



HCLA News

Newsletter of the Halton County Law Association

Volume 2 Issue 2

Spring 2011



THE LAW SOCIETY OF UPPER CANADA
2011
Benchers Election

**The deadline for voting is
 April 29, 2011 at
 5:00 p.m.
 Make sure to vote and
 have your say!**

HCLA Real Estate Seminar



Speakers for the Halton County Law Association Real Estate Seminar:
 (L to R) Sidney H. Troister, Lori M. Swartz, Sherri Lavine and Mark Hartman

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The Halton County Law Association held its Annual Real Estate Seminar on Tuesday, April 26th at the Halton Region Museum.

Mark Hartman of the law firm Chaitons LLP, as well as being a presenter on the topic of Buying from a Mortgagee selling under Power of Sale, was this year's program chair and did a terrific job with organizing the line up of speakers and topics.

Lori M. Swartz, of LawPro discussed using the Law Society of Upper Canada's Rules of

Professional Conduct, By-laws and Practice Management Guidelines to help protect against real estate fraud.

Sherri Lavine, also of Chaitons LLP spoke on the Impact of Novation on the Exigibility of HST. Sherri reviewed a number of cases on the concept of novation and how it applies to the GST/HST transition.

Sidney H. Troister, of Torkin Manes LLP, spoke on how to avoid the "oh-oh's"!

He discussed what real estate lawyers are getting sued for and identified mistakes which have given rise to claims.

Thanks to Mark Hartman for putting together a top-notch program and to all the speakers for their informative presentations.

Also, thanks to the many registrants who attended this program and continue to support local continuing legal education in Halton.

**Deadline for Next Issue:
 July 1, 2011**



President's Report by Claire Wilkinson

Is everyone looking forward to the end of winter? Here in Halton we packed a lot in the last few months, and our spring calendar is just as full.

On November 17-19, 2010, Ted Graham and I represented the Association at the fall plenary session for CDLPA. Malcolm Heins, the CEO of the Law Society presented, and emphasized the concerns the Law Society has with the greying of the bar, and succession planning. It was emphasized that each of us should have a plan in place as to what lawyer will take over his/her practice should the lawyer pass away unexpectedly. Do you have a plan in place for your practice? You will see this question now appears on the annual Law Society report that you had to complete by March 31, 2011. A summary of the rest of the issues discussed during the plenary session was already emailed to you on January 6, 2011.

Other recent Association events include:

On November 25, 2010, our Association held our annual Civil Litigation education program. It was an interesting and informative day, and we were very pleased to have Justice Quigley, Justice Gray and Justice Murray on our speaker list! We intend to make this education program an annual event, so stay tuned for the date for this seminar in November 2011.

On November 26, 2010, we our Association once again enjoyed a wonderful evening at our Holiday Dinner Dance, held at the Burlington Golf and County Club. The evening was a great success, and enjoyed by all who attended.

On December 3, 2010, our Association held its annual Family Law Seminar, which was very well attended. Justice Coats was very involved in planning and implementing the program, and we are very grateful to her for her involvement. The program was well attended, and a great source of information for those in attendance.

We have also been very busy with three swearing in ceremonies for our new judges. We are delighted to welcome Justice Goodman and Justice O'Connell to the bench in Milton!

On February 17 and 18, 2011, your Executive had its first Strategic Planning session in Niagara-On-The-Lake. The event was a great success, with many new and exciting ideas being generated for not just the upcoming year, but also for planning into the future. We are committed to ensuring that our continuing legal education programs contain the required CPD (Continuing Professional Development) components, plus we want to focus on developing membership, developing an articling and mentorship program, and working towards getting a new court house. (Yes, we still have hope that it can be done!)

On March 3, 2011, we held our Annual General Meeting at the Harbour Banquet Centre in Oakville. It was a sold out event, with Chief Justice Warren Winkler giving an informative and enjoyable presentation as our key note speaker. We were disappointed, however, to have been unable to present the Fickle Finger of Fate award, due to the lack of nominees! If you, or someone you know, has experienced an unfortunate slip-up in the course of practicing law, that led to an interesting or ironic result, please let us know!!! This award is a long standing tradition of our Bar in Halton, (I have personally won it twice!), so please don't be shy, and share your "oops" stories with us. We all need to laugh sometimes, even if it is at ourselves.

