in the Society without payment of annual fees:

John Morrow Godfrey	Toronto
Marshall Boris Romanick	Toronto
William Stewart Rogers	East Gwillimbury
Paul Maxwell Eker	Guelph
Heber Edgar Smith	Barrie
John Louis Agro	Hamilton
* Donald Thomas Elliott	Ottawa
George Theodore Rogers	North York
Margaret Rosetta Smith	Toronto
Herbert Allan Borde Leal	Tweed
Lewis Samuel Ross	Hamilton
Draper Wilmont Ross	Scarborough

* See also Membership Restored

Their applications are in order and the Committee was asked to approve them.

Approved

C.
INFORMATION

1. LIFE MEMBERS

Pursuant to Rule 49, the following are eligible to become Life Members of the Society with an effective date of 16th November, 1989:

John Manuel Arnold	Toronto
Roderick Gilmour Lewis	Toronto
Hyman Soloway	Ottawa
Terence Alexander Whitbread	Brantford

Noted

2. CHANGES OF NAMES

Members

<u>From</u>	<u>To</u>
Deborah Anne Hilborn	Deborah Anne <u>McPhadden</u> (Married Name)
Marlene Mary Brandreth	Marlene Mary <u>McGrath</u> (Change of Name Certificate)
Katherine Anne Lyon	Katherine Anne <u>Still</u> (Married Name)
Anthea Elizabeth Helling	Anthea Elizabeth Helling <u>Millikin</u> (Change of Name Certificate)
Beverley Sharon Turcotte	Beverley Sharon <u>Kosmenko</u> (Maiden Name)
Carol Anne Claverley	Carol Anne <u>Sanderson</u> (Married Name)

Noted

3. MEMBERSHIP RESTORED

Donald Thomas Elliott gave notice under section 31 of The Law Society Act that he had retired as a Master of the Supreme Court of Ontario and wished to be restored to the Rolls of the Law Society. Accordingly, his membership was restored effective 27th October, 1989.

See also Membership under Rule 50.

Noted

4. TERMINATION OF MEMBERSHIP

Section 28 of the Law Society Act was changed on 27th February, 1989 to require members of the Society to be either Canadian Citizens or permanent residents.

The following persons have confirmed that they were not Canadian Citizens or permanent residents of Canada on 1st of July, 1989.

Accordingly, the membership of the members listed below have been terminated effective 1st July 1989.

Gerald Montague Adler	London, England
Christopher Arnold	London, England
Roger Glyn Bailey	Auckland, New Zealand
James Hill Borland	Marshall, VA U.S.A.
Therese Pei Fong Chow	Hong Kong
Charles Forster Alexander Cooper	Hamilton, Bermuda
John Howard Cooper	Hamilton, Bermuda
Valerie Joan McArthur Cooper	Shropshire, England
Jeremy Michael Crown	Jerusalem, Israel
John Henry Dockrell	Dublin, Ireland
Adrian Charles Hall	London, England
Roger Anthony Paul	Somerset, England
Orlando Antonio Smith	Hamilton, Bermuda
Neil James Williams	Victoria, Australia
Wilbert Hilton Mervyn Winchester	Trinidad, West Indies

Noted

5. DEATHS

The following members have died:

Robert Lorne Gibson Sudbury	Called April 15th 1981 Died January 9th 1989
Gregory Donald Cameron Blind River	Called October 19th 1956 Died May 9th 1989
Cuthbert Aidan Scott Ottawa	Called September 20th 1928 Died May 12th 1989
John Ernest Hotz Toronto	Called September 17th 1942 Died August 10th 1989
Benjamin Drayton Gordon Bell Ottawa	Called June 19th 1952 Died August 11th 1989
D'Arcy Henry Mulligan Sudbury	Called June 24th 1954 Died August 12th 1989
Donald Allayne Keith Thornhill	Called June 21st 1934 Died September 22nd 1989
Alan Alston Binnington Aurora	Called March 17th 1967 Died September 29th 1989
John Leslie Prentice Scarborough	Called October 21st 1926 Died October 2nd 1989
Douglas William Blackburn Orillia	Called September 21st 1939 Died October 14th 1989
Albert Bismarck Henderson Brockville	Called October 21st 1937 Died October 22nd 1989
John Vincent Ovington Kelly Toronto	Called March 25th 1966 Died October 25th 1989
Lawrence John Stikeman Toronto	Called May 5th 1988 Died October 26th 1989

