

western law

ALUMNI MAGAZINE | 2009



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CELEBRATING
YEARS

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ENTREPRENEURS FORGE
PATH TO THE TOP

PAYING FOR CLIMATE CHANGE

A DRIVING FORCE:
MAKING US SAFER ON THE ROAD

LARRY ROSEN '82 -
TAILOR-MADE FOR SUCCESS

LOOKING BACK -
CELEBRATING OUR HISTORY

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A Message from the Dean

“

**WITH A LAW DEGREE
AND AMBITION (AND A
WILLINGNESS TO WORK
HARD!), ANYTHING
IS POSSIBLE.**

DEAN IAN HOLLOWAY

”

COLLECTIVE MEMORY IS THE GLUE THAT HOLDS ANY COMMUNITY TOGETHER AND ANNIVERSARIES ARE THE MEDIUM BY WHICH A COMMUNITY DEVELOPS ITS SENSE OF MEMORY. That is why it is such a delight to write my message for the 2009 issue of our alumni magazine. We have just begun a year-long celebration of the law school's Golden Anniversary, and this year's magazine aims to give all of us who belong to the Western Law family an opportunity not only to indulge in nostalgia, but also to know our community a little bit better.

We invited alumni, former deans, and current faculty and students to offer their own reflections on their time at Western Law. Not surprisingly, one of the themes that emerged from their quotes was the emphasis on the law school as a community, a place where lasting friendships are formed. And to accompany those memories, we have (with the kind assistance of Western's photo archivist Alan Noon) dug up some wonderful images from the law school's past.

This year's magazine also covers a tremendous amount of ground in terms of the present. I was particularly pleased when we decided to profile alumni who have used their legal education not to become leaders of Bench or Bar, but rather as the foundation of an entrepreneurial career in business. When I talk to prospective law students, I often say that one of the great things about a law degree is that it opens so many doors. These profiles stand in wonderful proof of the fact that with a law degree and ambition (and a willingness to work hard!), anything is possible.

Western Law has become a much more research-focused school of late. In this issue we're giving you a glimpse of some very interesting research being done by Professors Craig Brown and Sara Seck on the legal challenge of reckoning with the effects of climate change. We also profile Prof. Robert Solomon and the important work he is doing on impaired driving legislation, and we highlight exciting developments taking place in the area of public law and legal philosophy.

The great Nova Scotian statesman, Joseph Howe, once said "a wise nation preserves its records, repairs its great public structures and fosters national pride and love of country, by perpetual reference to sacrifices and glories of the past." This year's magazine is in its own way an echo of Howe's admonition. Western Law is a great school. But as the pages that follow show, what makes us great is not only our present, but also our past.

As a closing note, I am pleased to tell you that the 2008 Western Law Alumni magazine received an award from the International Association of Business Communicators. That was a tribute to all who are involved in the production of the magazine, especially Susanna Eayrs, our Communications Officer. Of course I'm biased, but thanks to her, we now have one of the very finest law school magazines in North America. **WI**

Happy Anniversary!
Dean Ian Holloway

WESTERN LAW WINS National I.P. Moot

Western Law students Adriana Morrison and Shane Gonsalves won the Harold G. Fox Cup for best moot team at the inaugural Canadian Harold G. Fox Intellectual Property Moot.

The winning team was supported and cheered on by their Appellant teammates, Erika Douglas and Lisa Macklem, as well as researcher Scott Armstrong and coach Professor Margaret Ann Wilkinson.

The Moot featured students from seven law schools across Canada and took place in Toronto at the Federal Court on February 21, 2009.

"There was strong involvement from the entire Intellectual Property community which helped to make the event such a fantastic experience," said Shane Gonsalves. "We received excellent guidance throughout the process from Professor Wilkinson as well as several local practitioners and other faculty members."

The Harold G. Fox Moot is named in honour of the late Harold G. Fox, one of Canada's leading intellectual property scholars and advocates.

The Western Law team is grateful to Ridout & Maybee LLP, the team sponsors, for their time and commitment.



Shane Gonsalves and Adriana Morrison are congratulated by Supreme Court Justice Marshall Rothstein after winning the national I.P. moot competition



Prof. Chi Carmody and Christopher Sands at the Canada-U.S. Law Institute Distinguished Lecture

The Obama opportunity for Canada

"American politics is competitive and Canadians must join in that competition to ensure Canada-U.S. relations move forward under President Barack Obama," said Christopher Sands, the Second Canada-U.S. Law Institute Distinguished Lecturer. Sands spoke on "The Obama Opportunity for Canada" at Western Law on March 23.

Sands said the gradual erosion of ties that bind Canada and the U.S. since 9/11 and, more recently, since the onset of a worldwide recession, means that Canadians will have to work extra hard to maintain their privileged relationship with the U.S. Executive, and legislators in future must find new ways for the two countries to work together.

Sands has been a Senior Analyst at the Hudson Institute in Washington D.C. since 2006, where he specializes in Canada and U.S.-Canada relations, as well as North American economic integration.

The Canada-United States Law Institute (CUSLI) was founded in 1976 to serve as a forum for exploration and debate about legal aspects of the Canada-United States relationship. It comprises the University of Western Ontario Faculty of Law and the Case Western Reserve University School of Law in Cleveland, Ohio.

The CUSLI Distinguished Lecture series aims to highlight the work of the Institute and generate fresh thinking about the Canada-U.S. legal relationship.

PANEL EXPLORES GROUNDBREAKING BCE CASE

A panel held at Western Law in February discussed the Supreme Court of Canada's groundbreaking 2008 decision in the BCE Plan of Arrangement litigation, one of the most important corporate law cases decided

by the Supreme Court of Canada in the past 35 years.

"The BCE Case - Lessons Learned" panel featured John Finnigan '82, John Porter from Thornton Grout Finnigan LLP and Alex Moore of Davies Ward

Phillips & Vineberg and was moderated by Western Law professor Christopher Nicholls. The panelists spoke to an attentive and enthusiastic standing-room only crowd in the Moot Court Room.

John Finnigan and John Porter were counsel to a committee of bondholders that opposed the planned leveraged buyout of BCE by a group led by the Ontario Teachers Pension Plan Board. Alex Moore played a significant role, advising BCE in the litigation brought by these bondholders.

WESTERN LAW PROFESSORS CAPTURE SSHRC RESEARCH AWARDS

Four Standard Research grants have been awarded to Western Law professors by the Social Sciences and Humanities Research Council of Canada (SSHRC). The grants will allow faculty to pursue a wide range of scholarly interests.

"This is an excellent result," says Prof. Mark Perry, Associate Dean (Research). "In this climate it is very hard to secure any grant, let alone a Tri-Council, peer reviewed grant for Law. This is a very good indication of the accelerating growth of our scholarly research base at Western Law."



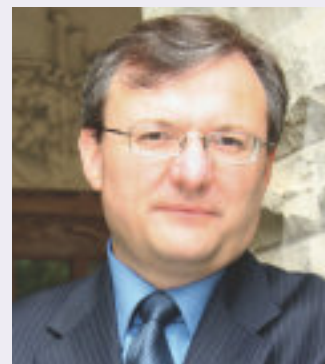
PROF. JASON NEYERS received \$78,261 to study the economic torts. These consist of the torts of conspiracy, intimidation, inducing breach of contract, malicious falsehood, and unlawful interference with economic relations and the action per quod servitium amisit. As these torts are relevant to a wide range of

situations in Canadian society - for example, labour disputes, competition between rival businesses, the regulation of market activity, and protests by public interest groups - the funded research will attempt to see if they might be explainable as consistent with generally accepted legal principles.



PROF. SARA SECK was awarded a SSHRC Standard Grant in the amount of \$33,454 over one year. Seck's research will explore the international law and international relations theory behind the Framework for Business and Human Rights presented by Harvard Professor John Ruggie to the UN Human Rights Council in June 2008. She will critically

examine the Framework by drawing upon the insights of Third World and post-colonial legal scholars, and offer recommendations designed to clarify the precise scope of the home state duty to protect human rights.



PROF. DANIEL SANDLER (left), **PROF. CHRISTOPHER NICHOLLS** (right) and economists Lindsay Tedds (University of Victoria) and Ryan Compton (University of Manitoba) have received a three-year grant of \$76,400 to examine employee stock option backdating in Canada. This problem has garnered much attention in the United States, where more than 100 companies have been investigated by the SEC and the Department of Justice, but very little attention in Canada. Sandler et al. intend to rectify this gap in Canadian legal and economic literature.



PROF. ERIKA CHAMBERLAIN, along with co-applicant François Larocque of the University of Ottawa, received a grant of \$64,503 to study the expanding tort of misfeasance in public office. This tort allows a citizen to sue a public official who acted unlawfully with either (a) the deliberate intention to harm the citizen, or (b) knowing disregard for injury to the citizen. While historically described as an "exceptional" tort, misfeasance in public office has undergone rapid expansion throughout the Commonwealth in the last few decades. Chamberlain and Larocque's research will help to provide a theoretical framework for misfeasance in public office that synthesizes the tort's historical and modern objectives, considers the relationship between misfeasance and other remedies in private and public law, and strikes an appropriate balance between government accountability and the separation of powers.

Robert Schiller Delivers Beattie Family Lecture



Robert Shiller

Robert Shiller, world-renowned economist and best-selling author, delivered the First Annual Beattie Family Lecture in Business Law to an overflow crowd at Western Law on March 27. Shiller, the Arthur M. Okun Professor of Economics at Yale University, spoke on “Animal Spirits: How Human Psychology caused the Current Economic Crisis”.

Shiller asserted that businesses all over the world are reacting to the difficult financial climate with layoffs, hiring freezes and curbed spending habits, all of which are dampening people’s so-called ‘animal spirits’.

“Animal spirits, we think, are the big driver of the economy, maybe responsible for most of the fluctuations that we see,” he said.

Drawing from his recent book, *Animal Spirits*, co-authored with Nobel prize winning economist George Akerlof, Shiller explained that the term “animal spirits” was used by

economist John Maynard Keynes to refer to the human “spontaneous urge to action rather than inaction”, which Keynes thought was a more realistic explanation of human behaviour than a careful mathematical weighing of probabilities.

Shiller discussed the five aspects of animal spirits that he and Akerlof believe are key determinants of economic activity: confidence, concerns for fairness, temptation for corrupt and anti-social behaviour, money illusion, and stories.

“We think economies are driven by stories,” Shiller said. “When your neighbor just lost his job and they are closing the factory down, there is a switch in your mind that gets turned on that ‘hey these are bad times.’ “When lots of people make that switch, it becomes a self-fulfilling prophecy.”

Western Law would like to thank Geoff Beattie

’84, Western’s volunteer fundraising campaign chair, and deputy chairman of Thomson Reuters and president of The

Woodbridge Company Limited, for his generous commitment in establishing this prestigious speaker series.

Canada/U.S. Relations in a New Era



Prof. Don Abelson (Centre for American Studies) makes a point during a forum on Canada/U.S. relations

In January Western Law held a public forum on the future of Canada/U.S. relations under an Obama administration. The panel featured Don Abelson, director of the Centre for American Studies, Western Law professor Chi Carmody, former Liberal M.P. Sue Barnes ’77, and visiting professor Michael Perry of Atlanta’s Emory University.

Michael Lynk, Associate Dean at Western Law, moderated the panel.

The event explored a number of issues including the economy, Afghanistan, border security, the environment, the tar sands project, NAFTA and the Arctic.

In general, the experts spoke optimistically about the possibility of strengthening a bi-lateral relationship considered to be among the world’s strongest.

“We must not be afraid to speak out and command the respect that we have earned,” said Don Abelson. “We have a lot of offer, we have a lot to be proud of, and we’ve made great contributions on the world stage... we are entitled to a strong voice.”

JANUARY TERM BRINGS INTERNATIONAL SCHOLARS TO WESTERN LAW

In January Western Law students embarked on an innovative month-long learning experience that brought the international world of law to the classroom. The 'January Term' provides upper-year students with an intensive course taught by visiting high-profile lawyers and academics from law schools around the globe.

"The January Term enables us to bring a group of tremendously accomplished visitors to Western Law from all over the world to teach courses we could not otherwise offer," says Prof. Mark Perry, director of the January Term program. "In addition to providing our students access to leading scholars, the term offers our faculty the opportunity for comparative and collaborative research."

This year marked the first Jay McLeod Family Law January Term Program. Hilary Linton '85, a family mediation specialist, taught the inaugural course.

"Jay enormously influenced all of us who work in family law," said Linton. "He kept us well informed and well entertained. He gave family lawyers across the country reason to be proud of what they do. It was an honour to teach this course in his name."



The January Term visitors: Back row (L-R): Jim Allan (University of Otago), Hilary Linton (Riverdale Mediation), Justice James O'Reilly, Mark Drumbi (Washington & Lee University), Ron Atkey (Oslers), Michael Perry (Emory University School of Law). Front row (L-R): Seán Donlan (University of Limerick), Richard Rosen (entertainment lawyer), Jane Kelsey (University of Auckland), Barry Barton (University of Waikato). Not shown: Tsilly Dagan (Bar-Ilan University)

Western Law would like to acknowledge Carswell, a division of Thomson Reuters Canada Ltd., for their gift of \$22,000 to support the Jay McLeod Family Law January Term Program. The gift is comprised of the net proceeds from sales of the book *Contemporary Issues in Family Law*. The book, published last January in Professor McLeod's honour, features essays from family law practitioners and former colleagues of Professor McLeod.

CLS LAWYER MAKES MAYOR'S HONOURS LIST

Western Community Legal Services staff member Margaret Capes was named to the 2009 Mayor of London's annual Honours List. Capes has been actively engaged in social welfare advocacy throughout her legal career spanning two decades. In her current leadership role at Western's Community Legal Services (CLS), Capes applies significant experience gained by earlier work as executive director at Community Legal Assistance in Sarnia. Now she oversees more than 200 law students tasked with providing free legal

advice and representation to disadvantaged Londoners. Through her academic pursuits, research and volunteer efforts, Capes is focused on training others to be advocates on a wide range of social justice issues, including housing and tenants' rights.



Margaret Capes



Mysty Clapton

Lisa Jibson

New additions to law

A former Western Law student and faculty member has been appointed the new Student Services Officer at Western Law.

Mysty Clapton received an LL.B. from Western Law in 2002. She received her LL.M. from the University of Cambridge and was called to the Bar of Ontario in 2003. Before joining Western Law as a faculty member, Clapton served as law clerk for the Justices of the S.W. Region, Ontario Superior Court of Justice. As a faculty member

Clapton worked closely with students in a variety of capacities including as Director of the Lerner LLP Cup competition.

Lisa Jibson joined the Faculty of Law last year as Director of Administration. She spent 12 years in Ottawa working as a policy advisor to the Hon. Gar Knutson, P.C., M.P. at the Department

of Foreign Affairs and International Trade. Following her time on Parliament Hill, she worked as Director of Communications and Membership Services for the Canadian Society for International Health. Jibson holds a Cross-Discipline B.A. in Geography and Political Science from The University of Western Ontario.

DEVELOPING SOLUTIONS FOR PEST CONTROL

Western Law professor Mark Perry will provide the legal and ethical framework for a major scientific research project, thanks to a significant award from Genome Canada.

Led by Biology professors Miodrag Grbic and Vojislava Grbic, and Law professor Mark Perry, who is also jointly appointed to the Department of Computer Science, the Western team is developing solutions for pest control in food crops.

The team has a total budget of \$6.3 million to create tools and technologies that stem the devastating damage spider mites cause to the \$550 million greenhouse vegetable industry in Ontario. Currently insects and mites

destroy 13 per cent of all potential crops.

Prof. Mark Perry, Assoc. Dean (Research) at Western Law, will study numerous legal aspects of this novel technology.

“The Canadian public is often given conflicting messages as to what these technologies involve. My legal research intends to provide a comprehensive analysis of the regulatory landscape, including the intellectual property (I.P.) issues that arise in such biotechnology research and to develop a framework for improved policy direction,” says Perry. “This is a unique opportunity for a legal researcher to be embedded within a cutting-



edge international scientific research team. It is very exciting.”

Western biology professor Vojislava Grbic (left) and Western Law professor Mark Perry are part of a team awarded 6.3 million dollars for a major scientific project that aims to develop an environmentally sound pest control strategy



Festschrift honours former Western Law professor

When Western Law professor Grant Huscroft delivered a book to a former teacher and colleague, he headed all the way to Auckland, New Zealand to do so.

A Simple Common Lawyer:

Essays in Honour of Michael Taggart was co-edited by Huscroft, along with Professor David Dyzenhaus of the

University of Toronto and UK Human Rights Barrister Murray Hunt. The book, published by Hart Publishing, includes essays from some of the world's leading public lawyers.

“I was fortunate to be taught by Mike Taggart at the University of Auckland in 1986, and to have been a colleague on the Faculty for many years subsequently,” says Huscroft. “He is one of the world's great public lawyers, and is held in the highest regard throughout the Commonwealth and in the United States as well. It is a privilege to be part of a festschrift in his honour.”

The book includes essays from Mark Aronson (New South Wales), Carol Harlow (LSE), Martin Loughlin (LSE), Paul McHugh (Cambridge), Janet McLean (Dundee), David Mullan (Queen's), Paul Rishworth (Auckland), Cheryl Saunders (Melbourne), and Brian Simpson (Michigan), in addition to those by Dyzenhaus, Hunt, and Huscroft. The judiciary is represented by Sian Elias, Chief Justice of New Zealand, Sir Anthony Mason (retired President of the High Court of Australia), and Sir Stephen Sedley of the Court of Appeal for England and Wales.

Taggart began his career at Western Law in 1980, returning to Auckland in 1982. He went on to become the youngest full professor in New Zealand history, establishing himself as a leader in administrative law and, most recently, in legal history. Due to illness, he retired as the Alexander Turner Professor of Law at the University of Auckland in December 2008.



Nobel Prize winning economist Myron Scholes lectured at Western Ontario's Faculty of Law as part of the Torys LLP Business and Law Pre-Eminent Scholars Series

Torys LLP supports prestigious speaker series

Myron Scholes, a recipient of the 1997 Nobel Prize in Economics, visited Western Law in March. Scholes, co-creator of the famous Black-Scholes Option Pricing Model, spoke to a standing-room only crowd in the law school's largest lecture hall. Law students, professors and others from within and outside the university community listened eagerly to his views on "Financial Crisis and the intermediation process: The way forward".

Scholes visited Western Law as one of the outstanding speakers in the Torys LLP Business and Law Pre-Eminent Scholars Series. As series organizer Western Law's Director of Business Law, Professor Christopher Nicholls, explained, "Usually only our law students have the chance to hear our distinguished Torys visitors. But Dr. Scholes's research has had a profound impact on economic and financial scholarship. Given the current economic turmoil, I thought it was important to give the broader community the chance to hear his insights."

Along with Myron Scholes, Western Law was honoured to host some of the world's most influential corporate law scholars to participate in the Torys Series.

The inaugural speaker in September was Professor Lynn Stout. Prof. Stout is the Paul Hastings Professor of Corporate and Securities Law at UCLA, where she is an internationally recognized expert in the fields of corporate governance, securities regulation, law and economics and moral behavior. She spoke on "Fiduciary Duties for Activist Shareholders". The launch of the series was marked by a special reception for students and faculty. Representatives from the Torys LLP firm were on hand for the event, as the Dean formally thanked the firm for making this exciting new program possible.

Days after the 2008 U.S. presidential election, University of Chicago professor and former law dean Douglas Baird, who had first recruited Barack Obama to the Chicago Law School

faculty, visited Western Law as part of the Torys Series. Baird, the Harry A. Bigelow Distinguished Service Professor of Law at the University of Chicago, presented a paper entitled "Anti-Bankruptcy".