With the AGM came the changeover in Executive members. While we are very excited to welcome our new Executive members, we are sorry to see the following dedicated members leave us:

Michael Darling
Karmel Sakran
Lynne Thompson
Kimberley Wolfe

I wish to particularly acknowledge Michael Darling and Lynne Thompson, who have each been on our Executive for 10 years!! Thank you to Michael and Lynne for your commitment and dedication to our Association.

Finally, Ted Graham, Laura Oliver and I recently attended a bench and bar meeting with Regional Senior Justice Van Melle on March 10, 2011. During the meeting, we were reminded that case management masters are available in Milton and Brampton to do pre-trials on Simplified Procedure cases. As well, there are plans to make mediation services in family law cases available both on site and off site in the court house. This initiative should be underway by summer 2011. Justice Van Melle also expressed her gratitude to the Dispute Resolution Officers in Milton and Brampton who are volunteering their time so effectively. Wait times to obtain orders following motions court was also discussed. Justice Van Melle confirmed she would speak with Central West judges about attempting to get files involving orders issued on simple matters in motions court to the registrar's office as soon possible, to try to reduce the wait time counsel experiences in attempting to obtain orders on non-complicated matters. If you have any issues that you wish raised in a bench and bar setting, please forward your comments and concerns to Karen Kennett at hcla@bellnet.com.

Please mark your calendars for these upcoming events:

June 14, 2011—Annual Charity Golf Tournament
September 16, 2011—Annual Barn Dance and Social
November 26, 2011—Annual Dinner & Dance

Hope to see you there!



The Criminal Docket by Ted Graham

On June 11, 2011 the HCLA is sponsoring the 4th annual Criminal Law Seminar. Once again is it being held at the Quality Inn on Bronte Rd in Oakville. The focus this year will be on common ethical issues we face – whether in relation to our own clients or as duty counsel. We are pleased to have The Honourable Mr. Justice Andrew Goodman appear as a guest this year. In the past he has been instrumental in helping organize the seminar. Please see the flyer on page 10 for more details.

We tend to focus on significant Appellate cases. However it is useful to highlight some recent local decisions of the Ontario Court of Justice.

For example, R. v. Staples [2011] OJ No. 1329, is a helpful case where Justice Brown excluded evidence of a breath demand where reasonable grounds were not present and the police did not afford the defendant the opportunity to consult counsel at the roadside. In R v Aujla [2011] OJ No 151 Zisman, J. found the officer to have sufficient grounds. Her Honour also reviews impaired and refuse sample issues in R v Garant [2010] No 5164. In R. v. Friesen [2011] OJ No 899, Justice Cooper determined that the transfer of impaired charges from Hamilton to Halton was not an abuse of process given the nexus between the offences and the evidence obtained in Halton.

Perhaps the most noteworthy recent decision is R v Agro [2011] OJ No 265, where Brown J. stayed proceedings following a s. 11(b) application. The Defendant had been prejudiced by the fourteen months of non-waived delay. Most importantly, His Honour analyzes the relevant factors when assessing delay caused by matters which are not completed on their original scheduled trial dates. Amongst other issues, the Crown had failed to file a Charter response and the Court found that this contributed to the delay. Recent cases where no s. 11(b) breach were found are R v. Goldi [2010] OJ No 5774 and R. v. Boanta [2010] OJ No 4293 both decisions of LeDressay, J. and R. v. Aujla [2010] OJ No 4812, per Zisman, J.

R. v. R.A.P. [2011] OJ No 204 is a helpful case which discusses the relevant authorities when evaluating evidence in a domestic assault case. R. v. V.F.C [2011] OJ No. 13, Brown, J. analyzes features of a sexual assault/sexual interference case.

In R v. Pouya [2010] OJ No. 5738, Forsyth, J. excluded narcotics evidence as a consequence of an officer exceeding his authority to conduct a roadside investigation. In R. v. Kohi [2010] OJ No. 5329, Madam Justice Zisman denied a Crown application to forfeit a motor vehicle following the Defendant's conviction for possession for the purpose of trafficking.

People in the news ... on the move



Patricia Anderson has relocated her law office to 1100 Burloak Drive, Suite 300, Burlington, ON L7L 6B2, telephone remains the same 905-333-0903, new fax number 289-293-0343.