Noted

24th November, 1989

6. PERMISSION TO RESIGN

The following members were permitted to resign their membership in the Society and their names have been removed from the rolls and records of the Society:

Eberhard Peter Von Ketelhodt Toronto	Called March 25th 1966 Permitted to resign, Convocation October 26th 1989	
Michael Angelo Spensieri Downsview	Called March 22nd 1974 Permitted to resign, Convocation October 26th 1989	
Stanley Francis Dudzic Hamilton	Called September 16th 1960 Permitted to resign, Convocation October 27th 1989	<u>Noted</u>

7. MEMBERSHIP IN ABEYANCE

Upon their appointments to the offices shown below the membership of the following members has been placed in abeyance under section 31 of The Law Society Act:

James Montague Farley Toronto	Called March 22nd 1968 Appointed to the Supreme Court of Ontario, High Court of Justice, City of Toronto October 4th 1989	
Lawrence Roland Ovila Morin Windsor	Called March 21st 1969 Appointed to the District Court of Ontario, Essex County October 4th 1989	
Victor Stephen Paisley Brampton	Called March 24th 1972 Appointed to the District Court, Peel Regional Municipality October 4th 1989	
Edward Francis Charles Then Toronto	Called March 24th 1972 Appointed to the Supreme Court of Ontario, High Court of Justice, City of Toronto October 4th 1989	
Helen Patricia King MacLeod Whitby	Called March 29th 1977 Appointed to the District Court, Durham Regional Municipality October 4th 1989	
George Dennis Lane Toronto	Called June 26th 1958 Appointed to the Supreme Court of Ontario, High Court of Justice, City of Toronto October 4th 1989	<u>Noted</u>

8. DISBARMENTS

The following members have been disbarred and struck off the rolls and their names have been removed from the rolls and records of the Society:

David Elliott Waterhouse Niagara Falls	Called April 8th 1976 Disbarred - Convocation October 26th 1989	
Nicolas Carlos Canizares Downsview	Called April 7th 1982 Disbarred - Convocation October 26th 1989	<u>Noted</u>

9. STAFF CHANGES

The Director reported the following staff changes.

Secretariat

Ms. Tammy Cushman has commenced employment as a file clerk in the Audit Department effective September 18th 1989.(R)

Ms. Victoria Sklavos has commenced employment as a clerk typist in the Audit Department effective October 16th 1989.(R)

Ms. Meranda Shewan has commenced employment as a secretary in the Compensation Fund effective September 18th 1989.(R)

Ms. Susan Carlyle has commenced employment as a staff lawyer in the Discipline Department effective October 16th 1989.(R)

Ms. Wendy Joseph has commenced employment as a secretary in the Discipline Department effective October 16th 1989.(R)

Mr. Howard Maker has commenced employment as a staff lawyer in the Discipline Department effective October 2nd 1989.(R)

Ms. Debbie Andres has commenced employment as a clerk typist in the Admissions Department effective September 8th 1989.(N)

Mr. Mijomir Stojic has resigned as a caretaker in the Maintenance Department effective September 30th 1989.

Ms. Michelle Mader has resigned as a secretary in the Discipline Department effective October 13th 1989.