Later in the spring, Prof. Henry Hansmann, the Augustus E. Lines Professor of Law at Yale Law School, participated in the series, visiting Western Law to speak on "Legal Entities as Transferable Bundles of Contracts".



UCLA Law professor Lynn Stout meets students at a reception to formally launch the Torys LLP Business and Law Pre-Eminent Scholars Series.

The series was rounded out in April by Stanford Law professor Robert Daines, who delivered a timely paper entitled "Rating the Ratings: How Good Are Commercial Governance Ratings?"

It was an exciting beginning for the series. And Nicholls says that Western Law can look forward to hosting many more world-renowned scholars in the coming years, thanks to this new series sponsored by Torys LLP. "It's tremendously popular with Western Law students, and really does put Western Law at the forefront of Canadian business law education," says Nicholls. "We are very grateful to Torys LLP for making it all possible."

Distinguished Speakers at Western

Honourable Bob Rae: Addressing Canada's foreign policy



In an address to students and faculty at Western Law, Liberal foreign affairs critic Bob Rae laid out what he believes are stark contrasts between a Liberal and Conservative view of Canadian foreign policy.

"[Stephen] Harper's view of the world is a simple one. It's a view that says Canada's outlook and values are tied up with those of the United States," says Rae. "[It says that] our role in the world is to be an ally and supporter of the United States." Rae spoke at the University as part of Western Law's Distinguished Speaker Series.

He told the audience Canada must maintain an independent worldview, which includes support for multilateral institutions and international law. Rae says the debate in Canada over the U.S. invasion of Iraq has clearly revealed the differences between Liberal and Conservative policies. "Canada's decision not to join the Iraq war was a defining moment in our country's foreign policy," he says. "It took courage to explain to the world why Canada was not joining her closest allies."

Jean-Michel Picher '06: Obama campaigner enjoying moment in history

Jean-Michel Picher '06 says his time spent on the campaign of President-elect Barack Obama was an amazing ride in what turned out to be an historical moment in U.S. politics.

Picher returned to Western Law shortly after the Presidential election to speak as part of the Distinguished Speaker series. He shared his stories of life on the campaign trail, from the initial 'retail politics' of greeting diners in small American towns to experiencing the crowd of more than 225,000 in Chicago's Grant Park on election night.

"It was a phenomenal feeling and such a magical event," says the 35-year-old Picher. "There was a tremendous amount of hope and emotion to be part of that event."

Picher was on the Presidential Inaugural Committee in charge of the Sunday Lincoln Memorial concert and also did advance work for President Obama for his meeting with Prime Minister Stephen Harper in Ottawa in February.



Jean-Michel Picher '06 on the campaign trail with Barack Obama

■ Monia Mazigh: Arar case 'tip of the iceberg'



Monia Mazigh, wife of Canadian Maher Arar, remains a strong advocate for human rights and frequently speaks out against torture

Monia Mazigh feels the Canadian government and its citizens still have a lot to learn from the illegal detainment and torture of her husband, Maher Arar. A fierce advocate, Mazigh spoke about her struggle to obtain justice for her husband as part of the Faculty of Law's Distinguished Speaker Series on April 2.

Mazigh says, "We are still living under the shadow of what happened to us." She has since dedicated her life to advocating for civil liberties and human rights. "I believe that Canadians who value freedom and rights must be engaged. If we fall short or, worse, fail to act, our rights are threatened and we risk becoming complicit. And I don't think we really learned real lessons from his ordeal," she says.

She has written a new book, titled *Hope and Despair: My Struggle to Free My Husband, Maher Arar*.

■ André Marin: Fighting the good fight



In March Ontario's Ombudsman André Marin spoke on the role of the Ombudsman and the ability of his office to "fight against anything that is unjust, unfair or just plain wrong."

He commented on his office's successful investigation into a scandal at the Ontario Lottery and Gaming Corporation. "It was a scandal that

threatened the whole lottery system and the billions of dollars it brings into government revenues. It seemed to me that if people couldn't trust the government-run lotteries, they would stop playing, and that would mean millions of dollars that go to hospitals, charities, roads, schools - you name it - would be lost."

■ Elizabeth May: Environmental crisis a symptom of ailing democracy

Canadian climate woes are inextricably linked to a crisis in our democratic system and cannot be ignored, says Elizabeth May, leader of the Green Party of Canada. May spoke at Western Law on April 7 as part of the Distinguished Speaker Series.

"The climate crisis is really an aspect, a symptom, of the more profound crisis, which is the democracy crisis," May said. "You need leaders worth voting for, but also you have to have citizen engagement to inspire radical changes. Democracy is not a spectator sport and that's why I'm asking you to get involved in whatever way you can," she said.



Distinguished Speakers at Western

■ The Honourable Jim Flaherty: An economic pep talk

Finance Minister Jim Flaherty spoke in early October to a packed room of students and reporters, eager to hear his take on the looming economic crisis. “Although Canada’s largest trading partner, the United States, is facing the first consumer-led slow down in 20 years,” Flaherty said, “Canada’s economy is doing fine.”

“We are in a good position as we enter this time of international financial market turbulence,” says Flaherty. “We ought to expect that there will be some change from time to time. This is a dynamic economy and there will be some businesses that close and there’ll be some new businesses that will open. Fortunately in Canada we’re on the plus side.”



Canadian Finance Minister Jim Flaherty faces reporters’ questions on the economy after speaking at Western Law

■ The Honourable Rob Nicholson: Canada’s justice agenda



Rob Nicholson with students Charmaine Coutinho and Meg Atkinson from Western Law’s Distinguished Speakers Committee

Canada’s justice minister and attorney general, Rob Nicholson, spoke on “Canada’s justice agenda” in March as part of Western Law’s Distinguished Speaker Series.

Nicholson discussed his work around drugs and gang violence, including seeking mandatory jail time.

“We’re sending out a clear message that if you bring drugs in this country you’re going to jail. We want to break this cycle and get these people off the street. We have an important role to play at the federal level and we intend to play that role, but

we’re just one part of the solution. We need help from all levels of government.”

Nicholson also touched on other areas such as mutual security concerns with other countries, the relationship with the Supreme Court, and the daily role of the justice minister.

Nicholson, MP for Niagara Falls, was first elected to the House of Commons in 1984. He has served in several capacities, including Parliamentary Secretary to the Minister of Justice and Attorney General, and Minister for Science and Small Businesses.

■ David Lepofsky: Removing Barriers for an Accessible Society

“We live in a society full of barriers,” disability rights activist and Senior Crown Attorney for Ontario David Lepofsky emphasized at a talk hosted by the Distinguished Speakers’ Committee at the Law School in March. “These barriers cause inequality for people living with disabilities.”

As a blind lawyer, Lepofsky speaks from experience. Anecdotes from his own legal practise illustrate that

disability is not simply a biomedical fact; it is the product of human-created obstacles. In order to achieve equality and accessibility, Lepofsky stressed that we have to be able to recognize barriers, effectively remove them, and prevent the creation of new barriers. To him, equality for people living with disabilities would be “the opportunity to participate in and be included in a barrier-free society.”





Larry Rosen '82

WELL DRESSED FOR SUCCESS

BY SUSANNA EAYRS



Susan and Larry Rosen

FOR LARRY ROSEN '82, WESTERN LAW IS A FAMILY AFFAIR. IN FACT, HE MET HIS WIFE DURING HER FIRST WEEK OF LAW SCHOOL.

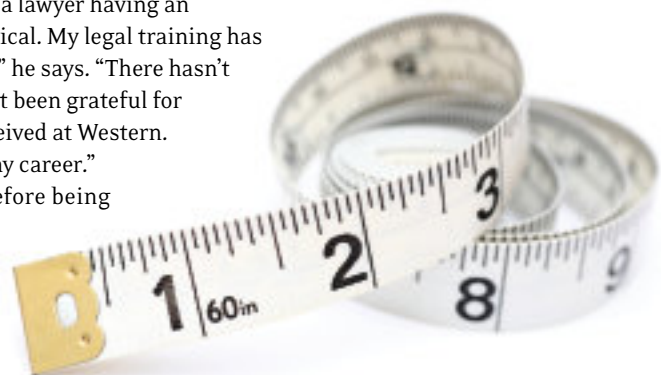
"It was definitely a law school romance, and one that has lasted," says Rosen of wife Susan Jackson '83. "This summer we're celebrating our 25th wedding anniversary."

The two were married in 1984 when Rosen was practicing law and Jackson was articling. She went on to practice law with Fraser Milner for 20 years, while he had a different career path in store.

During his first year of law school, Rosen became interested in business law, moving to the combined LLB/MBA degree, a program he speaks very highly of.

"It's a powerful combination. As a lawyer having an understanding of business is so critical. My legal training has helped me be a better businessman," he says. "There hasn't been a day that goes by that I haven't been grateful for that combination of education I received at Western. It's helped me immeasurably with my career."

Rosen articulated at McCarthys before being called to the bar, but practiced law for just a year before yet another career change.



"THERE HASN'T BEEN A DAY THAT GOES BY THAT I HAVEN'T BEEN GRATEFUL FOR THAT COMBINATION OF EDUCATION I RECEIVED AT WESTERN." LARRY ROSEN

"I loved practicing law, but Harry Rosen was just starting to expand across the country and it was an extremely exciting time for the family business. I felt I had to be a part of it."

Founded by his father in 1954 as a 500-square-foot store in Toronto's Cabbagetown, Harry Rosen has grown to become a powerhouse in Canadian retailing with 15 stores across the country, accounting for 40 percent of the Canadian market in high-end men's wear.

As CEO of the company, Rosen has worked in the store from the ground up: from the buying department to corporate affairs, then from president to his current title in 2000.

Larry Rosen admits he and his father have different styles. "I trained in professional management while Harry is a visionary and entrepreneur. We are the right leaders at the right time."

Larry Rosen takes great delight in being part of the 55-year-old iconic Canadian company that dresses entrepreneurs, businessmen, managers, athletes, entertainers and, of course, lawyers.

"We have clients who buy their first interview suit with us, then their articling wear and before you know it we are dressing them when they are judges. Our objective is to be relevant to our clients for their whole life and career."

Rosen believes lawyers should not 'dress to impress,' but rather dress in a manner that respects the position and title. He recalls a meeting with a lawyer who showed up wearing a golf shirt and chinos.

"I thought, why am I paying 650 dollars an hour to someone to argue and strategize complex problems, when he looks like he should be on the golf course."

It was a key learning moment for Rosen. He realized that the way you present yourself could seriously undermine your credentials.

"At the end of the day lawyers are selling their brains and judgment -

the whole package should say that. A suit is a powerful vehicle to reinforce your position. If you don't look professional it doesn't matter what you say."

Always an innovator in marketing, this spring Harry Rosen launched a compelling and timely ad campaign entitled The New Confidence. The campaign features four distinguished Canadian business leaders who share the belief of maintaining their own personal brand.

"Our experience tells us that in a challenging economy, maintaining your personal image is crucial and can go a long way towards instilling the confidence that is needed to ensure continued success," says Rosen. "The key is to dress like a leader. Your look should inspire confidence."

And Harry Rosen does more than just sell suits. They also give back to their community - to the tune of half a million dollars for prostate cancer research.

"It's a good life lesson and a good business practice to work really hard at the charity side of your business. People make choices and want to deal with people they respect and by being a good corporate citizen we earn their respect."

The Rosen tradition at Western continues with his eldest son Daniel graduating this year with a degree in music. His middle son Ian is currently in the HBA program and, like father like son, has shown an interest in the combined LLB/MBA program.

The youngest Rosen, Graham, has received early acceptance to the HBA program at the Richard Ivey School of Business.

When asked if he would like to eventually see his sons work for the family business, Rosen smiles wryly.

"It's a great source of pride to know that our three sons have all received their education at Western. Nothing pleases me more. We are a real Western family." **wl**

ROSEN'S TOP 5

LEGAL PROFESSIONALS ARE REALLY IN THE BUSINESS OF SELLING THEIR ADVICE AND EXPERTISE. THEIR PERSONAL BRAND AND PROFESSIONAL DEMEANOR MUST REINFORCE THEIR COMPETENCE AND INSTILL CONFIDENCE. TO THAT END, LARRY ROSEN SHARES HIS TOP FIVE TIPS FOR THE WELL-DRESSED LAWYER

- 1 Always err on the side of being overdressed in a business situation. Worst-case scenario? You're the best dressed, most in-control, confidence-inspiring person in the room.
- 2 A dark suit - navy or black - is the most versatile suit you can own and a good place to start a wardrobe. Dress it up with a white shirt and French cuffs for semi-formal occasions; wear it with a coloured or patterned shirt, with or without a tie, for a more relaxed look.
- 3 When "Business Casual" is appropriate, wear a sports jacket with dress casual pants and a smart sport shirt or knit. Jeans are never appropriate for business.
- 4 Own a navy blazer. It can be worn with a shirt, tie and grey flannel pants for business or with a sports shirt and casual pants for "Business Casual". It is the most versatile sports jacket.
- 5 The architect Ludwig Mies van der Rohe said "God is in the details." The little things convey the message that you are in control. Add a pocket square and cufflinks; take care choosing your shirt and tie; ensure your belt and shoes are appropriate.



TOP OF HIS

AS THE CHIEF OPERATING OFFICER OF THE CANADIAN FOOTBALL LEAGUE, MICHAEL COPELAND '93 SAYS HE HAS LANDED HIS DREAM JOB.

"I feel incredibly fortunate to be in this position. It marries what I've learned in my legal and business education and in my career into one role. I am in a position to have a real impact."

And just three years into the job, he has already made his mark. Under his leadership the CFL established a new broadcast and digital rights agreement, brought in a new salary management system and increased efforts to return CFL football to Ottawa.

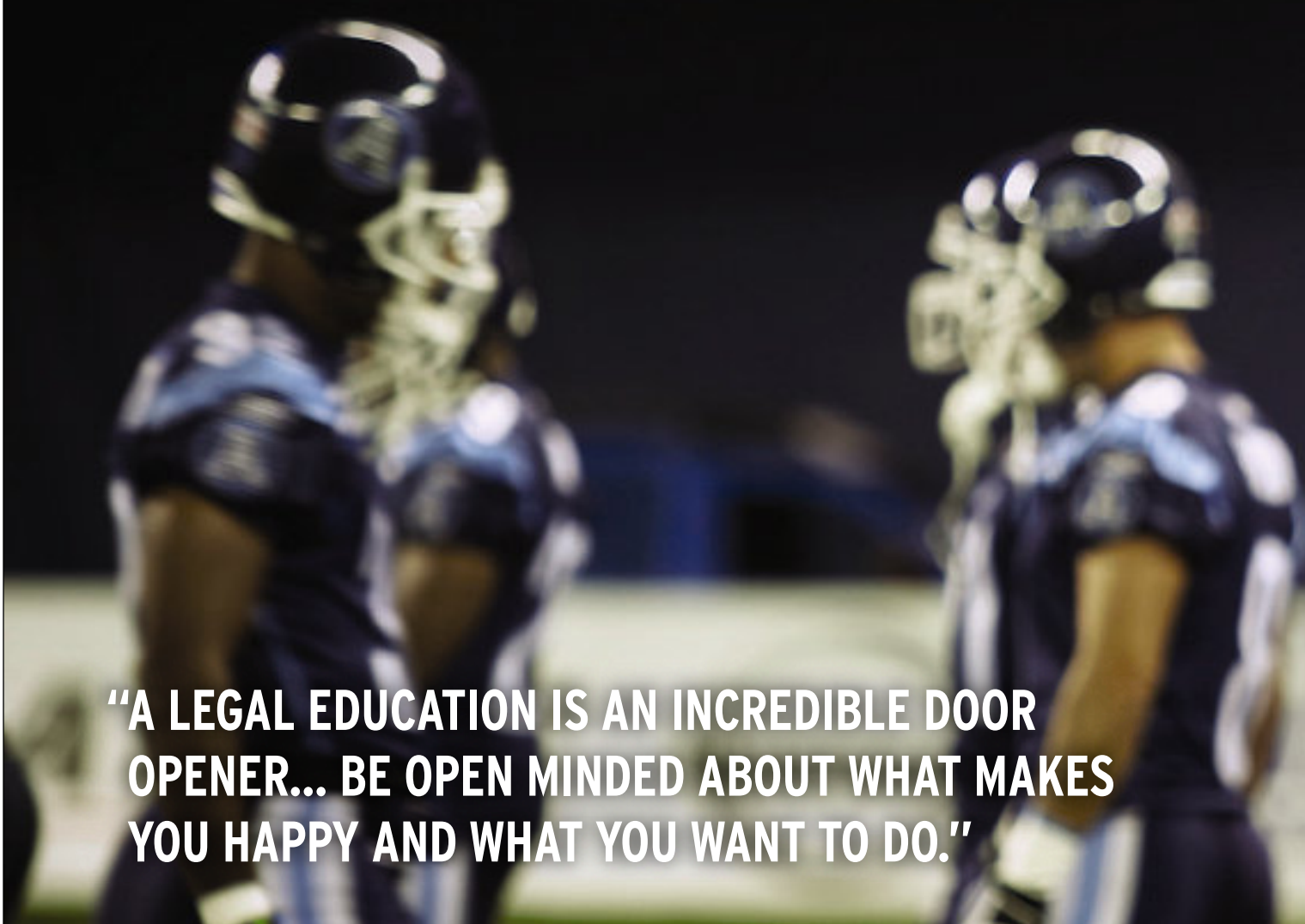
He is currently developing a drug policy for the league in conjunction with the CFL players' association and working on ways to generate more revenue for the league.

"I see the sports industry as one that can really benefit from the application of traditional business practices," he says.

He points to Maple Leaf Sports and Entertainment and Manchester United as good examples of sports organizations that are really looking at the business of sports differently.

"If you look at a sports property as being much more than the games or the broadcast themselves, I think it opens up limitless opportunities. It's about being creative in how you leverage the sports brand. There are lots of ways of bringing people to the team."

Copeland says the league is looking at real estate opportunities, bringing the CFL to the Maritimes for regular season games, and increasing the profile of the Grey Cup through sponsorships.



"A LEGAL EDUCATION IS AN INCREDIBLE DOOR OPENER... BE OPEN MINDED ABOUT WHAT MAKES YOU HAPPY AND WHAT YOU WANT TO DO."

GAME

BY SUSANNA EAYRS

“It’s an exciting time at the CFL,” he says.

Copeland’s business and marketing skills were honed through three years at Molson Coors Brewing Company where he played a lead role in supporting the \$6 billion Molson Coors merger. He also worked at The Boston Consulting Group and Deloitte Consulting as a senior strategist.

Copeland credits his legal education for getting him so far. “It was a tremendous growth stage for me. It really provided me with the foundation upon which everything I have done was built. It has given me a huge advantage in the business world.”

He was recently honoured with Canada’s Top 40 under 40.

“It’s a recognition that reflects the good fortune I’ve had to be surrounded by some very special people throughout my career, and notably within the CFL,” says Copeland.

After his call to the bar in ’94 he worked for five years as an associate, first with Harrison, Elwood in London, Ontario and then at Blake, Cassels & Graydon in Toronto. He found he was drawn to the business files and was keenly interested seeing how a business develops. He wanted to develop more business expertise so he headed back to Western in 1998, this time to pursue an MBA at Ivey.

Copeland returned to Western Law this spring to speak to students about their many career options.