Paul Groulx has relocated his law office to 411 Guelph Line, P.O. Box 400, Burlington, ON L7R 3Y3, telephone 905-333-5524, fax 905-333-5455.

Monty Hyde's email address has changed to monty.hyde@bell.net

Lisa Bombardieri has joined Karen A. Thompson, Professional Corporation, 165 Cross Ave., Suite 301, Oakville, ON L6J 0A9, telephone 903-338-7941, fax 905-844-9765, email lisa@karenthompsonlaw.ca.

The Law Offices of Thomas H. Marshall, Q.C. Professional Corporation are moving effective April 19th to 1540 Cornwall Road, Suite 205, Oakville, ON L6J 7W5. Telephone/fax/email addresses are unchanged.

Classified Ads

Anyone having knowledge of a will on **Ernest (Ernie) Topliss**, who resided at 4457 Lakeshore Road, Burlington, Ontario and who passed away on February 13, 2011 is asked to contact Jane Topliss at janetopliss@hotmail.com or telephone 780-756-3501.

Anyone having knowledge of a will for **Robert Charles Ferris**, residing at 2158 Lilman Court, Apt. 1, Burlington, Ontario, L7R 1X2, is asked to contact Robert's daughter, Gina Raymond at 905-319-6687.

Anyone having knowledge of a will of **William Frank Mullen**, who resided at 2263 Marine Drive, Apt. 1003, Oakville, Ontario and passed away on March 31, 2011, is asked to contact Mary Elkin at 905-875-0188.

Anyone having knowledge of a will of **Richard Francis Fawcett**, of 180 Sherwood Road, Milton, who passed away on March 31, 2011, is asked to contact Karen Measel at 289-820-6206 or email kmeasel1@cogeco.ca

Anyone having knowledge of a Will for **John William Ford** who resided at 2021 Erika Court, Oakville, Ontario and passed away on February 13, 2011, is asked to contact Tracy Parkinson at 905-842-8030 x3358.



Family Law News

Pension Valuation & Division by Katherine Batycky

Members of the Family Law bar have been waiting for the government of Ontario to release the new regulations to the *Pension Benefits Act* ("PBA") related to the valuation and division of pensions for family law purposes so that the new scheme of pension valuation for pensions governed by the PBA, as set out in the Family Statute Law Amendment Act, 2009 (more commonly known as "Bill 133") would take effect. The enactment of the corresponding regulations is required before proclamation of the legislation. On March 3 2011, draft regulations were posted.

Although these provisions have not yet been proclaimed and therefore not yet in effect, and they still could be refined, a review of them is invaluable to understanding how the issue of valuing and dividing pensions on separation is going to change.

This new regime provides that the valuation of a spouse's pension (governed by PBA) for family law purposes will be completed by the Plan Administrator, and not by an actuary retained by the pension holder. The valuation will be completed according to the formula set out in the Regulations.

In addition, the division of the pension will be able to be effected immediately, once there is a court order, arbitration award or domestic contract setting out the payment from the pension. The division will either be as a lump sum transfer out of the pension plan for pension holders not yet retired,

or as a division of the pension in pay, if the pension holder is retired.

The Family Law Act has been amended to provide for this new regime of pension valuation and division. The definition of "property" in section 4 has been amended to now include "in the case of a spouse's rights under a pension plan, the *imputed value*, for family law purposes, of the spouse's interest in the plan, as determined in accordance with section 10.1, for the period beginning with the date of the marriage and ending on the valuation date". New Section 10.1 defines "the imputed value", for family law purposes, of a spouse's interest in a pension plan to which the PBA applies, as the value that is determined in accordance with section 67.2 of the PBA and further, that for any other pension plan, where reasonably possible, in accordance with section 67.2 of the PBA with necessary modifications. In addition, under section 10.1, the statute now allows, for provision in Orders for an actual division of the pension or pension benefits.