Ms. Denise Mentis has resigned as a secretary in the Secretary's Office effective October 23rd 1989

Legal Education

Ms. Allison Down has commenced employment as an exam clerk in the Bar Admission Course effective October 23rd 1989.(R)

Ms. Diane Pinnell has commenced employment as a secretary in the Bar Admission Course effective October 2nd 1989.(R)

Ms. Jennifer Siggars has commenced employment as an editorial assistant in the Bar Admission Course effective September 28th 1989.(R)

Mr. Steven Galbraith has commenced employment as a registration clerk in the Continuing Legal Education Department effective September 18th 1989.(R)

Ms. Yvonne Henry has commenced employment as a secretary in the Continuing Legal Education Department effective October 2nd 1989.(R)

Ms. Zelia Melo has commenced employment as a secretary in the Continuing Legal Education Department effective September 9th 1989.(R)

Ms. Sylvia Thom has commenced employment as a marketing co-ordinator in the Continuing Legal Education Department effective September 18th 1989.(R)

Finance

Mr. Peter Hill has commenced employment as a clerk typist in the Records Department effective September 18th 1989.(R)

Ms. Stephanie Bazos has resigned as a secretary in the Records Department effective September 8th 1989.

Great Library

Ms. Mary McIntyre has commenced employment as a library assistant effective October 10th 1989.(R)

24th November, 1989

Ms. Neila Nathaniel has resigned as a library assistant effective September 12th 1989.

Noted

ALL OF WHICH is respectfully submitted

DATED this 24th day of November 1989

"J. Ground"
Chair

Attached to original Report in Convocation File, copy of:

B-Item 1 - Memorandum dated November 6th, 1989 re: Financial
Statements - Highlights as at October 31st, 1989.
(Marked B1 Pages 1 - 6)

Item 4 under section B dealing with the suspension of members for non-payment of the late filing fee was deleted.

THE REPORT AS AMENDED WAS ADOPTED

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MOTION TO SUSPEND: FAILURE TO PAY ERRORS & OMISSIONS LEVY

It was moved by Mr. Ground, seconded by Mr. Guthrie THAT the rights and privileges of each member who has neither paid the Errors and Omissions Insurance levy which was due on 1st of July 1989 nor filed an approved application for exemption from coverage and whose name appears on the attached list, be suspended from the 24th day of November 1989 for one year and from year to year thereafter or until an application for exemption has been approved or the necessary levy has been paid together with any other fee or levy owing to the Society which has then been owing for four months or longer.

A list of those to be suspended was circulated in Convocation.

(List of Names in Convocation File)

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RESEARCH AND PLANNING COMMITTEE

Mr. Spence presented the Report of the Research and Planning Committee of its Meeting on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The RESEARCH AND PLANNING COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November 1989 with the following members being present: Mr. Spence (Chair), Ms. Kiteley, Ms. Birenbaum, Ms. Bellamy, and Mr. Bastedo. Also present: Ms. Angevine and Ms. Lee.

1. SUB-COMMITTEE ON WOMEN IN THE LEGAL PROFESSION

Ms. Kiteley, the Chair of the Sub-committee reported that

(a) the sub-committee had reviewed the draft questionnaire and survey prepared by Ms. Fiona Kay to measure transitions in the profession. It is expected that the questionnaire and the survey will be distributed in early 1990 to members of the profession throughout the province with results anticipated for the fall of 1990.

As well a personal interview questionnaire designed for a more in-depth interview of a smaller sample group will be ready in spring of 1990.

(b) with respect to the report on the demographic analysis of women in the legal profession prepared by Ms. Fiona Kay, the sub-committee had identified areas of further research and priorities. A memorandum respecting the identified areas together with a copy of the Executive Summary and Index of the report is to be sent to all Benchers with an invitation to comment, and to receive the entire report.

A reminder to consider the report in January Committee meetings is also being sent to Committee Chairs.

2. GENDER NEUTRAL POLICY GUIDELINES

24th November, 1989

There was a general discussion of the status of Gender Neutral Policy Guidelines and it was resolved that the Committee is concerned about the delay taken in developing and implementing Gender Neutral Policy Guidelines.