“A legal education is an incredible door opener,” he said. “Be open minded about what makes you happy and what you want to do. You don’t necessarily have to restrict yourself to a traditional career path. There are so many opportunities.”

And he has clearly heeded his own advice. “It’s great to be around the league and nice to be around sports because essentially when you get right down to it sports is about making people stand up and cheer. Anytime you can play a role in encouraging more of that it is pretty fulfilling.” [wl](#)



A LAW DEGREE CAN TAKE YOU MANY PLACES. HERE ARE FOUR
WESTERN LAW ALUMNI WHO ARE USING THEIR LEGAL EDUCATION
TO FORGE THEIR OWN SUCCESS AS FINANCIAL ENTREPRENEURS.

the Entrepreneurs

BY SUSANNA EAYRS AND DAWN MILNE

TAKING CALCULATED RISKS TO SUCCESS

In a 2006 speech to the Association for Corporate Growth, Kevin Sullivan '83, C.E.O. of GMP Securities L.P., told the audience, "Entrepreneurship is all about the ability to create and build something where others fail to see the opportunity to do so. Vision has been described as the ability to see the invisible, and accomplish the impossible."

It's a description that could easily apply to one of Sullivan's early deals with GMP - when they took a little company called Research In Motion public.

"In 1995 RIM was not on a lot of people's radar. But we liked the people and their technology and helped raise \$50 million in their first major financing and ultimately led their IPO (Initial Public Offering)," says Sullivan. "RIM's IPO at \$6.00 per share was sold primarily to U.S. investors, as many Canadian investors refused to believe that a Canadian company could take Palm, Motorola, or Nokia on - and win."

GMP Securities L.P. is an energetic and entrepreneurial independent investment dealer. Sullivan describes the company as a "group of entrepreneurs who are passionate about helping other Canadian entrepreneurs with their capital market needs."

The eight boardrooms of the newly renovated GMP offices in Toronto are named after illustrious (if sometimes little known) Canadian entrepreneurs; Alfred Fuller of the Fuller Brush Company, P.L. Robertson, inventor of the ubiquitous Canadian screwdriver that bears his name, and Elizabeth Arden from Woodbridge, Ontario who founded what became one of the world's largest cosmetic companies, along with some of the better known Canadian names like Molson and Thomson.

"We have a rich history of entrepreneurship in Canada and these names are a constant reminder of the great things that can be achieved with conviction and vision," he says.

"Canada's entrepreneurs are the visionaries and drivers who can take a good idea and turn it into a thriving business."

"Canada's entrepreneurs are the visionaries and drivers who can take a good idea and turn it into a thriving business."

KEVIN SULLIVAN '83



After graduating from Western Law, Sullivan took an articling job in Calgary - "at the time it was booming and the place to be" and worked in general practice there for three years.

He then decided to garner some business experience and left the practice of law in 1986. He never looked back.

"I was told that I was foolish to leave legal practice at the age of 26, but I knew I would not be happy with my life unless I went out and took a chance," he says.

Sullivan worked in the securities business in Europe, including a stint as a trader on the floor of the European Options Exchange in The Netherlands. He returned to Canada in 1989 to work for First Marathon Securities, where he learned all aspects of the Canadian capital market business.

In 1995, he co-founded GMP Securities with three other like-minded individuals.

"In the post-bank merger era, one area that was overlooked was the mid-cap market. So we knew there was an opportunity to provide start-up capital, build long-term relationships and help our institutional and corporate clients."

GMP Securities L.P. has helped hundreds of Canadian companies grow and prosper in the last 15 years. And they've grown from an office of 10 to 425 employees with offices across Canada and in Europe. Although he did not stay in the practice of law, Sullivan says he uses his legal training every day. He looks back on his time at Western Law with a great deal of fondness.

"It was a lot of fun and I received an excellent education. A law degree teaches you how to learn and it's a great building block for many careers."

He believes a law degree is a great safety net and encourages recent law grads to "take calculated risks with your career."

"The greatest opportunities come in the time of great adversity. We are going through major structural changes in global economies now, and it will be the clever and the nimble who will be at the forefront of those opportunities. There will always be room for people with great ideas." **wl**



David Mongeau '80 in London, England

FEEDING THE ENTREPRENEURIAL SPIRIT

While most practising lawyers dream of making partner, for David Mongeau '80 it was a wake-up call.

"It was a revelation - while I loved the collegial atmosphere at Goodman's and had excellent relations with some very interesting entrepreneurial clients, I couldn't see myself practising corporate-securities law that way for the next 25-30 years," says Mongeau, who decided to leave Goodman's in 1986 shortly after he was told that he was on fast track to make partner.

Instead Mongeau joined a client of Goodman's, Four Seasons Hotels Limited, as its in-house general counsel at a time

when it had just gone public and was targeting tremendous international growth.

With extensive experience in mergers and acquisitions from early in his legal career, Mongeau quickly progressed out of the in-house counsel role and became the senior executive responsible for corporate strategy and acquisitions.

While at Four Seasons, Mongeau presided over transactions for dozens of hotels around the world culminating with the 1993 multi-billion dollar transaction for the Hong Kong based Regent Hotels chain, which doubled Four Seasons size and made it a truly global company overnight.

Shortly after the Regent deal, Wood Gundy, whose Head of Investment Banking, David Kassie, (Ivey MBA '79) had noticed Mongeau's success in the mergers and acquisitions arena, asked him to join to build up their M&A group.

As Global Head of Mergers & Acquisitions, Mongeau helped build the Wood Gundy, subsequently CIBC World Markets, M&A group into a recognised global leader with offices in USA, Asia and Europe and was promoted to Vice-Chairman. In 2000 he moved to London England to lead their foray into the UK and Europe.

Several years later, when CIBC decided to scale back its international operations, Mongeau once again found himself forging a new career path - this time as an entrepreneur.

In September 2005 he founded Avington Financial as an independent, international investment bank headquartered in London England. Mongeau sensed a need amongst clients for a different type of investment bank, one that was independent from large financial institutions and focused on exclusive service, industry expertise and long-standing client relationships - like the private 'merchant' banks of the early post war era.

“ My time at Western Law provided the core skill set that has been so helpful over the years. ”

DAVID MONGEAU '80

Avington specialises in the global hospitality, leisure, real estate and consumer-related sectors, where Mongeau and his team have been recognised leaders over the years.

Mongeau stresses that his legal education has been an invaluable resource throughout his exciting international career. “In the M&A industry, you get real time exposure, in very condensed time frames, to pretty much everything we were taught at Western Law”.

Mongeau chose Western Law because of its emphasis on business in the curriculum. He also cites his semester at Case Western Reserve on exchange with the Canadian-US Law Institute as having given him exposure to US corporate law and advanced financing courses as well as an international view that have served him well in the business world.

Mongeau describes investment banking as “an entrepreneurial service business” that requires an intense level of client service, broad transaction experience and a high level of enthusiasm and drive.

“We do business the old-fashioned way with very deep relationships with a select group of clients where we truly understand their industry. Looking back, Mongeau proudly states “my time at Western Law provided the core skill set that has been so helpful over the years”.

Having just finished over five years involvement as Vice-Chairman of the non-profit World Travel & Tourism Council, Mongeau's new charitable focus is The University of Western Ontario and he has recently agreed to be a volunteer cabinet member for its current fundraising campaign.

Mongeau resides with his wife, Rose, in Monaco. [wl](#)

FINANCING SUCCESS

When Ron Schmeichel '95 returned to Western Law to hear renowned economist Robert Shiller speak about the role that human psychology plays in the economy, the message resonated strongly with him.

“Shiller's absolutely right; understand human nature and you can better understand the economic cycles,” says Schmeichel.

In his lecture, “Animal Spirits: how human psychology caused the current economic crisis”, Shiller presented a compelling theory, contending that human impulse and enthusiasm drive markets and, accordingly, economies to their highs and lows.

Lightheartedly, Schmeichel admits that he employs a large dose of ‘animal



spirits' when it comes to investing and building companies. His appreciation of human psychology, along with his fiery tenacity, provides Schmeichel with an analytical framework that enabled him to create seven publically listed companies since 1995.

Schmeichel is a capital market entrepreneur who thrives on structuring "reverse merger deals" for Canadian and US growth companies. "Entrepreneurs are the risk takers who create opportunity, wealth and jobs in our economy," says Schmeichel. "Most lawyers are trained to be risk adverse, but I knew early on that I had an appetite for risk - at least for calculated risk."

As a student at Western Law, he developed his keen interest in business law. "Prof. Richard McLaren had a huge impact on my life," Schmeichel recalls. "He was a successful law professor and businessman. I admired him greatly."

Schmeichel first jumped into the entrepreneurial world while articling at a small Toronto law firm. He borrowed \$100K from a friend and used it to create his first public company, Newpath Capital Corp.

“ Entrepreneurs are the risk takers who create opportunity, wealth and jobs in our economy. ”

RON SCHMEICHEL '95

"It was 1995, the initial stage of the Internet boom. Companies like Netscape and Mosaic were emerging and defining a new economy," says Schmeichel. "I knew that dotcom companies could create a new business frontier, and I wanted a piece of it."

That piece came in the form of a company called Cyberplex Inc., an Internet consultancy firm that developed websites and online marketing solutions for Fortune 500

companies. In 1997, Schmeichel's public company did a reverse merger with Cyberplex for \$6 million dollars - it grew to almost \$1 billion in three years - and turned out to be one of the great success stories of the 1990s.

Schmeichel went on to create a small venture capital fund that was acquired by a larger Canadian merchant bank (where he subsequently worked for five years).

It was a great opportunity to learn the investment business from many levels. He was actively involved with several types of small and mid-market financial transactions, including high yield debt, equities and M&A.

Ron Schmeichel '95 in his Yorkville office



He is proud of the entrepreneurs he has sponsored through his capital pool companies, most notably Cyberplex, Points.com, Tonbridge Corp. and Craig Wireless Systems Inc.

Each company has gone on to create jobs and build something unique in Canada.

In 2002, Schmeichel decided to venture out on his own again, so he sold his shares at the merchant bank and founded JJR Capital Corp. with two Western Law grads: John Drake '73 (founder of RedTail Golf Course) and Jay Freeman '73. "It was a coincidence that we were all Western Law grads, but it was a point of pride and common ground for the three of us," Schmeichel noted.

JJR Capital Corp. is a merchant bank, focused on debt and equity financings for Canadian small- and mid-market companies. JJR also specializes in reverse merger financings using the capital pool platform that Schmeichel has been building since 1995.

Schmeichel's most recent capital pool corporation completed a reverse merger with Craig Wireless Systems. At the time it was deemed the largest CPC reverse merger ever done in Canada.

"The economy is facing challenging times but the 'animal spirits' of entrepreneurship will continue to figure out new ways to create business opportunity and to thrive." **wl**

THE PATH LESS TRAVELLED

As a gold medallist in Western's LLB/MBA program, Jim Harrison, '85, likely would have had his pick of legal career opportunities, but the business world beckoned and he eventually chose the riskier path of entrepreneurship.

Harrison is founder and CEO of K.J. Harrison & Partners Inc., a Toronto-based financial management company for high net worth clients. The firm invests in companies judged to be temporarily undervalued with the potential to rise in value.

While Harrison didn't immediately launch a business after graduation, he

says the joint program made him aware of the potential to delve into other areas.

"I'm very quick to suggest a joint program or a multi-discipline because I think it opens your eyes to other opportunities," he says. "I thought the business program was a good complement. I enjoyed going over to the business school where the emphasis wasn't so much on depth of analysis, but breadth. And in my upper years, I enjoyed the business law focus that Western has - particularly tax and corporate law."

During his last summer in the program, he worked in the legal department at Petro Canada and then with a law firm in Sydney, Australia. After those experiences, he decided he was more suited to business - particularly

"I'm very quick to suggest a joint program or a multi-discipline because I think it opens your eyes to other opportunities."

JIM HARRISON '85

finance - so he opted not to article and to instead work in finance at Dominion Securities Inc., remaining until 1987.

He next worked as a portfolio manager at Connor Clark Ltd., a private money management firm in Toronto, and was promoted to CEO. In that role, he quarterbacked the sale of the company to the Royal Bank of Canada in May 1999. Harrison served in upper management at Royal Bank for a period and then founded K.J. Harrison & Partners in November 2001.

Like the classic entrepreneur, he needed independence.

"Throughout my career, I had day-to-day independence and that's not possible with a large company. Once my contractual obligations had been filled, I wanted to regain my operational independence and carry on with my vision for money management by starting my own company," he says.

And, like any entrepreneur, he has had to take risks and experience tense moments - none more pronounced than the recent market crash, particularly since his company has about \$400 million invested. Additionally, the principals co-invest with clients, meaning their own money is in the mix as well.



"This was a doozy. It was far in excess of anything that virtually anyone in business today has ever seen," he says.

However, Harrison says he suspects the worst is over and, fortunately, his company didn't take a major hit. Since it invests in out-of-favour companies, those investments didn't drop as much as others and were able to outperform the larger markets. Moving forward, Harrison says the focus is on preserving capital and rebuilding balance sheets.

"From a firm point of view, we're pleased because we've added clients and we think there's a very large opportunity. Having gone through the crash of '87, we found there were a lot of people who were reconsidering who they were dealing with and were looking for change," he says. "We expect to be able to add a lot of clients over the next couple of years."

Still standing in the wake of one of the worst market crashes in history, the riskier path that Harrison chose was clearly the right fork in the road. **wl**

THE INAUGURAL COXFORD LECTURE

PROFESSOR LARRY ALEXANDER, ONE OF THE WORLD'S LEADING CONSTITUTIONAL LAW SCHOLARS, DELIVERED THE INAUGURAL COXFORD LECTURE AT WESTERN LAW ON THE TOPIC "OF LIVING TREES AND DEAD HANDS: THE INTERPRETATION OF CONSTITUTIONAL RIGHTS."

The Coxford Lecture is made possible by a gift from Stephen R. Coxford '77, a member of Western's Board of Governors. Coxford donated \$150,000 to endow the Coxford Lectureship Fund.

"Stephen Coxford's generous gift allows Western Law to invite a prominent scholar each year to deliver an original lecture on leading public law questions. We are all very grateful for his significant contribution which so richly and thoughtfully gives back

to the school," said Western President Dr. Paul Davenport.

In his thought-provoking lecture Alexander was critical of the so-called "living tree" approach to constitutional interpretation: "If 'living tree' justices depart from the authorially intended meanings, and the people accept these new judicial amendments as fundamental law, then we will have had several constitutional revolutions," he said. "Several new constitutions, superficially resembling but actually different from one another, will have come into being through successive judicial amendments and popular acceptance of those amendments. But the real question is then whether the people are actually aware of what is going on. Is their acceptance itself dependent on their belief that the courts are not amending the constitution from the bench but are interpreting it?" he asked.

"If the game is interpretation," he concluded, "all that can be

interpreted are authored rules, and what those rules mean can only be what their authors meant by them. Anything else is reauthoring - that is, creating new rules. There is no 'living tree' constitutional interpretation. The only 'living trees' are the judges.

"So you'd better hope that they are well cultivated. And you may conclude that a bit of pruning is in order," he said.

Larry Alexander is the Warren Distinguished Professor of Law at the University of San Diego and the author of over 150 scholarly articles. His most recent books include *Is There a Right of Freedom of Expression?* and *The Demystification of Legal Reasoning* (both Cambridge University Press).

The 2009 Coxford Lecture will be delivered by Professor Jeremy Waldron, University Professor of Law and Philosophy at New York University. The lecture will take place on November 12, 2009 at Western Law.



Prof. Grant Huscroft (left) and Steven Coxford '77 (far right) greet Prof. Larry Alexander from the University of San Diego. Alexander delivered the inaugural Coxford Lecture on Nov. 26, 2008.

TOP SCHOLARS DISCUSS CONSTITUTIONAL INTERPRETATION

PROFESSORS GRANT HUSCROFT AND BRADLEY MILLER BROUGHT SOME OF THE WORLD'S LEADING CONSTITUTIONAL THEORISTS TO WESTERN LAW FOR A COLLOQUIUM ON ORIGINALISM IN CONSTITUTIONAL INTERPRETATION ON OCTOBER 18-19.

"Originalism is a diverse family of interpretative theories based on the notion that the meaning of constitutional provisions may be fixed when they are created. It is the focus of immense scholarly energy in the United States, but the Supreme Court of Canada rejected the idea early on and the Canadian legal academy has never really taken the time to engage with originalist theory as a result," says Professor Grant Huscroft.

"Meanwhile, originalist theory has grown and developed in its sophistication in the United States, developing insights from linguistic theory and analytical philosophy along the way. There's much to be learned," he says.

"The scholars invited to Western Law are leaders in shifting interpretive debates away from historically politicized and factional positions," says Professor Bradley Miller. "They are working towards a sound account of constitutional interpretation, whatever label it may carry."

Participants (pictured below) at the colloquium included: Larry Alexander (University of San Diego), James Allan (University of Queensland), Randy Barnett (George Washington University), Mitch Berman (University of Texas), Brian Bix (University of Minnesota), Andrew Botterell (Western), Stanley Fish (University of Florida), Jeffrey



Goldsworthy (Monash University), Mattias Kumm (NYU), Margaret Martin (Western), Michael Perry (Emory University), Steve Smith (University of San Diego), Larry Solum (University of Illinois), Grégoire Webber (Privy Council Office) and Keith Whittington (Princeton).

The originalism colloquium follows on from a colloquium on constitutional interpretation and moral reasoning held in 2006, which resulted in a book of essays entitled *Expounding the Constitution: Essays in Constitutional Theory*, published by Cambridge University Press, New York. Plans are underway for a colloquium on proportionality in legal reasoning, to be held in 2010.



PRE-EMINENT PUBLIC LAW AND LEGAL PHILOSOPHY SCHOLARS SERIES



Jeremy Waldron

THE FIRST PRE-EMINENT PUBLIC LAW AND LEGAL PHILOSOPHY SCHOLARS SERIES WILL RUN DURING THE 2009-10 ACADEMIC YEAR. THE COURSE WILL BRING SIX LEADING SCHOLARS TO HOLD SEMINARS ON THEIR RECENT WORK FOR A SMALL GROUP OF STUDENTS.

Professor Grant Huscroft describes the series as an exciting opportunity for Western Law students. "It gives them access to some of the world's leading scholars and exposes them to cutting edge public law research," he says. The series follows the model established by Professor Chris Nicholls in business law, whose highly successful series is now sponsored by the law firm Torys LLP.

Confirmed participants for 2009-10 include Professor Aileen Kavanagh, Oxford University, Professor Christopher McCrudden, Oxford University, Professor Lawrence Solum of the University of Illinois, Professor Alec Stone Sweet of Yale University, Professor Jeremy Waldron of New York University, and Professor Neil Walker, Edinburgh University.

COALITION OR COUP?

A PUBLIC FORUM ON PARLIAMENTARY DEMOCRACY AND THE ROLE OF THE GOVERNOR GENERAL WAS HELD AT WESTERN LAW ON JANUARY 16.

A panel of experts delved into the Governor General's decision to prorogue Parliament, as well as the legitimacy of a proposal by the Liberals and New Democrats (with Bloc Quebecois support) to defeat the Conservatives and form a coalition government.

Taking part were Professor Emeritus Peter Neary, Western Political Science professor Cristine de Clercy, Western Law professor Bradley Miller, former M.P. Ron Atkey '65 and Western Law professor Grant Huscroft. [wl](#)

"The return of minority government as a feature of Canadian political life requires us to reassess the qualifications required of a governor general. The governor general must command the political legitimacy needed to defend parliament. This will depend, in part, on the governor general possessing the political and legal acumen to assess the soundness of the constitutional advice she receives."