The rules governing the valuation and division of pensions are found in a new section of the PBA entitled "Family Law Matters", which is comprised of new sections 67.1 through to 67.5. Included in the changes in the PBA is the inclusion of the expanded definition of "spouse" under the support provisions of The FLA, to include "either of two persons who are not married to each other and have cohabited, (a) continuously for a period of not less than three years, or (b) in a relationship of some permanence, if they are the natural or adoptive parents of a child." Accordingly, the PBA provision al-

lows division of pensions for unmarried spouses as well as married spouses. The consequent definition of "family law valuation date" provide for this change, by its definition as, "with respect to a member former member or retired member of a pension plan and his or her spouse, (a) the spouses' valuation date under Part I (Family Property) of the *Family Law Act*, or (b) for spouses to whom Part I of that Act does not apply, the date on which they separate and there is no reasonable prospect that they will resume cohabitation. The regulations set out the starting date for the calculation as either (1) date of marriage for married spouses, (2) if the married spouses cohabited before their marriage, then a date jointly chosen but no earlier than the date the cohabitation began and no later than the date of marriage and for common law spouses, a date jointly chosen but no earlier than the start date of cohabitation, or if they cannot jointly choose then the date of cohabitation.

The application procedure is also set out in the new statutory sections and regulations: For spouses who do not have an Order for equalization of net family properties that was granted before the day on which these sections of the PBA come into force, the member or member's spouse is to complete the Application Form, (the format of which will be set by the Regulations), and with the Application Fee (which, is to be no more than \$200 for a defined contribution pension, and no more than \$500 for a defined benefit pension), submit the Application Form to the Administrator of the specific pension. The Administrator shall then determine the imputed value of the pension (for family law purposes) in accordance with the rules set out in the Regulations, and give a Statement containing the prescribed information to both spouses within 60 days.

This Statement will set out a "preliminary value", and "imputed value" of the pension, specify the lump sum amount payable by the pension member to the spouse, and payment options (e.g. transfer to RRSP, payment of lump sum). The preliminary value is the "entire" value of the pension as calculated according to the Regulations, whereas – as stated above- the "Imputed value" is the value of the pension accrued from date of marriage/cohabitation to the family law valuation date. Once the Statement is received, a spouse of the member/former member is eligible to apply to the Administrator for an immediate transfer of a lump sum from the pension plan, or, in the case of a pension already in pay at time of separation for a division of the pension, as long as the transfer has been provided for by an Order, domestic contract or arbitration award. In other words, having a court order, arbitration award or signed domestic contract that states the pension is to be divided, the lump sum amount is stated and where it is to be transferred, is a prerequisite to the pension payout being completed. In addition, in order to have the pension divided, or lump sum transferred to the spouse, a separate application form will have to be completed. The Application must be made on the form approved by the Superintendent (as prescribed by the Regulations) and must be accompanied by the material that is specified in the form. The application form must include a certified copy of the domestic contract, arbitration award or court order setting out the applicant's entitlement to the transfer, the amount to be transferred and where the money is to be transferred.

Continued on page 5

Feedback from the Bench

We have offered to provide suggestions on advocacy. Our offer has been accepted, and those of us on the sixth floor of the Brampton Court House hope to provide a regular column on topics that counsel may find useful.

We recommend *Ontario Court Room Procedure* by Donald S. Ferguson (2009, Lexis Nexis). This is a very readable resource for use in the Superior Court particularly, but also helpful for any level of court. It covers every step of the trial procedure in criminal, family and civil litigation. Many of us refer to it regularly.

The recently published *Evidence in Family Law* (Edited by Harold Niman and published by Canada Law Book) will also be of assistance to those in the family law bar.

For help with drafting factums, Eugene Meehan's "*Write to Win*" in 2010 36 *Advocates Quarterly*, 389 may be very instructive.

For civility issues, *Principles of Civility for Advocates and Principles of Professionalism for Advocates* produced by The Advocates Society is an excellent resource.

For both insight and whimsy, we recommend the many columns written by the late Justice Marvin Catzman in the *Advocates Society* magazine.

Pleadings

Although many software programmes produce single-spaced 10 point type, there is no requirement that counsel produce documents this way. It is difficult for the presiding judge to properly review pages and pages of single-spaced small print. Most of us are older than most of you. We would be assisted if pleadings

were double-spaced and in larger print.

Confirmation forms are vastly improved from the recent past; however, confirmations still appear with "all issues" and do not fill in the appropriate tabs to be read. This makes it very difficult for the presiding judge to be properly prepared to hear argument. We really do rely on the confirmations, and your work is worthwhile and appreciated. Failure to properly complete the confirmation forms means that the judge will have spent unnecessary time preparing for some cases, leaving less time to prepare for others.