3. OPEN CONVOCATION

There was a general discussion about Open Convocation that will be reported by the Chair to the Treasurer.

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"J. Spence"
Chair

THE REPORT WAS ADOPTED
.....

COUNTY AND DISTRICT LIAISON COMMITTEE

Mr. Somerville presented the Report of the County and District Liaison Committee of its meeting on the 9th November 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The County & District Liaison Committee begs leave to report:

Your Committee met on Thursday, the 9th November 1989 with the following members being present: Messrs. Somerville (Chair), Carey, Ferguson, Thoman, Shaffer and Topp. The following members of the Executive Committee present were: Ms. Mossip (Chair), Messrs. Brennan, O'Dea, Smith and Weekes. Ms. Angevine from the Law Society also attended.

Your Committee discussed the resolutions passed at the October Plenary Session of the County & District Law Presidents' Association. Copies of the text of these resolutions are appended at A-1 to A-9 for the information of Convocation.

The resolutions are as follows:

1. Resolution re Court Reform.
2. Resolution re Legal Aid Tariff.
3. Resolution re Preliminary Teaching Term (1 month) of Bar Admission Course.
4. Resolution re Ontario Motorist Protection Plan.
- 5 & 6. Resolutions re application to Law Foundation for funding for County & District Law Libraries. (2 resolutions).
7. Resolution re Law Association Library fees.
8. Resolution re distribution of CLE publications to County & District Law Libraries.
9. Resolution re distribution of CLE videotapes to County & District Law Association.

In addition to the resolutions listed above the County & District Law Presidents Association at its October Plenary Session passed an amendment to its by-laws to increase the number of members of the Executive Committee by one. This amendment has been forwarded to the Finance Committee for its consideration. A copy of the amendment is attached at A-10.

24th November, 1989

Your Committee discussed the implications of the Attorney General's proposed no-fault insurance legislation and on motion duly made, seconded and carried your Committee recommends that the Law Society strike a committee to consider the proposed legislation from the perspective of the public interest.

ALL OF WHICH is respectfully submitted

DATED this 24th day of November 1989

"M. Somerville"
Chair

Attached to original Report in Convocation File, copy of:

Copies of Resolutions passed at October Plenary Session of the County and District Law Presidents' Association.

(Marked A-1 to A-9)

Amendment to By-Laws re: to increase number of members of Executive Committee by one. (Marked A-10)

THE REPORT WAS ADOPTED

.....

PROFESSIONAL STANDARDS COMMITTEE

Mr. Ferguson presented the Report of the Professional Standards Committee of its meeting on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The PROFESSIONAL STANDARDS COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November, 1989 at eleven thirty in the morning the following members being present: Mr. Lyons (Chair), Mr. Farquharson (Vice-Chair), Ms. Bellamy, Mr. Ferguson, Mr. Guthrie, Ms. Harvey, Ms. Poulin, Mr. Thoman and Mrs. Weaver. Also present were Ms. Angevine, Ms. Poworoznyk, Ms. Rose and Messrs. Kerr, Marshall and Stephany.

A.
POLICY

1. PROFESSIONAL STANDARDS COMMITTEE - PRACTICE REVIEW PROGRAMME
AMENDMENTS TO THE LAW SOCIETY ACT

A working paper was submitted to the Committee for their consideration. The Committee will consider the paper further and its contents will be discussed at the January Committee meeting.

C.
INFORMATION

1. STRESS AND ASSISTANCE PROGRAMME

It was reported to the Committee that due to complications experienced in finalizing the corporate structure of the programme, the commencement date has been set back for early 1990.

2. SUB-COMMITTEE REAL ESTATE LAW

Mr. Lamont is in the process of finalizing the members of the sub-committee. Discussions have been entered into with the publisher of the CBAO Real Estate Checklist on the issue of copyright and plans to amend the existing format.