Excerpt adapted from Prof. Bradley Miller, "Proroguing Parliament: A Matter of Convention", (2009) *Public Law Review*.



(L-R): Professor Emeritus Peter Neary, Professor Cristine de Clercy and Professor Bradley Miller.

Reduced functioning stupidity
 impact drive drug
 violation suspension cognitive drink dangers
 Mothers mandatory concentration program licensing
 police Drunk graduated
 alcohol BAC blood-alcohol
 fatalities comprehensive
 Solomon impaired traffic Code Driving
 MADD

Why do people drink and drive in Canada?

alcohol-related education
 Criminal susceptible real

Because they can.

BY KATHERINE LOW



Western Law Professor Robert Solomon asks the question, and myriad reasons come to mind:

- Lack of planning?
- Reduced cognitive functioning after a few too many?
- Few late-night transit options?
- Plain stupidity?

And if anyone would know, it's Solomon.

He has been fighting to improve Canada's federal and provincial impaired driving laws since he began working with the forerunner of Mothers Against Drunk Driving (MADD) Canada in the early 1980s. After serving on the advisory board, he became MADD's national director of legal policy in 1998.

Solomon is on the front line in Canada's battle against impaired driving.

A part of Western Law's faculty since 1972, he has won numerous teaching awards and was recently a top 20 finalist in the TVO 2009 Ontario's Best Lecturer Competition. He was also the Associate Dean (Academic) from 1995 to 2002 and

agenda and many articles on the safety benefits of a *Criminal Code* .05% blood-alcohol concentration (BAC) offence for driving. He has appeared before the House of Commons Standing Committee on Justice numerous times, and met with the last five federal Justice Ministers and other leading Parliamentarians including

At the provincial level, he and MADD would like to see a comprehensive graduated licensing program for all new drivers; a .00% BAC limit for all drivers under 21 or with less than five years' driving experience; broader police powers; a strengthening of licence suspension programs for drivers with

“

I DON'T WANT TOUGHER LAWS - I WANT SMARTER, MORE EFFECTIVE LAWS, BECAUSE THAT'S WHAT'S GOING TO SAVE LIVES. PROFESSOR ROBERT SOLOMON

”

the Director of Exchange Programs and Joint Programs.

A teacher of healthcare, tort, alcohol and drug law, he has published extensively in these fields, served as a consultant to various federal and provincial agencies, and lectured widely in North America and Australia.

Solomon says he first joined forces with MADD so that his legal skills could have a greater impact on reducing death and injuries. He notes that 16- to 25-year-olds make up just 13.7% of Canada's population, but represent 32.1% of alcohol-related traffic fatalities, and that 16- to 19-year-olds are nine times more likely to die per kilometre driven than their parents. As a university professor and a parent, he wanted to help protect young people, who are especially susceptible to the dangers of impaired driving.

“We have a wonderful working relationship,” Solomon says of his work with MADD. “I want to use my skills in a way that will have real impact.”

That impact has been significant, to say the least. He is the lead author of MADD's core policy documents, co-authored its federal legislative reform

Prime Minister Harper, with whom he discussed the need for federal impaired driving reforms.

His outstanding work earned him the 2007 Widmark Award from the International Council on Alcohol, Drugs and Traffic Safety. The honour is the highest that ICADTS can bestow on any individual, and Professor Solomon is only the 27th recipient and the second Canadian to win this coveted international traffic safety award in its 42-year history.

Solomon and MADD get results. Their work encompassed drafting the model for most of the recent provincial impaired driving reforms. This includes Ontario's new legislation for drivers with a BAC level between .05% and .08% (the “warn” range), who will now face a three-day licence suspension. A second infraction means a seven-day suspension and an alcohol education program. And a third violation results in a 30-day suspension, the need to complete a remedial alcohol treatment program, and a mandatory ignition interlock device in the offender's vehicle.

But Solomon says both provincial and federal governments have a long way to go to catch up with other nations.

BACs of .05% or higher; and mandatory alcohol interlock, vehicle impoundment and remedial programs.

Solomon points out that less progress has been made federally. He has advocated for the enactment of a new streamlined federal impaired driving offence for drivers with BACs above .05% and for random breath testing. These measures are the norm in most comparable democracies. “Our laws are out of step with those in the rest of the world,” he says.

“We've tried awareness, education, and heavier penalties, and that's left Canada with one of the world's worst records. We should be embarrassed by our performance in the impaired driving field.” For example, in a 2001 study of eight OECD nations, Canada had the highest rate of impairment among fatally-injured drivers even though most of the other nations had higher rates of per capita alcohol consumption.

Ultimately, Solomon knows not only why Canadians drink and drive, but also what needs to change.

“I don't want tougher laws - I want smarter, more effective laws, because that's what's going to save lives.” [wl](#)



Western Law professors Craig Brown and Sara Seck are developing a multi-level model for compensating those who suffer loss as a consequence of climate change. The project entitled “Compensating Climate-Change Related Loss” is being assisted by a Borden Ladner Gervais (BLG) student research fellowship.

Brown, a professor of insurance law at Western for more than 30 years and Seck, an assistant professor in corporate social responsibility, are bringing an interdisciplinary approach to their research.

“We’re studying aspects of private, public and international law,” says Brown. “It’s important that all three areas are explored because multiple levels of law will have to be coordinated in order to overcome the complexities of compensating for harm caused by climate change.”

Compensation for harm has traditionally been the province of private law - contract and tort. But in the case of harm

attributed to climate change, there are problems with these traditional sources of compensation. As the risks both increase and become more unpredictable, insurance will become less widely available.

According to a 2006 Report by Lloyd’s of London entitled “Climate Change: Adapt or Bust”, it is possible that weather-related damage may become uninsurable in the future if the impacts of climate change continue to worsen.

“Our preliminary reading and thinking suggests strongly that solutions must transcend the usual legal categories. To deal with these problems in a meaningful way, planners in Canada and elsewhere will have to move beyond private law,” says Seck.

“Tort actions may be problematic because of difficulties in connecting the activities of specific defendants to harm suffered by specific plaintiffs,” Brown says. “This is compounded by the fact that the cause and effect, insofar as it can be identified at all, occurs across international boundaries.”

WHO'S GOING TO PAY FOR CLIMATE CHANGE?

BY SUSANNA EAYRS

Many scientists predict that severe and destructive storms due to climate change will become more frequent and significantly increase the risk of death, injury and property damage.

Since the causes of climate change are not confined within national boundaries, it is not possible to have a causer-pays scheme within a single jurisdiction. This is where international law comes in.

As part of their research, Brown and Seck will investigate various existing public schemes for compensating disaster victims, such as the New Zealand Earthquake Commission and the British Columbia Disaster Financial Assistance Fund.

"These are government-operated funds that complement the private insurance market by providing compensation where insurance is unavailable or significantly limited in scope," says Brown. "Our focus here will be on how these schemes work, how they are funded and how they relate to private legal remedies."

"Any inquiry about compensation plans necessarily involves the question: who pays?" says Seck. "The issue of compensation is, or at least can be, connected to the issue of accountability. Ideally, the funds for compensating the harmed come from

those who cause the harm. This is a basic application of corrective justice theory."

Seck and Brown believe that if the basic principles of corrective justice have any application in this area, states should contribute to an International Climate Change Compensation Fund (ICCCF), in proportion to their emissions.

"States whose residents suffer climate change-related loss would claim from that fund to help defray their costs in contributing to their domestic compensation schemes. Part of our inquiry will be to examine the exact scope of existing funds and any other adaptation or compensation funds created under international law," notes Brown.

"This is an emerging area of law," says Brown. "As far as we can determine, no one has yet approached these questions in precisely the way we propose, and that makes this project a particularly exciting one." [WI](#)



CELEBRATING GREAT YEARS

TAKING A LOOK BACK

TO CELEBRATE AND REFLECT ON OUR PAST 50 YEARS, WE HAVE ASKED ALUMNI, FORMER DEANS, CURRENT FACULTY AND A STUDENT TO PROVIDE THEIR THOUGHTS ON THEIR TIME AT WESTERN LAW. WE HOPE THEIR WORDS, ALONG WITH SOME WONDERFUL IMAGES FROM OUR PROUD HISTORY, WILL BRING BACK FOND MEMORIES.



(L-R): Michael Lerner '72, Alina Preston '10, Tracey Tremayne-Lloyd '83, Mitch Frazer '99, and Ron Atkey '65 raise a glass to Western Law.



◀ G. Edward Hall (President of The University of Western Ontario), Dean Ivan Rand, Josephine Spencer Niblett (benefactor) and John J. Robinette (Treasurer of Law Society of Upper Canada) at the official opening of the Law School in 1961. (LFP Collection)

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Ivan Cleveland Rand was a giant of a man intellectually and, even though his actual height was not overwhelming by today's standards, it always seemed to me that he towered over everyone else physically. In any event, this is how I perceived this gentle yet awesome individual who was and continues to be a very significant influence in my life and, I suspect, in the lives of all of his former students.

ROGER YACHETTI '64

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Photo credits: London Free Press Collection of Photographic Negatives, The University of Western Ontario Archives (LFP Collection) or Western News, The University of Western Ontario (Western News).



WESTERN LAW'S FIRST TEN YEARS SPANNED TWO DECADES, AT LEAST IN TONE. The first half - under Dean Rand's accomplished leadership - was deferential and conventional, a holdover from the 1950s. It was a time when law students were expected to - and did - wear jacket and tie to class. He was succeeded by Dean Fred Carrothers in 1964 who overhauled the curriculum by tripling the number of optional courses and dramatically increased the enrolment of the law school.

Opening of Law School Moot Court Room, November 27, 1963



▲
Law Society Inaugural Dinner at London Hotel, February 18, 1960. (L-R): Dean Ivan Rand; W.H. Jarvis, President of the Legal Society; David Fulton, Federal Minister of Justice; and A.B. Siskind, QC, President of the Middlesex Bar Association. (LFP Collection)



FOUR THINGS STAND OUT: DEAN IVAN C. RAND, A GOOD TIME, WOMEN AND TORONTO...

...Our class had wonderful exposure to the first two, and virtually no exposure to the second two. Let me explain.

Justice Rand had been the founding Dean for just a few years. Not only were his classes and anecdotes memorable, but his name and reputation attracted some of the brightest and the best faculty and students - names like Scane, Fauturos, Johnston, Mackay, Palmer, Gow, Weatherill, Labrie, Cherniak, Mackenzie. It was a small but wonderful group of people genuinely interested in the law.

Second, we had a good time in the best sense of those words. We worked hard, and we played hard. Weeknights (except Fridays), most of our class hung out in the Library or the Common Room (now Chambers) before adjourning to the Ceeps for a nightcap. Discussions were lively, academically and socially. Not much politics then because that's when Diefenbaker and Pearson were in power.

Third, believe it or not we had no women in our class. Advantage or

disadvantage? Certainly upon moving to private practice or graduate school some of the class had to adjust to what has become gender equality throughout law schools and the profession.

Fourth, only two out of our class eventually went to Toronto to practice law, and one (me) took six years to get there. Where did the class of '65 end up? As leaders of the Bar in important communities like Kitchener, Windsor, Sarnia, St. Catharines, St. Thomas, Goderich, Niagara Falls, Mississauga, Sudbury, Barrie and yes, London. Western Law was really a regional centre of legal education then, and Ontario communities outside Toronto were the better for it. Of course this changed as the law school broadened its horizons to attract a wider range of students and faculty, and as the market for good lawyers became more "Torontocentric."

Was it a memorable and useful experience? You bet!

RON ATKEY '65



▲
Law Formal held at Holiday Inn, November 5, 1965. (L-R): Marnie Harrison, Ronald F. Worboy '67, Ed Horembala '66 and Mrs. Horembala. (LFP Collection)

“Being a professor at Western Law has given me a rich panoply of friends, acquaintances and individuals whose careers I have followed with great interest. The opportunity to be a mentor and an employer as well as a professor has been the most rewarding aspect of my association with my students. In the past year I have been fortunate to reconnect with many of them, and I am humbled by the goodwill and friendship they have shown me. Their generosity of spirit and support is overwhelming. It is that personal connection which provides the foundation for the professorship in my name. Thank you for enriching my life.”

PROF. RICHARD MCLAREN



▲ Law students work at the Consumer Complaints Bureau at The Faculty of Law, July, 1975. (L-R): Phil Morrissey '77, Jerry Collins '77 and Tom Andrews '77. (LFP Collection)

“I came to Western in 1977 intending to stay for two years. 32 years on, more than half my life later, I’m still here. Western has been the platform for an immensely satisfying career as a teacher and scholar. Like any institution of long-standing, we have had our controversies and there have been some acrimonious times, but longevity of service enables me to put that in proper perspective. I am blessed to have one of the best jobs there is; free to define and pursue whatever research and writing projects I desire and privileged to introduce generations of students to the mysteries and hidden delights of the law and lawyering.”

PROF. CRAIG BROWN



AT THE LAW SCHOOL, THE 1970s BEGAN IN A SPIRIT OF COMMUNITY-MINDEDNESS WITH THE FOUNDING OF THE LONDON LEGAL CLINIC, the school’s first foray into legal aid and the forerunner of the Community Legal Services Clinic. Optimism was high and possibilities seemed boundless. The number of women in law school increased dramatically and an era of student activism emerged.



TIME NOT SPENT IN CLASS WAS OCCUPIED BY THE BOARD GAME OF DIPLOMACY.

Under the stewardship of Dean McKay, the faculty featured the likes of Anisman, Payne, Thomson and Janisch, all of whom came and left within a relatively short period. However, the most unusual departure had to be that of Horace Krever who was plucked from the front of a Civil Procedure class in Room 36 by the Minister of Justice to take a seat on the bench of the Supreme Court of Ontario (as it then was).

Time not spent in class or the library was occupied by the board game of Diplomacy, contact and non-contact ping-pong and other useful pursuits by faculty and students alike. We socialized at events then known as “Smokers,” a term that has reached an elevated level of political incorrectness as the years have passed. Cudmore and Rayner entertained us with their

version of “The Night They Drove Old Dixie Down.” We had our RF (Grant), McLeod (Jones) and LDs (Fowler) as well our Bertuzzi, Gasparatto, Garretto and Sartor. What a formidable firm that would have been! Doherty, Aston, and a few others went to the bench. Some, like Dattels, have distinguished themselves in business. Some tried politics and others just tried to stay in practice. Possibly our most famous student was not a student at all ... Tnarg Snavel! We saw the beginning of the “Clinic” and had an opportunity to be actively involved in the practical application of law or what we perceived to be “the real world.” All in all, we enjoyed close and cordial relationships between faculty and students and made friendships that endure today.

MICHAEL LERNER '72



The passage of thirty-four years since graduation has not dimmed the fond memories of life at the law school: a healthy combination of studying hard, making music with friends, and playing squash with classmates.

Women made up only one-third of our class and feminist theory and teachings were yet to arrive, but a newly formed Women’s Law Association provided an informal forum to nurture our feminist insights into law.

The Legal Clinic provided practical experience and individual professors, passionate about their subjects, set many of us on our career paths.

Excellent teaching faculty, library and administrative staff took an interest in us and provided wisdom and support.

They would be pleased that among many successful graduates, six women (a record) and one man from our 1975 class are now judges.

JUDGE ELEANOR SCHNALL '75





◀ Justice Minister John Turner entertains an audience in the Moot Court Room on October 25, 1971. (LFP Collection)

▶ Fran Kiteley '74, Katie McGown '75 and Julie Schwartz '75 read over a book they prepared for the Consumer Complaints Bureau. (LFP Collection)



▲ Lord Denning and Western Law Dean David Johnston, 1979. (Western News)



OUR EXPERIENCE AT WESTERN LAW TOOK PLACE IN A FASCINATING HISTORICAL CONTEXT.

Many of us had lived through some turbulent times – the War Measures Act and the FLQ crisis were recent memories, as was the period of student unrest and activism on campuses across North America. Watergate would unfold during our years at Western Law School, and the Vietnam War would end.

Those in our class came from very diverse backgrounds. Many had completed full undergraduate degrees and others had come directly after second year undergraduate. We were from all over the province and the country. Many of the faculty, we soon realized, were only one step ahead of us. Winnie Holland, Jay McLeod,

Rich McLaren, Robert Solomon, Brian Arnold, Greg Brandt and others had only recently graduated themselves and were in their first couple of years of teaching. Our class can take some pride in the fact that helping these people to hone their teaching skills in those early years sparked their long and distinguished academic careers that followed!

I recall a chemistry between students and faculty in that era which I believe was unique. We learned so much in such a short period of time – all the while thoroughly enjoying ourselves. It's hard to imagine that three short years prepared us so well for the careers that would follow.

I am struck by the diversity of careers so many of my classmates have had following their Western Law experience. We boast a number of judges, the Dean of a major Canadian law school, prominent practitioners

at some of Canada's most prestigious law firms, an Ontario Ombudsman, the Canadian ambassador to Israel, senior civil servants – the list goes on. The legacy is large.

GARY GIVRAN '76



“The law school had a youthful enthusiasm and exuberance, and there was a real sense of joy in the air. Legal education was growing and on the move and the Faculty of Law rose to the challenge. As a faculty we had a dramatic surge in publications and we went from almost zero publications to ranking with the best law schools in the country.

It was a wonderful time for me and my young family and I look back at my time at Western Law with great fondness.”

DAVID JOHNSTON, DEAN 1974-79



IN THE 1980s THERE WAS A PROLIFERATION OF NEW SCHOOLS OF LEGAL THEORY, WHICH CHALLENGED AND STRETCHED

THE CURRICULUM AND THE CULTURE OF LAWS SCHOOLS IN CANADA. This new approach also applied to research as scholars began viewing things from such perspectives as feminism and economic analysis. The expansion of the roles of courts in Canadian society demanded a new way of teaching and interpreting the foundational elements of the legal system.



▲ Prof. Philip Slayton (left), Dean of Law, joins Institute administrator Judith Walker and Law Faculty member Craig Brown, August 7, 1980. (Western News)

▼ Associate Dean (Admin) Keith McNair (left), Margaret McNulty, Administrative Officer and Associate Dean (Student Services) Albert Oosterhoff celebrate "Happy 25th Birthday to Law", September 20, 1984. (Western News)

◀ Law Students hold Professor Oosterhoff look-a-like Contest, March 12, 1981. (L-R): Terry Bachynski '81, Prof. Albert Oosterhoff, Steve Proniuk '81 and David Thompson '81. (LFP Collection)

"I rather think back to the energy and excitement of the students and the joy of such things as the beginning of Obiter Dicta, the Fridman Cup (the annual touch football game between faculty and students and named after that illustrious English sportsman, Professor Gerald Fridman), the Professors Albert Oosterhoff and Bruce Welling look-alike contests complete with tartan shorts and surfboard, and the Sons of Italy Anti-defamation League, the male auxiliary to the Women's Caucus.

Some may say that these things were frivolous but they kept us all, faculty, students and staff, alive and vibrant, or at the very least, talking to one another."

WES RAYNER '64, DEAN 1984-88



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At Western my fellow students and I would bear witness to the ground shaking oratory of Professor Ben Hovius, the lucid instruction of Professor Bruce Welling and the gentle teaching style of Professor Eileen Gillese. The core subject requirements, small group program, engaging and erudite faculty, mooting and arbitration opportunities ensured that we were ready to meet the rigours of practice.