All pleadings and affidavits should be proof read. Careless spelling and grammar errors will detract from your argument.

Consent orders should not be drafted from Minutes of Settlement or Separation Agreements without thought. The court cannot order someone to agree or waive rights. There are many terms in consents and Separation Agreements that are not properly court orders. It does not suffice to simply cut and paste from the consents into the court order. Real drafting must be carried out.

Affidavits for alternative service orders should come from the client. Generally, it is not satisfactory for a clerk or a lawyer to tell the court that the client does not know where the respondent resides. Such an affidavit may well put counsel in harm's way if the client is not telling the truth.

Affidavits that are replete with inflammatory language and hostile rhetoric are not helpful to the Court. The Judge is looking for relevant facts and information, and aggressive

finger-pointing is distracting at best, aggravating at worst.

Advocacy

During oral submissions, or objections at trial, only one counsel should be standing at a time. For objections, examining counsel should sit when the objection is made. Objecting counsel should make their submissions and sit down. Examining counsel should respond and, if necessary, objecting counsel may reply. Objections at trial are a form of oral argument. They are not to be an ongoing discussion between counsel and the court.

Counsel should make all submissions through the judge. There should not be a dialogue between counsel during the hearing.

If both counsel are speaking at once, they are both wrong.

If counsel is relying upon case law, that case law should be provided to opposite counsel well before the argument starts. It should not be handed across as submissions are made.

Civility and courtesy to both other counsel and the Court are the hallmarks of superior advocacy. Over-identification with one's own client can blind counsel to the real issues, and can decrease one's effectiveness as an advocate.

We hope that these suggestions will be of assistance to both the bar and bench, so that we can all assist the litigants with their concerns.

continued from page 4

Restriction on the payment or transfer is that the payment or transfer can be no more than 50 per cent of the imputed value.

The actual formula for valuing a pension set out in the regulations is a set of complicated formula, depending on the type of pension plan, and the status of the member (e.g. active, still earning; retired; deferred; spouse of retired member) including a factor for the number of years a member is away from eligibility for an unreduced pension. The valuation provided will not include any income tax adjustment.

The transition provisions of the statute state that these new rules will apply to Orders, arbitration awards and domestic contracts made after the date the statutory provisions come into force.

As these provisions and regulations are not yet proclaimed, changes can still be made. It remains to be seen whether the actual valuations are more, less or generally the same as the values parties receive under the current law, from actuaries.

Are we getting closer to the day when we will start using this new regime? The next deadline is April 18th, which is the due date for any comments on the draft regulations released to date. After that, we will have to wait and see.



Cross-Border Law by Jon-David Giacomelli¹

Motions to Strike under Rule 21.01(1)(b)

Rule 21.01 of the *Rules of Civil Procedure*, R.R.O. 1990, Reg. 149 ("Rules"), allows a party to move to strike out a pleading where it discloses no reasonable cause of action or defence.

Preliminary Considerations

No evidence is admissible on a motion under Rule 21.01(1)(b). The rationale behind the rule is based upon the principle that the sole issue to be determined is the sufficiency of the pleading being attacked.² When evidence is tendered, the proper course of action is for the courts to disregard tendered evidence in such

motions, and not to consider the determination of other issues heard contemporaneously or in connection with the motion.³ The only exception to the rule relates to evidence that forms an integral part of the pleading being challenged. This could include facts to which judicial notice are taken, or an argument that the pleading should be struck for want of jurisdiction.⁴

On motions to strike under this rule, facts that are alleged in a Statement of Claim are to be "taken as true for determining whether the claim discloses a reasonable cause of action. To do otherwise is to effectively conduct a summary judgment proceeding under Rule 20 without having the sworn evidence of the parties to this litigation as a basis for determining whether there is a genuine issue for trial."⁵ Furthermore, "the facts alleged in the statement of claim are accepted as proven unless they are patently ridiculous or incapable of proof."⁶