24th November, 1989

3. SUB-COMMITTEE ON FAMILY LAW

Ms. Harvey reported that a final draft of the checklist is expected to be completed in early 1990. It was resolved that the contributions of all sub-committee members be acknowledged in writing in the final published version of the checklist.

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"J. Lyons"
Chair

THE REPORT WAS ADOPTED

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PUBLIC INFORMATION COMMITTEE

Mr. McKinnon presented the Report of the Public Information Committee of its meeting on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The PUBLIC INFORMATION COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November 1989, the following members were present: Mr. McKinnon (Chair), Messrs. Shaffer, Thom and Yachetti. Also in attendance were Ms. Angevine, Mr. Daniher and Ms. Starkes.

A.
POLICY

1. Lawyer Referral Service - Legal Aid Referrals

The Referral Service provides callers with the name of one referral lawyer at a time. This system was designed to ensure the caller actually contacted the lawyer and to ensure the caller did not abuse the free half-hour consultation. However, this also means that legally-aided clients (particularly in the family law area) may have to call the service back two or three times before getting a lawyer who is available and who accepts a legal aid certificate. While providing legal aid recipients with three names would reduce the total number of call backs to the service, it may increase the total number of "no shows" indicated on the returned LRS forms.

The Committee has asked the Public Information Department to provide a more detailed summary of the number of legal aid referrals made each month as well as a summary of the number of call backs received from legal aid clients. This information will be presented at the next meeting and the Committee will make appropriate recommendations.

B.
ADMINISTRATION

1. Dial-A-Law - French Language System

The disc drive update to allow the addition of the new French-language tapes has been completed. The new tapes are being recorded and should be available by the end of November. The Committee discussed publicizing this new service particularly through a press conference. For the next Committee meeting, Michael Daniher will be assembling information relating to the areas in Ontario in which the advertising should be directed as well as the timing of the advertisements and a press conference. The Committee will be reviewing this information and making recommendations.

2. Dial-A-Law - Ottawa Satellite System

Bell Telephone does not guarantee phone numbers until the telephone lines are installed. This means that we cannot update our advertisement in the Ottawa and area Yellow Pages for the up-coming year to list the new local Ottawa lines. As a result, the Committee discussed various forms of advertising so that the availability of the new service can be made known. This is particularly important because the old 613 Watts number will still be in operation. We cannot purchase a separate 613 line from Toronto - we purchase a Watts package consisting of 519, 613 and 705 lines. Michael Daniher will be preparing an advertising proposal for the Committee's next meeting. The Committee will be reviewing this proposal.

C.
INFORMATION

1. Gender Neutral Communications Manual

At the request of the Research and Planning Committee, the Public Information Committee became responsible for producing this manual. The Committee is pleased to report that guidelines with respect to gender neutral communications will be made available by the end of the year.

24th November, 1989

2. Law Society Booklet

The Committee viewed the final draft of the Booklet which is being sent for printing.

3. Lawyer Referral Service - Watts Lines

According to Bell Canada, the Lawyer Referral Service Watts lines are running over their capacity. The Public Information Department will review this further and provide the Committee with a detailed report at the next meeting.

4. Dial-A-Law Statistics

Updated Caller Usage Statistics (appendix C-1)

Updated Summary of Statistics by Tape Number (appendix C-2)

5. Lawyer Referral Service Statistics

Updated Caller Usage Statistics (appendix C-3)

Calls by Area of Law (appendix C-4)

Referrals by Geographic Zone (appendix C-5)

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"C. McKinnon"
Chair

Attached to original Report in Convocation File, copy of:

- C-Item 4 - Updated Caller Usage Statistics (Dial-A-Law). (Appendix C-1)
- C-Item 4 - Updated Summary of Statistics by Tape Number (Dial-A-Law). (Appendix C-2)
- C-Item 5 - Updated Caller Usage Statistics (Lawyer Referral Service). (Appendix C-3)
- C-Item 5 - Calls by Area of Law (Lawyer Referral Service). (Appendix C-4)
- C-Item 5 - Referrals by Geographic Zone (Lawyer Referral Service). (Appendix C-5)

There was a discussion as to whether or not the Law Society booklet mentioned in C-Item 2 had in fact been passed. Mr. McKinnon undertook to report on the Law Society booklet.