I remember my three-year-old daughter Kaysi being carried on the shoulders of Israel Gencher '88 as we watched Dave Mackenzie '88 throw for a touchdown at the McKay Cup. I remember the ready handshake of Michael Harte '88 and the warm smile of Darwin Hayward '89. I remember the modesty of accomplished athletes like Jeff Glass '88 and Shayne Kukulowicz '88 and the intensity of LLB/MBA students Ken Hauser '88 and Elliot Noss '88. I remember the academic prowess of Shawn Denstedt '88 and David Toswell '88. I sort of remember passing out at the third year party after competing in the so-called boat races.

Kaysi graduated with the Class of 2009. Over the past three years I've had the pleasure of meeting a number of her fellow students. My generation of alumni can take comfort in the fact that these truly exceptional young men and women will continue to do Western Law proud.

PATRICK C. FAGAN '88 Q.C.

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IT WAS A VERY ENJOYABLE AND EXCITING TIME AND I MADE CONNECTIONS THAT HAVE STAYED WITH ME THROUGHOUT MY LIFE.

We were taught by the best of the best, and there was a sense of all being in it together. The professors wanted to graduate the best possible lawyers and they always had time to talk, to mentor and to listen to our ideas. I was allowed to explore an innovative program in health law which then went on to become the basis of my whole career. It was a very stimulating time academically and I am grateful for the opportunity it afforded me.

“

The early 1980s were years of intellectual edginess in the law faculty. There were passionate differences of opinion, among professors and students, about whether the *1982 Charter of Rights and Freedoms* was a good thing. Some thought the *Charter* heralded a new day of justice; others saw in it the end of true parliamentary democracy. When it came to legal education, some pushed for a more interdisciplinary approach, with an important place set aside for philosophy and history,

TRACEY TREMAYNE-LLOYD '83

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economics and the social sciences in general; others vigorously resisted this ambition. Meanwhile, disquieting rumours floated around that the Law Society of Upper Canada thought there were too many lawyers graduating every year, flooding the market to the disadvantage of those already there. It was even whispered that at least one law faculty might be closed. As we all know, everyone survived these interesting times, and the school went on to yet greater strength and stature.

PHILIP SLAYTON, DEAN 1980-83

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Justice Jean Chretien meets with Law students, March 4, 1982. (Photo courtesy of Alan Noon, Western News)



Prof. Richard McLaren's 1st Annual Pool Party, July 1981. 1st Row - pool edge (L-R): Steve Alizadeh, Brenda Pritchard, Steve Proniuk, Dave Weekes, Clive Llewellyn, Suzanne Boles (in pool). 2nd Row (L-R): Randy Weisz, Chet Mitchell, Dawn Scott, Jane DePraitre, Judith Walker, Donna Kraft, Sonja Gundersen, Saul Fridman. Back Row (L-R): Rich McLaren, Jeff Carhart, Brenda Ferrari, Neil McCormick, Bob Thornton, Roger Ramon, Ellen Liberman, Mike Coyle, Mike Rumball
Photo courtesy: Victor Aziz



“In the early 90s we were finally able to pursue badly needed expansion of the Library and classrooms. The University Development office actively supported the initiative and many new supporters, led by the family of John and Dotsa Bitove, rose to the occasion. It was exhilarating and surreal to witness the demolition of the old lecture hall, room 36, with a Bobcat tractor belching exhaust as it carted away the rubble.

The project came to a nail biting finish after unexpectedly being delayed when the contractor encountered asbestos in the course of the renovation. I have a vivid memory of Physical Plant Director Dave Riddell on the evening of Labour Day, just hours before classes were due to begin, vigorously upbraiding, in his best Canadian armed forces French, a Quebecois installer who had put the seat backs on backwards in one of the new classrooms.

Despite everything, the project was completed successfully and the Law School continues to hold its place, both aesthetically and functionally, in the top rank. The gold painted shovel presented to me then by the faculty is a treasured memento.”

PETER MERCER '76, DEAN 1988-95

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THERE WAS NO OTHER SCHOOL IN CANADA WHERE YOU COULD DIG SO DEEP INTO THE TAX AREA.

It was very much a discovery of a fascinating area and professors like Brian Arnold and Tim Edgar brought the subject to life. We were very fortunate to have such prominent people at Western in the tax field. They instilled in me an intellectual curiosity about tax policy that laid the groundwork for my career in New York.

Western Law was a close-knit community and provided a great environment for learning and for fun. When it came time for articling we faced a difficult economy and a tough job market but with the mentorship from faculty and support from staff we made it through and went on to great success.

REENA BHATT '94

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TECHNOLOGY LAID THE FOUNDATION FOR A NEW DISCIPLINE OF LAW, INTELLECTUAL PROPERTY/INFORMATION TECHNOLOGY.

The 1990s saw a new wave of conservatism emerge in Canadian law schools. Western's tax program under The National Tax Centre was at its height. Faculty research took an interdisciplinary approach with cross appointments in information science, computer science and philosophy.



▲ Faculty circa 1992 - Back (L-R): Albert Oosterhoff, Robert Solomon, Richard McLaren. Front (L-R): Nathalie Des Rosiers, Eileen Gillese and Peter Barton (Yearbook Photo)

“Convinced that exposure to real clients and cases would enhance students' legal education as well as benefit the community, the Faculty of Law hired Al Bryant (now Mr. Justice Bryant) in 1973 to create and oversee the London Legal Clinic. The clinic became today's Community Legal Services (CLS) and over the years has had dedicated supervisors and hundreds of enthusiastic students committed to making a difference. From its roots as a storefront clinic, CLS has grown to become one of the top student legal clinics in the Canada. It is a history of which we are proud.”

DOUG FERGUSON '81



◀ Kathryn Ewald '97 meets with a client in Community Legal Services, February 20, 1997. (Western News)



▲ Articling Committee 1997. Clockwise (L-R): Michelle Simpson, Andrew Baker, Mike McConnell, Andrea Thompson and Christine Tabbert



▲
Obiter Dicta, 1996



◀ Students celebrate at orientation, 1997

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From O-week to Chris Bentley's small group to Legal Society to Obiter Dicta to Third-Year Party, my time at Western Law was an experience that I will never forget. But it was my involvement with Community Legal Services (CLS) that certainly had the greatest impact.

My CLS experience began with the landlord/tenant hotline, my first contact with actual “clients” and, as such, was pretty exciting. Near the end of my first year of law school, I interviewed for the position of summer caseworker/school-year supervisor and then I was selected for one of the five available first-year positions. My first paying law job!

CLS was my first practical interaction with the justice system. It taught me the importance of helping others and how, as members of the legal profession, we really could and should make a difference. CLS was essential to the development of my social conscience which has resulted in my current involvement with organizations such as North York General Hospital, the Ontario Science Centre, The Learning Partnership and, of course, the Western Law Alumni Association. I will always be grateful for my CLS experience and all my time at Western Law.

MITCH FRAZER '99

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“I have many vivid and wonderful memories of Western Law - faculty and staff, the magnificent campus, the magnolia tree in front of the Law building, and the law library, truly the heart of the Western Law building. I remember curriculum reform, budget cuts, fund raising and new classrooms.

But my most vivid and enduring memories are of the students. Perhaps it is the intense experience that law school provides. It may be the nature of legal education. Or perhaps it is simply the outstanding calibre of the students themselves but each month brings back memories. So, for example, while September marks the opening of courts, for me it also brings to mind the excitement of the first day of classes. As I write this now in April, I think often of the stress and exhilaration that final exams always brought. Soon it will be June and Convocation.

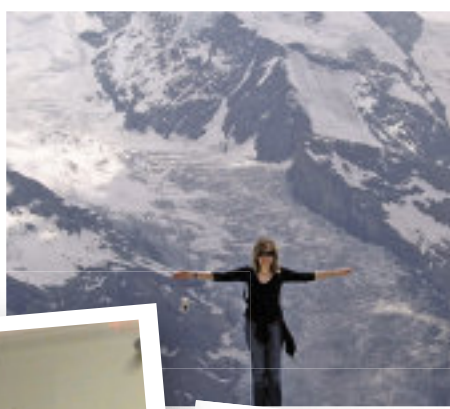
It is a real source of joy that I continue to see many former students. A significant number appear before me in court. I teach with others in various capacities. Many keep in touch. Others I see as I go about my daily life. Each encounter reminds me of what a privilege it was to teach at Western Law.”

JUSTICE EILEEN GILLESE, DEAN, 1996-98



THE WIRED CLASSROOM ARRIVED AND INTERNATIONALIZATION BECAME AN INTEGRAL PART OF THE CURRICULUM.

The exchange program expanded and the international internship program was introduced. The school became more international in its outlook with a focus on business law in the global environment.



▲
Alina Preston '10

"The Western Business Law Clinic (WBLC) connects aspiring local entrepreneurs with some of Canada's brightest law students. Being Student Director of the WBLC has been one of my most fulfilling involvements at Western Law.

The ability to work hands-on with real clients in the community, who would otherwise be unable to afford legal assistance, allows students to learn and apply the practical side of the law. The Director, Professor Richard McLaren, established the WBLC and has continued to provide his support and leadership over the years. The Clinic provides a wonderful foundation to tackle an exciting career in the legal profession."

ALINA PRESTON '10



▲
Obiter Dicta, 2001



50 CELEBRATING
YEARS



▲
Lily Latner '06, Dean Ian Holloway and Albert Latner at the official opening of the Latner Family wing of the law school, Sept. 2005



WESTERN LAW LIVED UP TO ITS REPUTATION OF BEING MORE THAN JUST A LAW SCHOOL: IT WAS A COMMUNITY.

Large numbers of students would participate in the orientation week BBQ, weekly Dennings at the Ceeps, Law Games, the end of year formal, and perform in or attend the annual entertainment extravaganza known as Obiter Dicta. To the rest of the world it may be shocking that law students could play instruments, carry a tune and engage in actual comedy. On that night we always did in aid of a London charity. As Obiter Dicta rolled around we would gear up our loving lampoons of professors, Deans, the dreadful job search, and the legal profession. In my first year I recall playing a senior Bay Street partner enticing a female law student to my firm with rewritten lyrics to the tune of a "Whole New World" from Disney's Aladdin. I had three incredible years at Western Law filled with many memories of so many events supported by our community. Raising another glass, Cheers, Western Law!

MICHAEL RUBINOFF '00



A Bottomless Supply of Energy

Students dealing with the intense workload of law school can sometimes feel like they are living at the school, but it is Angela Prattas who makes it feel like a home.

For the past seven years Angela has been serving up Tim Horton's coffee along with a big smile and a bottomless supply of positive energy and warmth.

"Angela is a real treasure," says Prof. Ben Hovius. "She arrives early - at least a half hour before her official start time - to ensure that the coffee is ready for the early crowd. I'm often Angela's first customer of the day and, no matter what the circumstances, her warm greeting improves my morning. She is loved by one and all."

Angela, who seems to know all the students by name, has been celebrated in valedictory speeches and remembered fondly by countless grads.

And she has inspired third-year law students Melissa Loucks and Mana Khani to start a petition to send to Ellen DeGeneres.

"Ellen acknowledges inspirational people on her show and we think Angela is the perfect candidate," says Loucks. "Angela brings so much joy to everyone at school, we want to show Angela how much the students appreciate her."

"Angela has taught me that every day is a gift and sharing it with others, especially those you care about, helps you enjoy it even more," Khani says. "She has shown me that no matter what life presents to you, you have to stay positive and keep on smiling."



Angela surrounded by some of her many fans

As a high school student in Sparta, Greece, Angela's dream was to be a psychologist. But her plans changed when she met her future husband and moved to Canada at the age of 19.

"I came to Canada for new dreams and a better life," she says. She raised two children and ran a restaurant with her husband.

"I feel that all the students are my own kids," says Angela. "It's like I am looking after my own family and that gives me a great deal of pleasure; it is a beautiful feeling. I am honoured and privileged to be here every day."

"Angela is the positive energy that makes the law school feel like a home for all of us," says Loucks. "No matter how frazzled and stressed we are, Angela greets all of us with a smile and a kind word. She definitely is the heart of Western Law." [wl](#)

■ Alumni Dinner Kicks Off 50th Celebrations

More than 250 guests gathered to celebrate the kick-off to Western Law's 50th anniversary year at the Western Law Alumni Dinner on April 14 at London's Convention Centre.

The event honoured Community Legal Services Director, Doug Ferguson LLB '81, with the Alumni Award of Distinction.

Michael Ignatieff, leader of the Liberal Party of Canada, was the guest speaker at the event. In his remarks Ignatieff praised Ferguson as "someone who has taken the law down to the people, where it is needed the most."

In accepting his award Doug Ferguson said he "has the best law job in Canada."

"Every day I get to teach eager, bright young people and most of all, we have the opportunity to serve people in need," he said. "Our students help them, and in doing so become not just better lawyers, but better persons. They learn what it means to give back to the community. My goal has been to turn CLS into the best student legal clinic in Canada, and with thanks to the outstanding work of Jason Voss, Margaret Capes and Sue Latta, and our support staff, Viv and Lynn, I think we have reached our goal."

Western's President, Dr. Paul Davenport, acknowledged the role Western Law has played during its five decades.

"Western Law has evolved and matured into one of North America's leading law schools," he noted. "It is a leader in curricular innovation, and in internationalization. It is a place where each year students come from across Canada and around the world to be taught by some of our country's best scholars. And its graduates - many of you who are here this evening - through their professional lives make Canada a better place in which to live. All of us at Western are proud of the law school and what it has accomplished."

Western Law would like to thank Michael Lerner '72 for chairing the dinner and acknowledge Lerner's LLP for their generous sponsorship of the event.



Western Law Alumni



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1. Dean Ian Holloway, Michael Lerner '72, Deborah Livingstone '75, Earl Cherniak
2. Doug Ferguson '81 and Michael Ignatieff, Leader of the Liberal Party
3. Jeff Elliott '76 John Griggs '72 and Ric Trafford
4. Janet Clark '77, Lorrie Por '90, Michelle Mannering '85
5. Sue Barnes '77, Janet Collins '85 and Prof. Winnie Holland
6. David MacKenzie '88 and Prof. Richard McLaren
7. Peter Schwartz '68 and Ted Kalnins '04
8. Western Law students Chris Sinal, Meaghan Hourigan, Ana Garcia, Beth Church, Lawrence Gridin and Dany Horowitz
9. Edward McGrath '68, Helen Rady '80, Beryl Theobald, Deborah Livingstone '75 and Grant Campbell '68
10. Mike Eizenga '89 and Ontario Attorney General Chris Bentley
11. Jon Foreman '00, Jeremy Forrest '05, Jenny Hughes '03, Sue Noorloos '07, and Sarah Graham '08
12. President Paul Davenport
13. Brett Moodie '09, Lynne Leitch '78 and Claudio Rojas '09
14. Jill McCartney '04 and Cathy Bruni '91



ANDREW BOTTERELL

Professor Andrew Botterell presented a paper entitled “Why Risk is Not a Harm” at the Canadian Junior Scholar’s Conference, hosted by the Faculty of Law at Queen’s University, on January 24, 2009. He also presented a revised version of the paper on May 25 at the 2009 meeting of the Canadian Philosophical Association, held at Carleton University in Ottawa.

In addition, Professor Botterell published two papers: “A Primer on the Distinction Between Justification and Excuse” (2009) 4(1) *Philosophy Compass* 172, and “Rethinking Criminal Law” (2009) 22(1) *Canadian Journal of Law and Jurisprudence* 93 (a Critical Notice of Larry Laudan’s *Truth, Error, and Criminal Law: An Essay in Legal Epistemology* (Cambridge, 2006)).

CRAIG BROWN

After several years as Associate Dean and one year as Acting Dean, Professor Craig Brown resumed regular teaching and research duties in the faculty. His writing this year included a paper entitled “Private Insurance and Public Policy: Reconciling Conflicting Principles” that was published in the *Canadian Business Law Journal*, another entitled “A New Dimension in Tort Reform: The Promise of Apology Legislation” that has been submitted for publication, and the annual update to the looseleaf version of his book, *Insurance Law in Canada*. With Professor Sara Seck, he is now engaged in a project investigating ways for compensating losses attributable to climate change. He recently assumed a part-time role as Counsel with the firm, Thomas, Gold, Pettingill to provide opinions on insurance and torts issues.

CHI CARMODY

This past year Professor Chi Carmody presented papers related to ongoing work at conferences in Geneva, Quebec City, New York and Los Angeles. His paper “Rules, Effects and the Structure of WTO Law” was recently listed on the Social Science Research Network’s Top Ten downloads for International Trade Law and his paper “A Theory of WTO Law” was published in the *Journal of International Economic Law*. In November 2008 he co-hosted a one-day symposium entitled “Distributive Justice and International Economic Law” at the American Society of International Law in Washington, D.C.

ERIKA CHAMBERLAIN

In February 2009 Professor Erika Chamberlain received her doctorate from the University of Cambridge for her thesis “Duty: A Conceptual History of Negligence in the

Twentieth Century”. She also continued her research in tort, legal history, and impaired driving law. Her primary focus was on the liability of public authorities, including police liability for negligent investigation and the expanding tort of misfeasance in a public office. She made presentations at the Fourth Biennial Conference on the Law of Obligations (Singapore), and the Annual Meeting of the American Society for Legal History (Ottawa). Her paper “Negligent Investigation: Tort Law as Police Ombudsman” will be included in *The Goals of Private Law*, to be published by Hart Publishing during the summer of 2009. In April, Professor Chamberlain was awarded a Standard Research Grant from the Social Sciences and Humanities Research Council to continue her study of misfeasance in a public office over the next three years.

MICHAEL COYLE

In August 2008, Professor Michael Coyle became the first recipient of the MacCormick Fellowship for visiting academics at the School of Law in Edinburgh, Scotland. Professor Coyle visited the Edinburgh School of Law from September, 2008 to February, 2009, where his research focused on power relations in rights negotiations and the rule of law. On October 9 he presented a paper entitled “Reflections on Governance Negotiations: Power, Culture and Imagination” to the SSHRC Conference on Indigenous Peoples and Governance in Montreal. Professor Coyle delivered the inaugural MacCormick Fellow lecture at the Edinburgh Law School on January 23. His paper was entitled “Negotiating Around the Rule of Law: Aboriginal Land Rights in Canada”.

In March, 2009 Professor Coyle began a five-week stay as an academic visitor at the Victoria University Law School in Wellington, New Zealand. His visit to New Zealand, to compare the effects of power relations on treaty claim processes in Canada and New Zealand, was funded by a University of Western Ontario International Research Award. On March 31, Professor Coyle delivered a public lecture at the university, sponsored by the New Zealand Centre for Public Law and the New Zealand Association for Comparative Law. The topic of his lecture was “Power, Justice or Partnership? Assessing the Treaty Claims Processes in Canada and New Zealand”.

Professor Coyle’s latest publication, a comparative analysis of indigenous land claims processes in Australia, Canada, and New Zealand, appeared as a chapter in *Indigenous Peoples and the Law: Comparative and Critical Perspectives*, published by Hart Publishing (Oxford) in March 2009. Finally, he recently completed an article on indigenous governance negotiations in Canada, focusing on the role of power and cultural differences in determining the progress and outcome of those negotiations.

Faculty News and Information

TIM EDGAR

Professor Edgar published “Foreign Direct Investment, Thin Capitalization and the Interest Expense Deduction: A Policy Analysis” (2008) 56 *Canadian Tax Journal* 803-69 with Jonathan Farrar and Amin Mawani of the Schulich School of Business, York University. He presented a paper “The Taxation of Financial Arrangements (TOFA) Legislation: Is There Work Left to be Done?” at a conference in Sydney on Australian business tax reform. The conference papers have been published by Thomson, Brookers. Professor Edgar also spoke as a panelist at: (i) a symposium in Vancouver on the Advisory Panel’s report on Canada’s international tax system; (ii) a symposium in Vancouver on the Supreme Court of Canada’s decision in *Lipson*; (iii) an American Tax Policy Institute conference in Washington, DC on a US federal value-added tax; and (iv) the annual two-day conference of the Canadian branch of the International Fiscal Association held in Toronto.