The Test

In order to strike out a Statement of Claim, the Court must be satisfied that it is plain and obvious that the pleading discloses no reasonable

cause of action. If there is a chance that the plaintiff might succeed, then the plaintiff should not be driven from the judgment seat.⁷ Though the court can exercise its discretion and strike a claim as disclosing no reasonable cause of action, the courts have stated that its power to do so should be "exercised only in the clearest cases."⁸ Thus, claims should proceed to trial in the normal course and be tested on a full factual record, unless the action is certain to fail.⁹

Concluding Thoughts

Rule 21.01(1)(b) is a useful tool for counsel to minimize costs to their client, but it must be utilized in the proper circumstances. Practitioners should be mindful that a motion to strike a pleading under rule 21.01 shall be made promptly pursuant to Rule 21.02. Failure to bring a Rule 21 motion in a prompt manner is sufficient grounds to dismiss the motion, and is not merely a matter affecting costs.

Jon-David Giacomelli is an Partner in the International Legal Services Group of Cambridge LLP, a litigation boutique with offices in Toronto, Burlington and Ottawa. His email address is jgiacomelli@cambridgellp.com.

1. Mr. Giacomelli acknowledges Timothea T. Leung, Associate with the *International Legal Services Group* of Cambridge LLP, for her assistance in writing this article.
2. *Chief and Council of the Red Rock First Nation v. Canada (Attorney General)*, [2005] O.J. No. 2270 (Sup.Ct.) at para. 28
3. *Trendsetter Developments Ltd. v. Ottawa Financial Corp.* (1989), 32 O.A.C. 327 (C.A.)
4. *Ibid.*, see also *Fulowka v. Whitford*, [1996] N.W.T.J. No. 95 (C.A.)
5. *Prete v. Ontario*, [1993] O.J. No. 2794, (C.A.) at para. 16
6. *Folland v. Ontario*, [2003] O.J. No. 1048 (C.A.) at para. 10.. see also *Nash v. Ontario* (1995), 27 O.R. (3d) 1 (C.A.) at para. 11
7. *Hunt v. Carey Canada Inc.* [1990] 2 S.C.R. 959, (4th) 321 (S.C.C.), at para. 33
8. *Temilini v. Ontario Provincial Police (Commissioner)*, [1990] O.J. No. 860 (C.A.) at para. 8
9. *Freeman-Maloy v. Marsden* (2006), 79 O.R. (3d) 401 at para. 18 (C.A.)

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DIVORCEmate's NEW initiative is a game changer for family law in Canada

MySupportCalculator.ca coming soon!!

By spring 2011, a new website, www.MySupportCalculator.ca, will begin providing the Canadian public with better access to justice through a free, basic and educational child and spousal support calculator.

MySupportCalculator.ca will run a *very simplified version* of DIVORCEmate's Tools 2K software, handling only the most simple and uncomplicated financial situations.

A concise, easily understandable printout will be generated that can be taken to court or to a family lawyer. While providing the basic child and/or

spousal support figures, the printout will also "warn" the public of the limitations of the simplified calculator and the complexity of the issues in their situation; the website will encourage the public to seek help from a qualified family law professional listed and profiled on the website.

MySupportCalculator.ca will provide a comprehensive list of family law professionals located in the user's general proximity, with further search refinements available based on information provided by you when you establish your "Profile".

IMPORTANT ACTION ITEMS: Any family law professional who wishes to be listed and profiled on this new website should sign up now, by going directly to www.mysupportcalculator.ca/profile.

Listings on the website will be FREE until the end of 2011, thereafter a reasonable fee will be charged to remain listed. You may also arrange to have the MySupportCalculator.ca link appear directly on your own firm's website, with your firm as the only listing initially showing. For further information, contact us at info@mysupportcalculator.ca or 416-718-3461 or 1-800-653-0925, extension "0".

Don't miss out — sign up now!

Note: MySupportCalculator.ca is 100% owned and operated by MySupportCalculator Ltd. For greater certainty: (i) MySupportCalculator Ltd. is managed and operated completely independently, from DIVORCEmate Software Inc.; and (ii) DIVORCEmate Software Inc. and MySupportCalculator Ltd. are separate and distinct legal entities.