THE REPORT WAS ADOPTED
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The in camera Report of the Public Information Committee dated the 14th of September 1989 was deferred.
.....

UNAUTHORIZED PRACTICE COMMITTEE

Mr. Ruby presented the Report of the Unauthorized Practice Committee of its meeting on the 9th of November 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The UNAUTHORIZED PRACTICE COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November, 1989 at 10:30 a.m., the following members were present: Mr. McKinnon (Chair), Messrs. Carter, Cass, Farquharson, Ms. Graham, Ms. Harvey, Messrs. Hickey, Lawrence, Shaffer, Ms. Weaver. Also in attendance were: Messrs. Ballantyne and Bell.

24th November, 1989

B.
ADMINISTRATION

1. ACCOUNTS

Accounts of counsel and investigators were approved in the total amount of \$10,291.63.

2. INVESTIGATIONS

The Society does not have sufficient evidence in certain cases to commence prosecutions. The Committee authorized a request to the Treasurer for the use of investigators who will not disclose that they are from the Law Society and to authorize the commencement of prosecutions when the necessary evidence is obtained.

3. LEGAL FEES FOR IN-HOUSE COUNSEL

The Department has received a letter from a member in which he outlines a situation wherein in-house legal counsel for a major life insurance company were charging fees to act on behalf of a client. The member's question is "even though the major life insurance company has in-house counsel, how can a fee for professional services rendered be billed out by the life insurance company?" The member also indicates that the bill from the in-house legal counsel is rendered on the lawyer's personal letterhead. Your Committee has referred this matter to the Professional Conduct Committee.

4. LAWYER/PARALEGAL INTERACTION

The Department has received copies of correspondence between a member and the Discipline Department. The letters outline a business practice wherein a paralegal franchisee accepts a fee from a client only to refer the client to a lawyer's office. The concern of the Discipline Department is that the franchisee has provided no service to the client as nothing the franchisee said to the client would assist the lawyer in the defence of the client. The result, of course, is that the client ends up paying more for the legal service than they should. The Discipline Department has asked for the Committee's opinion as to whether the Society should contact the Chief Executive Officer of the franchise in order to detail and object to the franchisee's activities. Your Committee decided not to notify the head office of the franchisor but to direct the complaint to the franchisee. Further, the question of the lawyer/paralegal interaction was referred to Professional Conduct.

C.
INFORMATION

5. LE GROUPE L.E.G.A.L. & DESIGN

The Department has received materials from Rose-Marie Perry, our counsel in this opposition to a trademark application.

6. UNAUTHORIZED PRACTICE DRAFT AMENDMENT TO SECTION 50(3) OF THE LAW SOCIETY ACT

The Department received a memorandum from Peter Bell to which the Legislation and Rules Committee propose wording to the amendment to section 50(3) of our Act.

Approved

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"C. Ruby"
Chair

PROSECUTIONS

NEXT COURT DATE

Heather-Anne Lapsley
Quinte Paralegal
(Trenton)

November 6, 1989 at 10:00 a.m.
Courtroom
Trial Continuation

James Lapsley
Quinte Paralegal
(Trenton)

November 6, 1989 at 10:00 a.m.
Courtroom
Trial Continuation

Quinte Paralegal Accounting
& Tax Consulting
Services Ltd.