Professor Edgar spent the winter term of 2009 as a visiting professor at the University of Toronto. He also delivered short intensive courses on the tax treatment of financial instruments and financial innovation. One was delivered in November 2008 for the LLM (Taxation) program at the University of Melbourne. The other was delivered in March 2009 for the LLM (Taxation) program at Osgoode Hall law school.

RANDAL GRAHAM

Professor Randal Graham published two significant pieces in the first half of 2009. The first, entitled “What Judges Want: Judicial Self-Interest and Statutory Interpretation” in (2009) 30(1) *Statute Law Review* (38-72), explores the incentives governing judicial decision-making in the interpretative process. The second (to be released later this year) is called “Universal Design in Legislation”, and proposes new methods of legislative drafting with a view to promoting accessibility for persons with disabilities. Both pieces are published by Oxford University Press.

Professor Graham is now locked in a room with his computer with a view to finishing his fourth book, tentatively titled *Legal Minds* (scheduled for release in 2010). He has emerged to speak at several conferences including the Hugh M. Ketcheson Lecture Series (in Saskatchewan), the Legal Ethics Round Table (in Toronto), and the CIAJ Conference on Legislation (in Ottawa).

IAN HOLLOWAY

Ian Holloway has just completed his ninth year as Dean. Last summer, he completed his report for the Government of Oman on the reform of legal education there. In August, he became chair of the Ontario Law Deans’ Council, and a member of the executive of the

Canadian Council of Law Deans. He was one of the contributors to a festschrift published in honour of Professor John McLaren. Most recently, he was elected to a three year term as a Trustee of the Law School Admission Council. He is the first non-American to be elected to the board of trustees.

BEREND HOVIUS

In August 2008, Professor Berend Hovius’ article entitled “Unequal Sharing of Net Family Properties under Ontario’s Family Law Act” appeared in the 27th volume of the *Canadian Family Law Quarterly*, pp. 147 - 200. He also took part as an invited expert in the Law Commission of Ontario’s “Roundtable on Family Law” held in Toronto in September, 2008. This workshop, attended by about 40 academics, judges, family lawyers, government officials and representatives of community organizations, met to identify key issues in the area of family law that might form the basis for law reform projects. In addition, Professor Hovius delivered a paper entitled “Market Driven Changes in Property Values after the Valuation Date under Ontario’s Family Law Act: The Story Continues” at the Middlesex Family Lawyers’ Association’s 19th Annual Conference on Family Law on April 17, 2009.

In May he was awarded a grant from the Foundation for Legal Research for his research on “Unequal Sharing of Family Property in the Canadian Jurisdictions”.

Professor Hovius’ teaching responsibilities in the 2008-2009 academic year were focused on the Family Law area. He also represented the Faculty of Law in the University Senate and was a member of the Research Advisory Board of the Law Commission of Ontario.

GRANT HUSCROFT

Professor Grant Huscroft hosted a colloquium on originalism in constitutional interpretation with Professor Bradley Miller (see story on page 23), and a book of essays on that topic is in progress. In addition, he edited a collection of essays honouring Professor Michael Taggart of the University of Auckland, who retired in 2008. *A Simple Common Lawyer: Essays in Honour of Michael Taggart* contains essays from many of the world’s leading public lawyers and was the product of a collaboration with Professor David Dyzenhaus of the University of Toronto and UK human rights barrister Murray Hunt. Professor Huscroft visited New Zealand in February along with publisher Richard Hart and several of the contributors to present the book to Mike Taggart.



Professor Huscroft contributed a chapter to the book with Professor Paul Rishworth of the University of Auckland entitled “‘You Say You Want a Revolution’: Bills of Rights in the Age of Human Rights” and continued his research into the role of the Attorney General, publishing “Reconciling Duty and Discretion: The Attorney General in the Charter Era” in the *Queen’s Law Journal*. He commented on the controversy over the decision to prorogue Parliament, and participated in a debate on the role of the Governor General with Professor Emeritus Peter Neary of the History Department, Professor Christine de Clercy of Political Science, the Hon. Ron Atkey, and Professor Bradley Miller of Western Law. In addition, he moderated a discussion with Justice Ian Binnie and retired Justice John Major of the Supreme Court of Canada on “The Role of the Supreme Court in Canadian Government”.

He is developing a number of initiatives in Public Law and Legal Philosophy with Professor Bradley Miller for 2009-10, including new intensive courses and a pre-eminent scholars series.

RANDE KOSTAL

In the past year, Professor Rande Kostal used his sabbatical to complete the archival research related to his forthcoming book on the legal reconstruction of Germany and Japan after the Second World War. Multiple trips were made to the National Archive of the United States in Washington, D.C., and to special research collections at Munich and at Princeton and Stanford universities. During the year Professor Kostal presented papers on his findings to colloquia at Toronto, Ottawa, and Western.



MICHAEL LYNK

While Professor Michael Lynk became Associate Dean (Academic) in July 2008, he maintained his activities in his academic research. In February, he delivered the 2009 Ivan Rand Memorial Lecture at the Faculty of Law, University of New Brunswick, on the theme of Labour Law and the New Inequality. Later that same month, he gave the Catherine Helen McLean Lecture on Human Rights at the Faculty of Common Law, University of Ottawa, entitled “Human Rights

at Work”. Both lectures will be published.

Professor Lynk also spoke on accommodation and work at the annual conference of the Canadian Institute for the Administration of Justice in Quebec City in

September 2008, and as part of the Ketchum Memorial Lectures in Regina in April 2009. He was a keynote speaker at a conference on the Rights of Migrant Workers in Canada in Ottawa in October. In March and June 2009, Professor Lynk delivered papers on International Law and the Middle East at conferences in Boston and Toronto.

Presently, Professor Lynk is researching and writing in two areas. He continues to publish in the area of workplace accommodation and employment human rights, while launching new work on the topic of Ivan Rand’s role on the 1947 United Nations Special Committee on Palestine.

MARGARET MARTIN

Professor Margaret Martin presented a paper entitled “Raz’s Morality of Freedom: Two Models of Authority” at the Oxford Jurisprudence Discussion Group on March 12, 2009. This paper is a small part of a larger project in which Professor Martin seeks to question certain settled assumptions in the jurisprudence debate. Professor Martin also chaired a session at a conference on collective punishment hosted by the Faculty of Political Science on April 19. This past year she taught Constitutional Law alongside her legal theory course entitled “Justice, Power and the Rule of Law”.



RICHARD MCLAREN

Professor Richard McLaren was an invited speaker at a conference at the National Sports Law Institute of Marquette University Law School on October 24, 2008 where he delivered a paper on “Corruption: Its Impact on Fair Play”. He was also an invited speaker at the 150th Anniversary celebration of St. John the Evangelist Church in London, and at the Harvey Club whose members include leading members of the medical profession in London. In both cases he delivered talks on his reflections on the 2008 Beijing Olympics and work he did as an arbitrator for the Court of Arbitration for Sport.

Professor McLaren has been appointed Vice Chair of the National Sports Law Institute, located at the Marquette University Law School in Milwaukee, WI. On February 15, 2009 he delivered the keynote address entitled “Lessons Learned from Drug Testing on the World Stage: Understanding and Applying Experience from the Tour de France, 2008.”

On February 27, 2009, Professor McLaren was an invited speaker at Pepperdine University of Law’s

Faculty News and Information

Symposium, in Malibu, CA, speaking on “Arbitrating Sports: Reflections on USADA/Landis, the Olympic Games, and the Future on International Sports Dispute Resolution”. While at the symposium he sat on two panels: (1) From the Outside Looking In: Perspectives of the Press, the Public, and Academia on Public Arbitration, *USADA v. Landis* and the Disciplinary Process; and (2) Dispute Resolution at the Olympic Games.



BRADLEY MILLER

Professor Bradley Miller continues to work with Professor Huscroft on the Public Law and Philosophy Initiative. The highlight of the year was a colloquium on constitutional interpretation held in October, which attracted leading scholars from the United States and Australia. Professor Miller’s paper

from that colloquium, “Beguiled by Metaphors: The ‘Living Tree’ and Constitutional Interpretation in Canada”, will be published in the *Canadian Journal of Law and Jurisprudence*.

His current research is focused on comparative originalist and non-originalist approaches to constitutional interpretation in Canada. He is working on a paper for a book of essays on originalism, which he will be editing with Professor Huscroft. In addition, he developed a new seminar on Constitutional Theory.

Professor Miller participated in a panel discussion on the role of the Governor General in Canada, arising out of the controversial decision to prorogue Parliament in December 2008. His paper on the matter is forthcoming in the *Public Law Review*.

CHRISTOPHER NICHOLLS

Professor Christopher Nicholls continued as Director of Business Law, teaching Corporate Law, Securities Regulation, Corporate Finance, and organizing the Torys LLP Business and Law Pre-Eminent Scholars Series, and the first Beattie Family Lecture in Business Law. As of July 1, 2009, he has been named as the first holder of the Stephen Dattels Chair in Corporate Finance Law. In September, he delivered a lecture on “Financial Innovation, Regulation and the Credit Market Turmoil,” first as part of the University of British Columbia’s National Centre on Business Law’s speaker series, then at the University of Calgary, Faculty of Law. In March, he was invited to deliver a paper on Civil Enforcement of Securities Law at the University of Cambridge as part of an international conference on comparative securities law. A revised version of the paper he presented is expected to appear later this year in the British

Journal of Corporate Law Studies. His article “The Financial Crisis: An Ideological Rorschach Test” appeared as the “highlight article” in the March 2009 INSOL International News Update. In October 2008, his fifth book was published: *Financial Institutions: The Regulatory Framework* (LexisNexis Canada, 2008). An earlier book, *Mergers, Acquisitions and Other Changes in Corporate Control* (Irwin, 2007) was short-listed for the 2009 Foundation for Legal Research’s Walter Owen Book Prize.

JASON NEYERS

Professor Jason W. Neyers published work in the *King’s College Law Journal* and *Torts Law Journal* (on the topics of tort theory and the economic torts) and presented papers in Hong Kong, Singapore and the United Kingdom. He is co-editor of *Exploring Contract Law* (Oxford: Hart Publishing, 2009) and in July, 2008 was named the Cassels Brock LLP Faculty Fellow in Contract Law. In April 2009, he received a grant of \$78,261 from the Social Science and Humanities Research Council to fund a three-year research project into the economic torts. Professor Neyers also created and administers the Obligations Discussion Group (ODG), an international mailing list devoted to all aspects of the law of obligations. The ODG has more than 200 members from seven different countries. An archive of the group’s discussions can be found at <http://www.ucc.ie/law/odg/home.htm>. To be added to the list, please send a message to jneyers@uwo.ca.

VALERIE OOSTERVELD

During the 2008-09 academic year, Professor Valerie Oosterveld published “Prosecution of Gender-based Acts of Genocide under International Law” in Samuel Totten (ed.), *The Plight and Fate of Women During and Following Genocide* (Transaction, 2008) 205-218; “The Special Court for Sierra Leone’s Consideration of Gender-based Violence: Contributing to Transitional Justice?” (2009) 10(1) *Human Rights Review* 73-98; “The Special Court for Sierra Leone, Child Soldiers and Forced Marriage: Providing Clarity or Confusion?” (2009) 2007 *Canadian Yearbook of International Law* 131-171; “Prosecutor v. Brima et al., Prosecutor v. Fofana and Kondewa, Special Court for Sierra Leone Appeals Chamber” (2009) 103(1) *American Journal of International Law* 103-110; “International Criminal Justice, Politics and the Special Court for Sierra Leone” (2008)



American Society of International Law Proceedings of the 102nd Annual Meeting (May 2009); “Women’s Rights and International Criminal Law” in David Forsythe (ed.), *Encyclopedia of Human Rights* (Oxford University Press, June 2009); and “Lessons from the Special Court for Sierra Leone on Gender-Based Crimes” 17 *American University Journal of Gender, Social Policy & the Law* (June 2009). She also presented papers in Washington D.C., Ottawa, Vancouver and St. Louis on gender issues in international criminal and humanitarian law.



ADAM PARACHIN

Professor Adam Parachin continued to research and write in the areas of charity and trust law. He presented papers dealing with the legal meaning of charity at the Annual Conference of the Association for Nonprofit and Social Economy Research, the Annual Conference of the Association for Research on Nonprofit Organizations and Voluntary Action and the 38th Annual Workshop on Commercial and Consumer Law.

He also presented a paper at the National Charity Law Symposium dealing with the range of transactions that qualify for income tax purposes as charitable donations. He appeared on a panel in Washington D.C. to advocate against the adoption by the U.S. of a Canadian style annual disbursement quota for charities. He had papers accepted for publication in the *Canadian Business Law Journal* and the *Trusts, Estates and Pensions Journal*. His current projects include papers dealing with tax receipted charitable donations and the susceptibility of charitable trusts to the statutory rule against accumulations. He was included on the UWO Teaching Honour Roll and was nominated for TVO’s 2009 Ontario’s Best Lecturer Competition.

MARK PERRY

Mark Perry was appointed as Associate Dean, Research, Graduate Program & Operations in July 2008. Professor Perry is also jointly appointed with Computer Science. In July as the invited keynote speaker at the Web2Touch conference in Sao Paulo, he gave the talk entitled “SaaS the Web2 for Business: can we put it in a Cloud?” He published “From Pasteur to Monsanto: Approaches to Patenting Life in Canada” in *An Emerging Intellectual Property Paradigm: Perspectives from Canada*, edited by Ysolde Gendreau (November 2008). He delivered a talk “The Globalization of Law” at Banaras Hindu University in Varanasi, India in December 2008.

In April 2009, Professor Perry was one of several expert panel members speaking at the Fifth International Conference on Autonomic and Autonomous Systems in Spain where he presented his paper “Autonomic Licences from Patterns”. He contributed to the workshop “Surveillance at the Intersection of the Public and Private” at Oakland University in October 2008 with discussion on global surveillance systems such as Echelon. In May, Professor Perry along with Western Biology Professors Miodrag and Vojislava Grbic, who are the Canadian part of the team, were awarded Genome Canada funding for a 6.3 million dollar project that aims to develop an environmentally sound pest control strategy. He is also a co-applicant on the awarded GC grant for the project Value Generation through Genomics through Genome Prairie, with a total budget of \$5,413,101. In June 2009, Professor Perry and Western Law post doctorate fellow Thomas Margoni were among the many leading Intellectual Property scholars and researchers from 10 countries to teach a wide range of courses focusing on I.P. at an international and comparative level in Italy.

STEPHEN PITEL

Professor Stephen G.A. Pitel was on sabbatical leave in 2008-09. His central project was a text on private international law, which is due out in 2010. He also published three articles: “Rome II and Choice of Law for Unjust Enrichment” in John Ahern & William Binchy, *The Rome II Regulation on the Law Applicable to Non-Contractual Obligations* (Leiden: Martinus Nijhoff Publishers, 2009), “Choice of Law for Unjust Enrichment: Rome II and the Common Law” [2008] *Nederlands Internationaal Privaatrecht* 456, and “Commencing Proceedings Just After the Limitation Period” (2009) 35(3) *Advocates’ Quarterly* 265 (with Jean-Michel Corbeil).

Professor Pitel was a co-editor of *Exploring Contract Law* (Oxford: Hart Publishing, 2009). He was also a member of the Private International Law Working Group assisting in the preparation of a consultation paper on judicial jurisdiction for the Law Commission of Ontario.

In June 2009 Professor Pitel presented a paper entitled “The Portability of Judicial Remedies at Common Law” at the Sixth Remedies Discussion Forum, Aix-en-Provence Faculty of Law. He is the Canadian editor for www.conflictflaws.net and also maintains a national e-mail news and discussion list for conflict of laws professors.



Faculty News and Information

MELANIE RANDALL

Professor Melanie Randall's scholarly work explores law in relation to gender and equality issues, with a particular focus on gendered violence.

She published articles entitled "Honest But Mistaken Judicial Beliefs About Sexual Assault in Spousal Relationships, Consent and the Law: When No Doesn't Mean No" and "Private law, the State and the Duty to Protect: Tort Actions for Police Failures in Gendered Violence Cases" in 2008 and 2009, respectively.

In September and January Professor Randall made presentations to Victim Witness Workers in Toronto on criminal justice system responses to victims of violence. In March she presented a forthcoming paper entitled "Gendered Violence and State Accountability: National and International Considerations" at the national conference "Sexual Assault Law, Practice and Activism in a post- Jane Doe era" at the Faculty of Law, University of Ottawa. Her work with the SSHRC-funded Nova Scotia Restorative Justice project continues.

DANIEL SANDLER

Professor Daniel Sandler spoke on "Government Venture Capital Investment Programs" as part of Industry Canada's Distinguished Speakers in Economics Series in November 2008. It was an honour to be included as one of the speakers in this important series. In April 2009, Professor Sandler gave a presentation on "State-Sponsored Capital Formation Strategies" at a symposium hosted by the Tennessee Technology Development Corporation. With co-authors Professor Lindsay Tedds (U Vic) and Professor Ryan Compton (U Manitoba), he wrote an article on "Option Backdating: A Canadian Perspective" that was published in the *Canadian Business Law Journal* in June 2009. The three authors, together with Professor Christopher Nicholls, received SSHRC funding in 2009 to study in greater detail the possible causes of stock option backdating in Canada and the United States.

SARA SECK

In November 2008, Professor Sara Seck presented a paper in Copenhagen, Denmark at an international conference on Corporate Social Responsibility, Business Responsibilities for Human Rights, and International Law. The conference was hosted by the Copenhagen Business School and the Faculty of Life Sciences at the University of Copenhagen. Her paper has been selected for publication in a book of conference proceedings. Also in the fall, Professor Seck published a paper in the *Osgoode Hall Law Journal* entitled "Unilateral Home State Regulation: Imperialism or Tool for Subaltern Resistance". In April, 2009 she presented a paper at an

international interdisciplinary conference at The University of Western Ontario on the topic of Collective Punishment. In the spring, Professor Seck was awarded two research grants. She and Professor Craig Brown were awarded the BLG Fellowship for a research project on Climate Change and Insurance Law. Professor Seck was also awarded a \$33,400 SSHRC grant for one year to explore the scope of the state duty to protect human rights articulated in the Framework for Business and Human Rights presented by Harvard Professor John Ruggie to the UN Human Rights Council in June 2008.

CHRIS SHERRIN

Prof. Sherrin continued his work studying wrongful convictions. He published three papers on the topic in 2008. The first was prepared for the Goudge Inquiry into the work of pediatric pathologist Dr. Charles Smith. Entitled "Defending a Pediatric Death Case: Problems and Solutions", the paper examines the difficulties faced by defence counsel in testing and contesting pathology evidence in homicide trials. The second paper was prepared for a 25th anniversary conference on criminal justice and the Charter of Rights. It analyzes the extent to which Charter jurisprudence has (or has not) contributed to protection against wrongful conviction. The last paper was co-authored with former Western Law Professor Dale Ives. It critically analyses the Supreme Court of Canada's decision in *R. v. Singh*, suggesting that it leaves the wrongly accused with even less protection against the admission at trial of a false confession.