**“He who
wins last,
wins”**

Earl Cherniak, Q.C.
Appellate Advocacy Group, Lerner LLP

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Appellate Advocacy Group

The appeals process demands detailed and discriminating analysis of the existing record. It rewards the insight to identify and articulate a strategy upon which a case will turn. It favours those with an intimate understanding of the procedures and perspectives that define our appeal courts and Supreme Court. It is an unforgiving environment for those who approach unprepared.

Whether you won at trial and face an appeal or lost at trial and wish to launch an appeal, we can help you determine the final outcome for your client.

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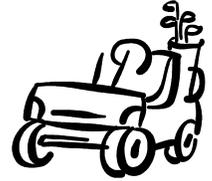
To sign up for the Lerner's Appellate Advocacy Netletter, visit www.lerners.ca/appealsnetletter

Calendar of Events

- June 2, 3, 4** **A Man for All Seasons**
A joint production of Theatre Aquarius and
The Hamilton Lawyers' Club
Call Theatre Aquarius for tickets: 905-522-7529
- June 11** **Criminal Law Seminar**
See flyer and registration form on page 10.
- June 14** **HCLA Annual Charity Golf Tournament**
Hidden Lake Golf & Country Club
See registration form on page 9.
- September 16** **Annual Barn Dance**
Rick & Karen Day's Farm
Details to follow.
- October 15** **HCLA Dinner & Theatre Night**
Milton Centre for the Arts presents "12 Angry Jurors",
cast with members of the Halton County Law Association
Watch for further details!
- November 26** **HCLA Annual Dinner & Dance**
Oakville Golf Club
Details to follow.
- December 9** **Annual Family Law Seminar**
Details to follow.



HALTON COUNTY LAW ASSOCIATION Charity Golf Tournament



In Support of International Justice Mission Canada

Tuesday, June 14, 2011



Hidden Lake Golf & Country Club
1137 No. 1 Side road, Burlington

Thank you to our generous sponsor PricewaterhouseCoopers LLP

Prizes, Silent Auction
Registration limited to first 72 "golfers"

- Tee-off times begin at 11:30 a.m.
- Dinner at 7:00 p.m.
- Golf cart included in the price
- Hole Sponsors: \$150.00
- Contact Karen Kennett @ 905-878-1272 or hcla@bellnet.ca

RSVP to Karen Kennett, Halton County Law Association, 491 Steeles Ave. E. Milton, Ontario L9T 1Y7



Telephone 905-878-1272 or fax 905-878-8298 or email: hcla@bellnet.ca by June 3, 2011.

Golf Tournament Registration Form

| | |
|------------------------------|--|
| I will attend golf & dinner. | My cheque for \$130.00 is enclosed _____ |
| I will attend golf only. | My cheque for \$90.00 is enclosed _____ |
| I will attend dinner only. | My cheque for \$45.00 is enclosed _____ |

Name: (please print) 1. _____

Names in my foursome 2. _____

3. _____

4. _____

Tee off time preferred: _____



The Halton County Law Association Criminal Law Spring Seminar

Topics and Speakers:

Immigration consequences of criminal convictions - John Abrams
Ethical Issues relating to bail hearings - Patricia Anderson
Ethical/Practical Issues in the Family Law/Criminal Law Context - Dale Fitzpatrick
Representing young persons: role of parents, getting instructions - Scott Aird
How to be removed as counsel of record, when to do it - Robert Brooks
Disclosure – who owns it – how deal with it? - Laura Hillyer
How to deal with physical evidence which comes into your possession - Stephen Collinson
Ethical issues as addressed by the Ontario Court of Appeal - Lorna Bolton
Civility in the Halton Context - Robert Lush Q.C.
Advocacy – A view from the Bench - The Honourable Mr. Justice Andrew Goodman
Legal Aid Issues - Carmelo Runco

Date: Saturday June 11, 2011
Location: Quality Hotel, 754 Bronte Road, Oakville
Time: 9:00 a.m. to 1:30 p.m.
8:30 a.m. Registration, coffee & muffins
Cost: \$60.00 (included HST R10462350)

**The Halton County Law Association gratefully acknowledges
a donation from the Criminal Lawyers' Association.**



I would like to register for the Criminal Law Seminar on June 11, 2011. Enclosed is my cheque payable to the Halton County Law Association.

Name: _____

Telephone: _____ Email: _____

Send to: The Halton County Law Association, 491 Steeles Avenue East, Milton, ON L9T 1Y7