November 6, 1989 at 10:00 a.m.
Courtroom
Trial Continuation

A. Rashid Kahn
(Ark Paralegal)
(Toronto)

November 7, 1989 at 2:00 p.m.
Courtroom 140
Trial

David Nancoff
(Toronto)

November 10, 1989 at 10:30 a.m.
Osgoode Hall (Court of Appeal)
Certiorari Application Appeal

Ontario Paralegal Ltd.
(Toronto)

November 10, 1989 at 10:30 a.m.
Osgoode Hall (Court of Appeal)
Certiorari Application Appeal

Marc Monson
(Action Paralegal)
(Downsview)

November 15, 1989 at 10:00 a.m.
Courtroom 302
Trial Continuation

Action Paralegal Inc.
(786301 Ontario Ltd.
(Downsview)

November 15, 1989 at 10:00 a.m.
Courtroom 302
Trial Continuation

Peggy Wilson
Divorce Easy
(London)

November 16, 1989 at 10:00 a.m.
Courtroom 2
To be spoken to

Donna Westerman
(Ontario Paralegal)
(Sudbury)

November 28, 1989 at 9:30 a.m.
Courtroom B
To be spoken to

Leslie Westerman
(Ontario Paralegal)
(Sudbury)

November 28, 1989 at 9:30 a.m.
Courtroom B
To be spoken to

Fred May
(Paralegal Associates)
(Downsview)

November 29, 1989 at 10:00 a.m.
Courtroom 303
Trial

Lynn Pattison
(Hyatt Paralegal)
(Kingston)

December 5, 1989 at 9:30 a.m.
Courtroom 3
To be spoken to

Sam Solomon
(Etobicoke)

December 13, 1989 at 10:00 a.m.
Courtroom 205
Trial

Sam Solomon Paralegal
& Business Consultants
(Etobicoke)

December 13, 1989 at 10:00 a.m.
Courtroom 205
Trial

Canada United Paralegal
Association Inc.
(Toronto)

December 19, 1989 at 10:00 a.m.
Courtroom 140
Trial

796332 Ontario Ltd.
(Oakville)

January 9, 1990 at 9:00 a.m.
Courtroom 1
To set a date

Catherine O'Halloran
(Oakville)

January 9, 1990 at 9:00 a.m.
Courtroom 1
To set a date

Dorothy Thiry
Divorce Aid
(London)

February 9, 1990 at 10:00 a.m.
Courtroom 3
Trial

Jane Baker
Ontario Paralegal
(Chatham)

February 14, 1990 at 10:00 a.m.
Courtroom 3
Plea & Trial

24th November, 1989

Natalie MacPhee (Paralegal Consultants Inc.) (Ottawa)	May 4, 1990 at 12:00 p.m. Courtroom 7 Trial
Paralegal Consultants Inc. (Ottawa)	May 4, 1990 at 12:00 p.m. Courtroom 7 Trial
696631 Ontario Ltd. (Stephen Kuz) (Etobicoke)	August 8, 1990 at 10:00 a.m. Courtroom 203 Trial

THE REPORT WAS ADOPTED

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PROFESSIONAL CONDUCT COMMITTEE

Mrs. Graham presented the Professional Conduct Committee Report of its meeting on November 9th, 1989.

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The PROFESSIONAL CONDUCT COMMITTEE begs leave to report:

Your Committee met on Thursday, the 9th November, 1989 at three o'clock in the afternoon, the following members being present: Messrs. Carter (Vice-Chair in the Chair), Carey, Hickey, Thoman and Mrs. Graham.

A.
POLICY

1. SECURITY OF COURT FACILITIES -
PARAGRAPH 6 OF THE COMMENTARY UNDER RULE 11

Paragraph 6 of the Commentary under Rule 11 reads as follows:

A lawyer who has reasonable grounds for believing that a dangerous situation is likely to develop at a court facility shall inform the Security Co-ordinator (who is usually the sheriff of the judicial district or county in which the court facility is located) and give particulars. Where possible the lawyer ought to suggest solutions to the anticipated problem such as:

- (a) the necessity for further security;
- (b) that judgment ought to be reserved;
- (c) such other measures as may seem advisable.

By virtue of the Police and Sheriffs Statute Law Amendment Act, 1987 municipal police forces will as of January 1, 1990 be responsible for security in the courts.