ROBERT SOLOMON

Professor Robert Solomon continues his research, publications and presentations in the traffic safety and healthcare fields. He co-authored, with Professor Chamberlain, "Minimizing Impairment-Related Youth Traffic Deaths" (2008), 99(4) *Canadian Journal of Public Health* 267. He is also the lead author of "Canada's New Impaired Driving Legislation: Modest Gains and Missed Opportunities" which will be published shortly in the *Criminal Law Quarterly*, and "Treatment Delayed and Liberty Denied" which will be published in the *Canadian Bar Review*. The second edition of Solomon's *Legal Guide for Social Workers* was published by the Ontario Association of Social Workers and his second edition of *A Legal Guide to the Canadian Criminal Justice System for Victims of Impaired Driving* was published by MADD Canada.

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Professor Solomon made two trips to Australia to deliver papers in the international speakers series hosted by the Centre for Accident Research and Road Safety-Queensland and the Queensland Department of Transport. He appeared before the House of Commons Standing Committee on Justice and Human Rights in Ottawa and submitted a brief, co-authored with Professor Chamberlain, entitled "Reforming the Federal Impaired Driving Legislation: Next Steps." Professor Solomon also delivered a paper entitled "Overcoming the Barriers to Effective Communication and Enforcement" at a one-day expert forum hosted by the British Columbia Superintendent of Motor Vehicles on identifying and reporting impaired drivers in emergency rooms and other medical settings.

Finally, Professor Solomon was selected as one of the top 20 finalists in TVO's 2009 Ontario's Best Lecturer Competition.



THOMAS TELFER

Professor Thomas Telfer's article, "Statutory Licences and the Search for Property: The End of the Imbroglia?" (2007) 45 *Canadian Business Law Journal* 224 was cited by the Supreme Court of Canada in *Saulnier v. Royal Bank of Canada*, 2008 SCC 58. He published (with Prof. Bruce Welling) "The Winding-Up and Restructuring Act: Realigning Insolvency Law's Orphan to the Modern Insolvency Law Process" in the *Banking & Finance Law Review*.

In February 2009, Professor Telfer spoke at the U.B.C. Annual Review of Insolvency Law Conference in Banff. He commentated on papers dealing with Equitable Subordination, Preferences and Deemed Trusts. He also chaired the Commercial Insolvency panel at the 2008 Insolvency Research Symposium in Ottawa.

Professor Telfer traveled to New Zealand in August 2008 where he taught a graduate course on Secured Transactions at the University of Auckland. He was also an invited guest lecturer in the Osgoode Hall LL.M. Programme on Banking Law where he delivered a lecture on Pre-bankruptcy Transactions.

Since 2006, Professor Telfer has been a member of Uniform Law Conference of Canada (ULCC) Committee to Create a Legal Framework for Unincorporated Associations. The ULCC at its 2008 Annual Meeting adopted the Uniform Unincorporated Nonprofit Associations Act. He continues his work with the ULCC and is a member of the Working Group on the Interest Act.

MARGARET ANN WILKINSON

Professor Margaret Ann Wilkinson's "The Author as Agent of Information Policy: the Relationship between Economic and Moral Rights in Copyright" (co-authored with former doctoral student Natasha Gerolami) appeared in (2009) 26(2) *Government Information Quarterly*, 321-332. She continues as



Editor of the Intellectual Property Institute of Canada's *Canadian Intellectual Property Review*. Work on Mobilizing Intellectual Property Expertise, under her grant from the Ontario Law Foundation, continues with colleagues Professor Mark Perry, Doug Ferguson, Margaret Capes and Professor Richard McLaren. This project examines various models of legal clinic that could operate to assist in meeting the legal information needs of communities for advice concerning personal data protection, privacy and other information law issues. Professor Wilkinson is also organizing Western's fifth national colloquium for Canada's intellectual property scholars (the Canadian Intellectual Property Academy). She has presented a number of talks and workshops on copyright and personal data protection to various audiences. An Adjunct Faculty member at the Richard Ivey School of Business, where she teaches Intellectual Property, Licensing and the Regulatory Environment of Health in the Health Sector of the MBA, Professor Wilkinson is also a member of the Steering Committee of Western's Health Policy Initiative and, together with several of her law students, is presenting at its inaugural workshop.

Thanks for a successful year

It has been an exciting year at the law school. With your help, we have implemented innovative new programs and continued to provide the best student experience in Canada.

I am very pleased to report Western Law has exceeded its fundraising goal for the year, raising just over \$2.7 million to support a variety of programs at the Law School. On behalf of the faculty, our staff and students, I would like to thank our alumni, law firms and corporate partners for their continued generous support of Western Law.

WITH THE HELP OF OUR DONORS, WESTERN LAW ESTABLISHED THE FOLLOWING PROGRAMS DURING THE 2008-2009 ACADEMIC YEAR:

Chair in Corporate Finance Law

THE STEPHEN DATTELS TERM FUNDED CHAIR IN CORPORATE FINANCE LAW
A leadership gift of \$500,000 by Stephen Dattels LLB'72 will be used to establish and support the Stephen Dattels Chair in Corporate Finance Law for a period of five years. The first of its kind in Canada, the Chair will among other things serve as an architect of an initiative in natural resources and corporate finance law.

We are pleased to announce that Prof. Christopher Nicholls will hold the Stephen Dattels Chair in Corporate Finance. "Chris Nicholls is Canada's leading scholar in the area of corporate finance law," says Western Law Dean Ian Holloway. "He is a builder and a team player, and it is thanks to the generosity and leadership of Stephen Dattels that we are able to bring to Western people of Chris's calibre."

This new Chair is intended to provide Western Law with the people, courses and partnerships with industry to graduate a new generation of lawyers ready to meet the corporate finance needs of the mining finance sector.

Lecture and Seminar Series

MATHEWS DINSDALE SEMINAR PROGRAM IN LABOUR LAW

The firm Mathews Dinsdale & Clark LLP has made a commitment of \$60,000 over three years to establish the Mathews Dinsdale Seminar Program in Labour Law. The series will commence in the 2009-10 academic year. This generous donation will enable Western Law to initiate a seminar program, which will be added to the Advanced Labour Law course, bringing leading labour law scholars and practitioners to campus to lecture on a wide range of contemporary labour law issues.

"We are committed to educating students in all aspects of the practice of labour relations and employment law," says Joe Liberman, Chair of the Student Program at Mathews Dinsdale & Clark. "This speaker series provides an excellent opportunity for students to learn from the top people in this growing and exciting field of law."

Founded in 1956 as Canada's first labour relations and employment law firm, Mathews Dinsdale has been dedicated to helping employers manage the increasingly complex laws of the workplace.



Matoula Zesimopoulos
Alumni Relations and Development, Faculty of Law

HARRISON PENZA LECTURE SERIES IN HUMAN RIGHTS



Hon. Ian Binnie and Claude Pensa

Harrison Pensa has renewed its commitment for another three years to continue the Harrison Pensa Lecture Series in Human Rights. The firm is contributing \$37,500 over the next three years to support a lecture series addressing human rights topics.

The first two speakers in this successful series were Michael Ignatieff and Supreme Court Justice Ian Binnie. Western Law will host two Harrison Pensa Lecture Series in Human Rights during the 2009-10 academic year. Our first selected speaker in the fall 2009 is Justice Richard Goldstone, a renowned figure in the field of international human rights law.

TORYS LLP BUSINESS AND LAW PRE-EMINENT SCHOLARS SERIES

Torys LLP and our Alumni at the firm made a new commitment of \$250,000 to support one of our key campaign priorities in business law - Business and Law Scholars Series. The course, organized by Professor Christopher Nicholls, will host some of the world's preeminent business law scholars. Through the Torys LLP Business and Law Pre-eminent Scholars Series, students will gain an enhanced learning experience by engaging with some of the world's most influential corporate law scholars and hearing, first hand, their perspective on business law.

The Series will run for a five-year term at Western Law. This past academic year, the Torys LLP Business and Law Pre-eminent Scholars Series welcomed the following speakers: Myron Scholes, Lynn Stout (UCLA), Douglas Baird (University of Chicago), Henry Hansmann, (Yale Law School), Robert Daines (Stanford Law School) and the BCE Panel with John Finnigan, John Porter and Alex Moore.

Student Scholarships and Research Awards

DAVIES WARD PHILLIPS AND VINEBERG RESEARCH AWARD IN BUSINESS LAW



Prof. Richard McLaren

The firm of Davies Ward Phillips & Vineberg have generously donated \$26,000 to sponsor The Davies/McLaren Student Research Internship in Business

Law over two years. The internship will be provided to a first-year law student who demonstrates academic achievement, leadership qualities through extra-curricular pursuits and a keen interest in business law. The student will work as a research assistant to Professor Richard McLaren during the summer following their first year and will continue the Internship during the summer following the end of their second year.

"At Davies, supporting excellence in legal education is a cornerstone of our firm's culture. As a firm, we are proud to assist with initiatives that contribute to the development of future lawyers, and are pleased to have this opportunity to partner with Western Law," says William O'Reilly, Managing Partner.

Davies Ward Phillips & Vineberg has been a strong supporter of Western Law's business program and initiatives and we would also like to acknowledge the firm's contribution to the Richard McLaren Professorship in Business Law. Thanks to a leadership gift from Davies, Western Law is committed to raising funds to establish a Professorship in Business Law.

KEVIN J. COMEAU CONTINUING SCHOLARSHIP

Kevin Comeau LLB'82 has made an additional contribution to Continuing Scholarships at Western Law. Over the years, Mr. Comeau has created an endowment fund with Foundation Western to establish the Kevin J. Comeau Continuing Scholarship Fund at Western Law. Mr. Comeau has made an additional gift to add to the Scholarship Fund.

"The solid education I received at Western Law School opened many doors that have enriched my life," says Kevin Comeau. "The least I could do was help someone else enjoy those same opportunities."

Each year, a first-year student will receive the Kevin J. Comeau Continuing Scholarship based on academic achievement. This scholarship will continue in years two and three for the student.

With the generous support from our alumni such as Kevin Comeau, Western Law maintains its leadership position in providing the best student experience while ensuring that financial barriers do not restrict access to a prestigious degree from Western. By matching the brightest students with the premier law program in the country, Western Law will continue to produce the next generation of exceptional legal professionals.

BLG RESEARCH FELLOWSHIP PROGRAM



Craig Brown, Sara Seck, Alexandra Hurd and Rick Morelli '95 (BLG)

Borden Ladner Gervais LLP has renewed its commitment to support the BLG Research Fellowship Program at Western Law. This new commitment of \$60,000 will support this valuable program over the next five years.

The BLG Research Fellowship is awarded annually to a student based on academic excellence. The selected student is matched with a faculty member and given an opportunity to work on faculty research projects during the summer after the first year of law school. This program provides Western Law students with a high-quality educational research experience. The 2009 recipient of the BLG Research Fellowship is Alexandra Hurd. She will assist Professors Craig Brown and Sara Seck on their research project exploring various legal aspects of climate change.

SHERRARD KUZZ LABOUR AND EMPLOYMENT LAW RESEARCH AWARD

Sherrard Kuzz LLP, a Labour and Employment Law Firm in Toronto, made a commitment of \$14,500 over the next three years to support student research fellowships in labour and employment law at Western Law.

The gift will support one student researcher each year to conduct research in the area of labour and employment law and support a designated faculty member on a part-time basis. The selected student will also have the opportunity to shadow a lawyer from Sherrard Kuzz LLP for a week to review legal cases with the labour and employment law practice.

Western Law would like to thank Rhonda Cohen and Michael Sherrard at Sherrard Kuzz LLP for their continued support to the Labour and Employment program at the Faculty of Law.

International Law Internship Program

LARRY J. INNANEN INTERNATIONAL STUDENT INTERNSHIP IN ECONOMIC LAW

Larry Innanen LLB'73 established a new International Law Internship at Western Law in the area of Economic Law. A selected student will have the opportunity to summer at an international organization with an emphasis in economic and trade law.

The student selected for the Larry J. Innanen International Student Internship in Economic Law this summer is Stephanie King. The internship will be with the International Trade Law Division, Office of Legal Affairs, of the United Nations Commission on International Trade Law (UNCITRAL), in Vienna. Stephanie will gain experience in international trade law by assisting officers of the Division in the preparation of substantive documents.

Donors

WE WOULD LIKE TO RECOGNIZE THE FOLLOWING DONORS WHO HAVE GIVEN OR PLEDGED \$1,000 OR MORE TO WESTERN LAW BETWEEN MAY 1, 2008 AND APRIL 30, 2009. WE ALSO WISH TO THANK THOSE DONORS WHO HAVE CHOSEN TO REMAIN ANONYMOUS.

Donors of \$100,000+

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Alumni Relations and Development

WILDEBOER DELLELCE STUDENTS INTERNSHIP IN SECURITIES LAW

The firm of Wildeboer Dellelce LLP has made a commitment to establish a student internship for the next three years with a corporate securities organization such as the New York Stock Exchange or the Securities and Exchange Commission in Washington. We are pleased to name this the Wildeboer Dellelce International Law Internship in Corporate Securities Law.

We would like to thank Perry Dellelce B.A.'85, Managing Partner at Wildeboer Dellelce, for his commitment and assistance with the newly established Internship to begin during the 2009-10 academic year.

CANADIAN FOOTBALL LEAGUE STUDENT INTERNSHIP

With the help of our alumnus Michael Copeland, LLB'93 MBA'99, Chief

Operating Officer of the CFL and Roger Yachetti LLB'64, Western Law has created a new internship with the Canadian Football League.

The selected student will summer with the CFL and conduct a rotation with Torys LLP, working on files such as collective bargaining agreement, reviewing and redrafting internal constitutional by law, and contract drafting reviews. [wl](#)

LAW GRAD AND BUSINESS LEADER STEPS FORWARD TO CHAIR WESTERN'S CAMPAIGN

Geoff Beattie, LLB '84, has accepted the role of Campaign Chair for Western's current campaign which runs until 2014.

Beattie is President & CEO of the Woodbridge Company Limited, a private holding company for the Thomson family. He is Deputy Chairman of Thomson Reuters, an information company created by Thomson's purchase of Reuters in April 2008. He also serves as Chairman for CTVglobemedia and a Director for the Royal Bank of Canada.

Prior to these current positions, Beattie practiced law with the firm of Tory Deslauriers & Binnington, where he specialized in corporate and securities law. From 1987 to 1990, he also held the position of Vice-President for CIBC Wood Gundy Inc.

"Geoff has demonstrated his commitment to higher education in several ways," says Western's President Paul Davenport. "He has been an active volunteer at Western, assisting the President's Council with ongoing fundraising efforts subsequent to the close of Campaign Western in 2004. And he and his family have been generous donors to several important causes across Canada and Ontario, including his alma mater where the Beattie Family Speaker Series in Business Law has been established as tribute to Beattie's philanthropy."

Beattie currently resides in Toronto, but is a Londoner at heart. He grew up in London, where he attended Oakridge Secondary School before coming to Western, and his parents still reside in the city. Beattie's siblings, Scott and Louise, are also Western grads. "It is our time to tell the world about Western and learn from the world what they expect from a top-ranked university," said Beattie.

"A strong focus on research means that Western not only produces smart, skilled young people, but it also creates a legacy of innovation and learning. We have a vital community of alumni who share with me warm memories and appreciation for our time here on campus. I am looking forward to sharing the story of Western with others and helping to gather essential funding to ensure Western remains at the forefront." [wl](#)



“A STRONG FOCUS ON RESEARCH MEANS THAT WESTERN NOT ONLY PRODUCES SMART, SKILLED YOUNG PEOPLE, BUT IT ALSO CREATES A LEGACY OF INNOVATION AND LEARNING.” GEOFF BEATTIE, LLB '84

69 **Craig Peterson**, in his 63rd year, still practices law in Vancouver. He has four employees and concentrates on personal injury, disability and labour law. His only child, Tamara, is 42 and a self-employed wholesale sales agent. His only grandchild, Jack, aged 9, is in his fifth year of competitive ice hockey.

74 The Hon. **Fran Kiteley** received an honorary doctorate of laws from the Law Society of Upper Canada.

John Starzynski is the Volunteer Executive Director of the Ontario Lawyers Assistance Program (OLAP) in Mississauga, Ontario. John was called to the bar in 1976. He practiced in a small firm and later as a sole practitioner in Oshawa, Ontario. Since 1995 he has volunteered with OLAP, a 24-hour confidential peer support and counselling program. He is presently a Director of the Legal Profession Assistance Conference, the umbrella organization for all lawyers' assistance programs across Canada. He is the President of the Mood Disorders Society of Canada and a past Director of the Mood Disorders Association of Ontario and the Ontario Suicide Prevention Network.

75 **Ted Madison** joined the London offices of Miller Thompson LLP in January 2009 where he is working in the Insurance Defence Department.

76 **Douglas Reeves** is a senior partner at the Brantford, Ontario law firm of Reeves & Buck LLP (reevesbuck.ca) and continues to practice exclusively in all aspects of Family Law including collaborative family law. He is a charter member of the Brant-Haldimand-Norfolk Collaborative Family Law Practice Group. In addition to his private practice Doug is the Area Director of Legal Aid Ontario for Brant/Brantford, a member and active participant in the Bench & Bar (Court Liaison) Committees of the Ontario Court of Justice at Brantford, a former Deputy Judge of the Small Claims Court and, until his retirement therefrom in the spring of this year, was an agent of the Office of the Children's Lawyer for more than 20 years.

77 The Honourable **Sue Barnes P.C.** has been named a Visiting Fellow at Western Law. Sue practiced law full time in London from 1979 to 1993. She served five terms as Member of Parliament for London West from 1993 to 2008.

78 **Christine Elliott** was honoured with a Community Service Award from The University of Western Ontario. Along with her husband, MP Jim Flaherty, she co-founded the Abilities Centre Durham, an ongoing work to build a world-class recreation, athletic and performing arts facility for persons with disabilities.

80 **Colin Campbell's** 2009 edition of his book, *Administration of Income Tax*, will be published by Carswell in the summer. The second Canadian edition of *Political Ideologies and the Democratic Ideal* (co-authored with three others) was published by Pearson in February. Colin is also one of the National Reporters for Canada for the 2009 Congress of the International Fiscal Association.

83 **Jeffrey Dennis** was appointed President & CEO of SonnenEnergy Corp.

Robert Ross Rooney was recently appointed as Executive VP, Legal and General Counsel for Talisman Energy Inc. He was previously partner and one of the top corporate M&A and International oil and gas lawyers at Bennett Jones LLP in Calgary throughout his 22 years with the firm. Since leaving his law practice in 2005, Bob has been active in oil and gas business and has served as a director and chairman of several private and public energy firms located in Calgary and Houston.

84 **Richard Hoffman** is a Partner at Toronto law firm Gardiner Roberts LLP, where his principal area of practice is business law. Many of his clients are family businesses (from medium-sized to very large family businesses). In addition to work and family (his older son will be entering first year of University this coming September), Richard ran the NYC marathon, trained for and competed in an International 100 meter sprint competition, and participated in the annual Toronto-to-Niagara Falls cycle race to raise money for Princess Margaret Hospital. He recently set up a charitable foundation to provide scholarship monies to a designated hardworking graduating student of high integrity and ambition and modest financial means.

86 **Tracy Brennan** (nee Hammond) was recently appointed as a Presiding Justice of the Peace to the provincial court of Alberta. She will conduct bail hearings and issue emergency orders and search warrants, among other duties.

86 **Larry Crossan and Bernie Olanski** have changed the name of their partnership to Lexcor Business Lawyers LLP. Their somewhat tongue-in-cheek trademark "Strictly Business[®]" refers to their practice areas, not their approach to life. Both Larry and Bernie work hard to balance the demands of a busy practice with their very active families and community involvement.