Accordingly, the Professional Conduct Committee recommends to Convocation that paragraph 6 should be amended to read:

A lawyer who has reasonable grounds for believing that a dangerous situation is likely to develop at a court facility shall inform the local police force and give particulars. Where possible the lawyer ought to suggest solutions to the anticipated problems such as:

24th November, 1989

- (a) the necessity for further security;
- (b) that judgment ought to be reserved;
- (c) such other measures as may seem advisable.

ALL OF WHICH is respectfully submitted

DATED this 24th day of November, 1989

"N. Graham"
Chair

THE REPORT WAS ADOPTED

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CLINIC FUNDING COMMITTEE

Mr. Bastedo presented the Report of the Clinic Funding Committee of its meeting on November 9th, 1989.

24th November, 1989

TO THE BENCHERS OF THE LAW SOCIETY OF UPPER CANADA

IN CONVOCATION ASSEMBLED

The Director of Legal Aid begs leave to report:

CLINIC FUNDING

The Clinic Funding Committee submitted a report to the Director recommending funding for various projects.

The Director recommends to Convocation that the report of the Clinic Funding Committee dated November 10, 1989 be adopted.

Attached is a copy of the Clinic Funding Committee's report.

ALL OF WHICH is respectfully submitted

DATED this 10th day of November, 1989

"Robert L. Holden"
Director
Legal Aid

ATTACHMENT:

To: Robert L. Holden, Esq.
Provincial Director
The Ontario Legal Aid Plan

The Clinic Funding Committee met on Thursday, the 9th November 1989. Present were: Philip Epstein, Q.C. (Chair), Thea Herman, Jim Frumau, Earl Levy, Q.C.

1. DECISIONS

A. Applications to the Clinic Funding Committee

a. Supplementary legal disbursements

Pursuant to s.6(1)(m) of the Regulation on clinic funding, the Committee has reviewed and approved applications for supplementary legal disbursements from the following clinics:

Neighbourhood Legal Services - up to \$1,000

Nipissing Community Legal Clinic - up to \$3,500

Waterloo Region Community Legal Services - up to \$3,500

C. Incorporation

a. West Scarborough Community Legal Services

Pursuant to the directions of Convocation, the Clinic Funding Committee has reviewed, as to name and objects, an application for incorporation from the above-named clinic. The Committee recommends Convocation's approval of this application.

2. INFORMATION

1. Appointment of new Clinic Funding Committee Member

The Law Society of Upper Canada has appointed Earl J. Levy, Q.C., to the Clinic Funding Committee to replace Helen King MacLeod.

2. Regional Meetings with Clinics

The Clinic Funding Committee continues to meet with representatives of clinics on a regional basis. The northern region consultation will take place in March 31, 1990 in Sault Ste. Marie. Meetings with Board and staff representatives in the east, southwest and Toronto regions were held in October and November, 1989.

ALL OF WHICH is respectfully submitted

DATED this 10th day of November, 1989

"T. Bastedo"
Chair

THE REPORT WAS ADOPTED
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MOTIONS

AMENDMENT TO LAW SOCIETY ACT

It was moved by Mr. Guthrie, seconded by Mr. Ground THAT the Attorney General be requested to put forward amendments to the Law Society Act to enable the Law Society to incorporate an insurance company to carry out the insurance initiatives that are before Convocation.

Carried

SPECIAL COMMITTEE ON BENCHER ELECTIONS

It was moved by Mr. Guthrie, seconded by Mr. Ground THAT a special committee on Bencher Elections be established with the appointment of the following members: Roderic Ferguson (Chair), Ian Outerbridge, James Spence, Frances Kiteley, Robert Topp, Douglas Thoman, Denise Bellamy, Patricia Peters and Philip Epstein.

Carried

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CONVOCATION ADJOURNED AT 4:45 P.M.
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Confirmed in Convocation this 26th day of January, 1990.

Treasurer