Faryl Hausman was a finalist for this year's Canadian General Counsel Awards in the Business Achievement category. Faryl is VP, Litigation and Regulatory Affairs and VP, Human Resources for Rothmans, Benson & Hedges Inc. Ms. Hausman was central to settling issues related to an RCMP investigation into cigarette smuggling, which paved the way for Rothmans being acquired by Philip Morris.

James Nadler has been working mainly in the film and television industry as a writer/producer on a number of television series including *PSI Factor*, *The Zack Files*, *Women on Top* and *Crash Addicts*. Most recently, as the Creator/Executive Producer, he wrote and was the showrunner of *Family Biz*. This 26-episode series is currently airing on YTV in Canada and premieres this spring in France on Canal Plus and France 2. In addition, James is a full time Professor at Ryerson University School of Radio and Television Arts.

87 **Gordon Russell** is embarking on a new adventure after 5 years at the Charleston School of Law and successfully navigating the ABA accreditation process. As of March 1, 2009, Gordon is the Associate Dean, Professor of Law and founding Director of the Law Library at the new Duncan School of Law, which will open in the Fall of 2009 at Lincoln Memorial University in Knoxville, TN.

89 **David Acri** joined Acri, MacPherson in 1991 and since then he has practiced primarily family law and real estate law. He serves as a Deputy Judge of the Small Claims Court on a regular basis, where he adjudicates on many types of legal matters. David is the Central West Regional Representative for the County and District Law Presidents Association. He is on the Board of Directors of Kerry's Place, a charity dedicated to providing services and respite to families coping with autism, and is former President of the Board of Directors of the Peel Law Association. David is also the former VP of Strategic Planning of the Asperger's Society of Ontario, and a former member of the Board of Directors of the

Elizabeth Fry Society. He has given a number of public information seminars in association with the Peel Regional Police, and regularly participates in fund-raising activities for the local hospital and Salvation Army.

91 **Catherine Bruni** was appointed to the Board of Directors at the London office of Siskinds and was elected President of the Middlesex Law Association.

Warren Bongard and his wife are pleased to announce the birth of their third child in March 2009, Harlan Bongard, named in memory of Warren's mother, Helen. Big brother Jared (10) and Carly (7) are having a blast with their baby brother.

92 **Judy Fowler Byrne** joined the Waterloo offices of Miller Thomson LLP, where she continues her practice in civil litigation. Since 2003, Judy has been the Chairperson of the Canadian MPS Society, a national charity which supports patients and families who are affected by lysosomal storage diseases. She recently helped host an international symposium on MPS diseases where leading clinicians and researchers from around the world gathered in Vancouver to share their latest findings. She continues her work as a mom, lawyer and patient advocate from Guelph where she and her husband Terry have three children.

C. Mario Paura co-authored a paper entitled "Setting Up Shop in Canada - What U.S. Retailers Need to Know", published in the American Bar Association *Business Law Today* (Vol. 8, No. 3, Jan/Feb 2009). Mario was recently elected VP of the Canadian Italian Business & Professional Association of Toronto.

93 **Michael Copeland**, Chief Operating Officer of the Canadian Football League, has been named as one of Canada's Top 40 Under 40 in May 2009.

Arlene O'Neill and her husband welcomed their third child, Shannon Nicole Cutler, on May 30, 2008. Their three children are now Connor - 8 years, Sean - 2.5 years and Shannon - 11 months. Arlene is looking forward to juggling 3 kids with a busy private practice. On the professional side, in addition to being a partner at Gardiner Roberts LLP since 2001, she was made a board member of the Canadian National Ballet School Foundation for a two-year term in 2008 and is also the CLE Liaison for the OBA Business Law Section Executive.

94 **Reena Bhatt** was made Partner at Ernst & Young, ITS in New York.

Sabrina Gherbaz was named as one of Canada's Leading Lawyers Under 40 by *Lexpert Magazine*.

Andrea Plumb was admitted into partnership as an equity partner at the London offices of Leners LLP.

95 **Scott Kelly and Susan (Sbrolla) Kelly '94** have a new(ish) daughter, Hope Catherine, born December 17, 2007. A younger sister for Alexander (7) and Emma (5). In 2008, Scott accepted a position as Senior Canadian Counsel with Northern Trust Company in Toronto. Susan has recently returned from maternity leave to her position as Director of Business, Rights and Content Management with CBC Television.

96 **Erin Carley** and her husband Daniel Turkstra welcomed their daughter Elizabeth Lauren Turkstra born Sept. 5, 2008.

Gawain Smart was appointed to the position of VP Legal at Oxford Properties Group. Gawain works with the Global Principal Investment, Global Asset Management and Finance teams in furthering the growth and strategic direction of the Company.

Mike Kitagawa joined the Great Toronto Authority Transit Authority (GO Transit) on March 30, 2008 as Legal Counsel. He can be reached at michael.kitagawa@gotransit.com.

97 **Mary Lou Brady** was appointed to the Board of Directors at the London office of Siskinds.

Jason Kroft is a partner at Stikeman Elliott LLP in Toronto practicing corporate law with a focus on finance and energy transactions. Jason and Marci have two daughters, Harper and Sloane, age 6 and 3 respectively. Jason wishes to congratulate all of his class on their 10 year call to the bar.

99 **Mitch Frazer** was named as one of Canada's Leading Lawyers Under 40 by *Lexpert Magazine*.

Samin Khan is a finalist for this year's General Counsel Awards in the Tomorrow's Leaders category, which looks for up-and-coming lawyers who have been practicing less than 10 years. Samir is the general counsel for Russell Investments Canada Limited.

00 **Hussein Hamdani** became a partner at the Hamilton firm of Simpson Wigg Law LLP in January 2009.

02 **Elise Dlin** (nee Pulver) and husband Neal are pleased to announce the birth of their son, Joshua Samuel, born on November 11, 2008.

Tania Harper is pleased to announce the opening of her sole practice "Tania Harper Family Law" in Kitchener, Ontario. Following four years of representing two different Children's Aid Societies, and practicing matrimonial law with a national law firm, Tania opened up her family practice in November 2008. The practice focuses on matrimonial and child protection matters, including separation, divorce, property issues, and adoption. For more information visit www.taniaharper.com.

Lynn Iding completed her LL.M. at the University of Toronto in November 2008. Lynn is currently employed at Legal Aid Ontario as Manager, Lawyer Workforce Strategy.

03 **Martin Marcone** is currently practicing at the Federal Department of Finance. Martin was asked to write a legal textbook 2 years ago and the work is to be published by Butterworths soon.

Dara Lambe earned a non-equity partner appointment with the London office of Leners LLP.

04 **Jen Brusse** left private practice to take an in-house counsel position with Peter Kiewit Sons Co. Kiewit is one of the largest construction companies in North America.

Shawn Pulver and his wife Aliza are pleased to announce the birth of their daughter, Sorelle Leah, born on July 23, 2008.

Sharon Rotzang (nee Zarovinsky) is happy to report that in the past year she has passed the California bar and exam and is currently the VP of Legal Affairs of Ten/Four Pictures, a production company based in Los Angeles, California.

Western Law Alumni

Kathryn Elizabeth Ash '79 died peacefully at home in Toronto on June 10, 2009. Kathryn will be deeply missed by her parents, Marjorie and Eric Ash, sister Susan (Ron) Lindsay and brother David (Dallas Brodie). A graduate of Queen's University (Hon BA) and Western's Faculty of Law (LL.B), she worked at Northern Telecom and Royal Trust and later became Vice-President, General Counsel and Corporate Secretary for AIM Trimark. In 2001, Kathryn joined Borden Ladner Gervais where she was a partner for a number of years.

Susan Byles '82 passed away in January 2009 at the age of 52 after a lengthy illness. Susan suffered from Multiple Sclerosis for many years. Beloved wife of Bruce Disher, mother of John and Meaghan, daughter of Ruth and the late Jack Byles and sister to Ian. Susan, an accomplished lawyer, was an outstanding athlete who enjoyed squash, tennis, wind surfing and running. A celebration of Susan's life was held at the Presteign-Woodbine United Church.

Michael Rolph (Mike) Carman '82 died peacefully on Wednesday, May 6, 2009. Loving and loved husband of Cathy (nee Marotta); proud father of Robert; dear and devoted son of Barbara; loving brother of Mark, Lydia and Jim; a dependable and caring brother-in-law of Ilse and John; Rosemary; Mary-Jane and Allen. A fun loving, well loved uncle and great-uncle. Predeceased by father William, sister Martha and mother- and father-in-law Katherine and Joseph Marotta. 'A friend, a mentor, a coach of many.'

The Honourable Justice Alexander Murl Graham '64 passed away after a brief illness in April 2009. Justice Graham practiced law in Woodstock from 1966 until 1985 when he was appointed a Judge at the Provincial Court, sitting in Woodstock. He served as President of the Ontario Judges Association in 1997 and 1998. He was appointed Regional Senior Justice of the West Region in September 2001, based in London.

Victoria Hill '06 passed away unexpectedly in March 2009. Victoria articulated with Barenberg & Roth and was an associate with them. Victoria was a single mother to nine-year-old Olwen.

Professor Henry King died on May 11, 2009. For thirty years he was the life and soul of the Canada-US Law Institute, which Western Law co-sponsored with Case Western Reserve University. He was a keynote speaker at the "The Holocaust and the Law" symposium at Western Law in 2003. He was one of only a small handful of surviving lawyers who prosecuted Nazi war criminals in the Nuremberg Trials in 1946.

Laura Masella '82 died peacefully at home with her family on April 11, 2009 at age 51 after a long struggle with cancer. She was the loving wife of James Leising for 23 years, loving mother of Christina and Julie and beloved daughter of Leonardo and Domenica Masella.

Joanne Poljanowski '85 passed away in 2008. Borden Ladner Gervais along with Western Law alumni and friends at the Firm have established The Joanne Poljanowski Memorial Bursary in Law to honour her memory.

Dennis Charles Roddy '99 passed away unexpectedly in October 2008, aged 36 years. Dennis was a graduate of Lakehead University and Western Law (LL.B) and became a partner in the firm MacIvor Harris and Roddy. Dennis had many interests in life but his greatest joy came from sharing his passions with his two sons, Liam and Keith, to whom he was a loving and devoted father, and his wife Robin.

John Robert 'Bob' Hutchins '03 passed away suddenly on June 11, 2009. Son of Virginia Hutchins and the late Morton Hutchins of Midlothian, VA. Bob was a graduate of Western Law and The Richard Ivey School of Business. He practiced law at Chaitons LLP in Toronto and had an unwavering passion for his career. He is survived by his mother, his older brother Will and his second family: Gertrude, Alex, and Samantha - his best friend, true love, and soul mate.

Position Yourself for Success

AS A PIONEER IN THE AREA OF LEGAL RECRUITMENT IN CANADA, MY EXPOSURE TO THE TRENDS OF HIRING IN LAW BEGAN IN EARNEST IN 1996. At that time, the Canadian legal marketplace had seen a fairly lengthy, drawn-out recession, especially affecting real estate. From 1991 through 1996 law firms did little hiring in the area of real estate and capital markets; lawyers were not being groomed to practice in these fields. As the economy shifted to more prosperous times, firms were hiring lawyers to practice in areas for which they had no training due to the resulting shortage of trained lawyers.

This hiring trend continued until 2008. Despite minor dips during the technology meltdown in 2000 and the fallout after 9/11, firms were enjoying a healthy demand for their services and, correspondingly, had an insatiable demand for lawyers. This trend was no more pronounced than in the exporting of Canadian lawyers globally, into markets with little history of hiring Canadians. For example, during the late 1990s into the 2000s, UK law firms were drawing heavily from young Canadian talent. This trend was paralleled in certain US markets with a more rigorous standard for hiring. London, New York, Boston, and parts of California were lapping up lawyers from Canada, offering large base salaries and life experiences no Canadian firm could match.

Fast forward to present day, particularly 2008; the credit markets deplete. More importantly, young lawyers in the last decade have never

worked through a recession and are shocked to see the mass layoffs in the UK, US, and here in Canada. Despite all the doom and gloom, pockets of the practice of law continue to enjoy success and growth (insolvency, employment, litigation, etc.). As in the early 1990s, the capital markets have slowed dramatically, accessing financing has become increasingly more challenging, and development of new real estate is suspect. What I have learned from prior recessions leads me to believe that law firms will be more mindful in their hiring-back process, and will continue to staff, perhaps on a more tempered basis, in areas that they forecast growth in 2010 and beyond.

How does an experienced lawyer (or even a new graduate) position him or herself in this unusual and perhaps unprecedented time? Firms in the UK and US are now recruiting more locally, leading to diminished demand for Canadians. As a result, lawyers should be focusing on domestic opportunities. Unfortunately, it is also a tough time for domestic law firms, who, taking a conservative approach to cost reduction, are just not hiring in the numbers they once were. We have, however, been placing lawyers with smaller firms for whom business is thriving, due in part to a degree of flexibility in their fee structures and their ability to provide more specialized legal services. The in-house legal market has also been experiencing steady growth as companies move away from outsourcing legal services and develop their own legal departments.



Warren Bongard '91

Following are some non-conventional options that currently exist in what I perceive to be a new world order in the practice of law:

- join/buy a sole practitioner's practice - this will offer broad exposure and incomparable hands-on experience with numerous ways to "take over" the practice
- identify appropriate small firms in the cities of your choice, apply as counsel/associate and be prepared to latch on to a senior partner for getting work, or mentorship if appropriate
- identify an appropriate industry you feel passionate about, make applications to the General Counsels (or HR directors if no GC exists) letting them know of your passion for their business (or prior exposure to it), and your willingness to contribute as counsel
- identify pockets of government where you feel you have something to contribute; get in touch with Senior Counsel or perhaps the Deputy Cabinet Minister and find out how to apply

Warren Bongard is Vice-President and Co-Founder, ZSA [wl](#)

of Concepts and Cab Rides

BY PROF. CHRISTOPHER NICHOLLS

THE DRIVE FROM LONDON ONTARIO TO TORONTO'S PEARSON AIRPORT HAD NEVER SEEMED SHORTER.

It wasn't the traffic. The 401 was as busy as ever. It wasn't the cab driver's lead foot, either. He was a study in prudence, diligently obeying all posted speed limits. The two-hour ride seemed to fly by because I was engrossed in conversation with my fellow passenger: Nobel Prize winner Myron Scholes. Fresh from the lecture at Western Law that I had invited him to deliver, Dr. Scholes was en route to Toronto to catch a flight to La Guardia. By happy coincidence, I was also flying from Pearson that night, on my way to England to deliver a paper on securities law enforcement at Cambridge University. At his suggestion, we made the trip to the airport together.

This was not the first time I had enjoyed the chance to speak with the co-creator of the Black-Scholes option-pricing model. Four years earlier, I had hosted his visit to Halifax. But the financial world had become a much different place since then. We had witnessed a U.S. housing bubble, the subprime mortgage debacle, the ensuing credit "crunch", shocking major investment and commercial bank failures, and were now in the depths of a full blown international financial crisis.

Making sense of the current economic turmoil requires more than a lawyerly talent for distinguishing cases and dissecting statutes. We need to inform our legal judgments with the insights of the best and brightest minds from many academic disciplines. And Myron Scholes is one of the world's finest financial economic thinkers. He offered insightful and challenging observations about Godel's Theorem,



Prof. Christopher Nicholls welcomes Myron Scholes to Western Law

Heisenberg's Uncertainty Principle, Bayesian Probability, and the implications of "negative convexity". But it was one of his simple insights that impressed me most: the notion that students – in any discipline – must learn to think and conceive of problems conceptually. "Successful practitioners," he told me when we first met, "are experts at chopping wood." But without a strong conceptual framework, they may not always know just which trees to chop.

It is sometimes hard to convince law students – especially those with ambitions to work amongst the no-nonsense pragmatic practitioners of business and financial law – that they need to be prepared to venture beyond the comfortable territory of case reporters and statute books and think conceptually. Yet the need for conceptual problem solving in the legal and regulatory arena has never been greater. Our commitment at

Western Law to expose our students to some of the world's intellectual leaders – not only in law, but also in cognate disciplines like economics – has catapulted our law school to the forefront of business law education in Canada. But the long-term success of our programs will be gauged by the accomplishments of our graduates. Their ability to view the role of law and lawyers expansively by applying the insights of scholars like Myron Scholes will help shape the future of legal practice and legal doctrine. There's never been a more exciting time to be involved in legal education. And thanks to our students, our alumni, faculty colleagues, and inspiring visitors, there's never been a more exciting time for business law at Western.

Christopher Nicholls holds the Stephen Dattels Chair in Corporate Finance Law at Western Law. [wl](#)

The Golden Anniversary Fund

We are proud of our 50-year history and believe the best is yet to come.

We take great pride in the range of opportunities we have opened up for students in recent years. Our goal is to continue and expand the programs that help Western provide the best student experience.

The centrepiece of this celebratory year is to establish a Golden Anniversary Fund which will provide support for student programs including:

- *Our exchange program*
- *Existing international internships*
- *The continuation of various moot programs*

MAKE A DIFFERENCE

In recognition of the Faculty of Law's 50th Anniversary, we are asking alumni and friends of the Law School to continue to build our reputation and support student programs by making a special gift of \$1,000 to the Golden Anniversary Fund. Through the Golden Anniversary Fund, our students will gain an enriched educational experience that will provide a practical perspective in the practice of law. With generous support from our alumni and friends, Western Law can make a difference by educating the next generation of global leaders.

For more information on how to make a direct gift to the Golden Anniversary Fund visit: www.westernconnect.ca/law50 or contact: Matoula Zesimopoulos, Alumni Relations and Development
The University of Western Ontario, Dean of Law Offices,
Room 234, Law Building
Tel: 519-661-3953, Mobile: 519-282-2838
E-mail: matoula.zesi@uwo.ca

CELEBRATING OUR 50TH ANNIVERSARY

www.law.uwo.ca

Please join us at the upcoming Western Law school events:

September 17, 2009: Pensa Lecture in Human Rights (The Hon. Justice Richard Goldstone)

October 1, 2009: 50th Cocktail Reception, The University of Western Ontario

October 3, 2009: Homecoming weekend - Dean's Breakfast and Tour of the Law School

October 16 - 17, 2009: "Law and Governance in Britain", a symposium sponsored jointly with the Department of History

October 30, 2009: The Koskie Minsky Lecture (The Hon. Rosalie Abella, Supreme Court of Canada)

October 31, 2009: Labour Law Conference: "Employment Equity: 25 Years after the Abella Report"

November 12, 2009: The Steven Coford Lecture (Prof. Jeremy Waldron, New York University)

November 24, 2009: The Canada-US Law Institute Distinguished Lecture (Prof. Janice Gross Stein, Director of the Munk Centre for International Studies)

March 4, 2010: "Shakespeare in Court: A Play with Appeal", Conron Hall, The University of Western Ontario

March 2010: Alumni Denning Night in Toronto

Spring 2010: The Beattie Family Lecture in Business Law



Spring 2010: "Justice in the Ancient World", a symposium sponsored jointly with the Department of Classics

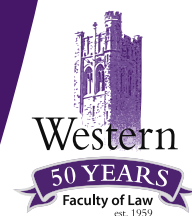
Spring 2010: First Annual Canadian Conference on Clinical Legal Education hosted by Western Law's Community Legal Services

Spring 2010: 50th Golden Anniversary Gala, Royal York Hotel, Toronto

Stay tuned for details about celebrations in Calgary, New York, Ottawa and Hamilton.

For more information visit www.law.uwo.ca/50th

The University of Western Ontario



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